

Before me, Martha B. Joiner, the undersigned authority in and for said County in said State, personally appeared Burr Harris, who, after being by me first duly sworn to speak the truth, deposes and says:

My name is Burr Harris. I am 65 years of age and have lived in Shelby County, Alabama, almost all of my life. I am one and the same person as the Burr Harris who purchased the surface rights in and to the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 3, Township 22 South, Range 4 West, on August 22, 1934, from Alabama Mineral Land Company, a corporation, as shown by deed recorded in Deed Book 98 Page 8 in the Probate Office of Shelby County, Alabama. Affiant further says he paid the full consideration for said deed within less than one year from the date he purchased said land and obtained a receipt for the same. Affiant further says that immediately after he purchased the surface rights to said forty, he went into immediate possession of the same and had the lines around said forty acres surveyed and marked and affiant was in the actual possession of said land and continued in the possession of it until he sold the following described lot, now known as Jack D. Haynie and Joyce Haynie Lot, to William Harris, on May 27, 1937. Prior to the time he sold said lot to William Harris, affiant says he erected a 3 room house thereon. Said lot being described as follows:

A part of the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 3, Township 22 South, Range 4 West, described as: Begin at the northeast corner of said forty and run west along said forty acre line 310 feet; thence turn an angle of 80 degrees to the left and run 440 feet to the north line of Columbiana-Tuscaloosa Road; thence turn an angle of 85 degrees 30 minutes to the left and run in a southeasterly direction along said road 200 feet; thence turn an angle of 102 degrees to the left and run along the west line of Calvin Harris lot 285 feet; thence turn an angle of 114 degrees to the right and run along the north line of Calvin Harris lot in a southeasterly direction 210 feet to the east line of said forty acres; thence turn an angle of 114 degrees to the left and run north along said forty acre line 285 feet to the point of beginning. Being situated in Shelby County, Alabama.

It is called to affiant's attention that the west line of the lot conveyed to William Harris was described in said deed, which is recorded in Deed Book 109 Page 253 in said Probate Office as running south a distance of 410 feet. Affiant says that the westerly line of the property actually sold to William Harris and which William Harris actually went into possession of, ran in a southwesterly direction 440 feet and that there was at that time and is now an iron stob on the north line of said forty where said line begins and there is another iron stob on the north line of the Montevallo-Boothton highway where said west line of said lot ends. Affiant further says that the said William Harris went into immediate possession of said lot now owned by the Haynies as the same is described hereinabove in this affidavit and he lived in the house situated thereon contin-

uously until he conveyed said Haynie lot to Virginia Means on September 7, 1940, as shown by deed recorded in Deed Book 109 Page 254 in said Probate Office. Affiant says that it is called to his attention that the deed from William Harris to Virginia Means also described the west line of said Haynie lot as running south a distance of 410 feet, but affiant says the west line actually ran in a southwesterly direction^{440 feet} and that the ends of each line are marked by iron stobs, as mentioned above, and that Virginia Means went into possession as the owner of said Haynie lot as it is described hereinabove in this affidavit. Affiant further says that the said Virginia Means lived in said house from the time she purchased said land until she conveyed it to Alonzo Kellum in March of 1948, as shown by deed recorded in Deed Book 152 Page 187 in said Probate Office. Affiant further says that Alonzo Kellum went into immediate possession of said lot as described hereinabove at the time he purchased the same and rented it out to Virginia Means until her death several years ago. Affiant further says that on August 21, 1952, Alonzo Kellum and wife conveyed said lot to Mrs. Laura Underwood, as shown by deed recorded in Deed Book 155 Page 541 in said Probate Office. It is called to affiant's attention that said deed to William Harris and said deed from William Harris to Virginia Means and said deed from Virginia Means to Alonzo Kellum described one line of the Haynie lot as running east 210 feet to the east line of said Section 3; however, affiant says that said line actually ran in a southeasterly direction and ran parallel with the Montevallo-Boothton highway. It has also been called to affiant's attention that the southerly line of said Haynie lot in said deed into William Harris and from William Harris to Virginia Means described said lot as running east 200 feet; however, affiant says that said south line actually ran in a southeasterly direction 200 feet along the north line of said Montevallo-Boothton Highway. Affiant further says that the said Mrs. Laura Underwood went into immediate possession of said Haynie lot as hereinabove described in this affidavit at the time she purchased the same and she lived in the dwelling house situated on the same until she sold said lot to Jack D. and Joyce Haynie on August 2, 1954. Affiant says that the said Haynies went into immediate possession of said lot as described hereinabove in this affidavit and lived in the dwelling house situated thereon for several months and since they have owned said lot, they tore down the dwelling house which I built on said lot and they have now erected a new home situated on said lot.

Affiant further says that he knows James T. Pickett who is said to have redeemed the NE $\frac{1}{4}$ of said Section 3 on August 2, 1954, as shown by Tax Sale Record 14 Page 335 in said Probate Office. Affiant says that he knows James T. Pickett

never owned any interest in the above described lot and the land owned by James T Pickett is in an entirely different forty to that described above.

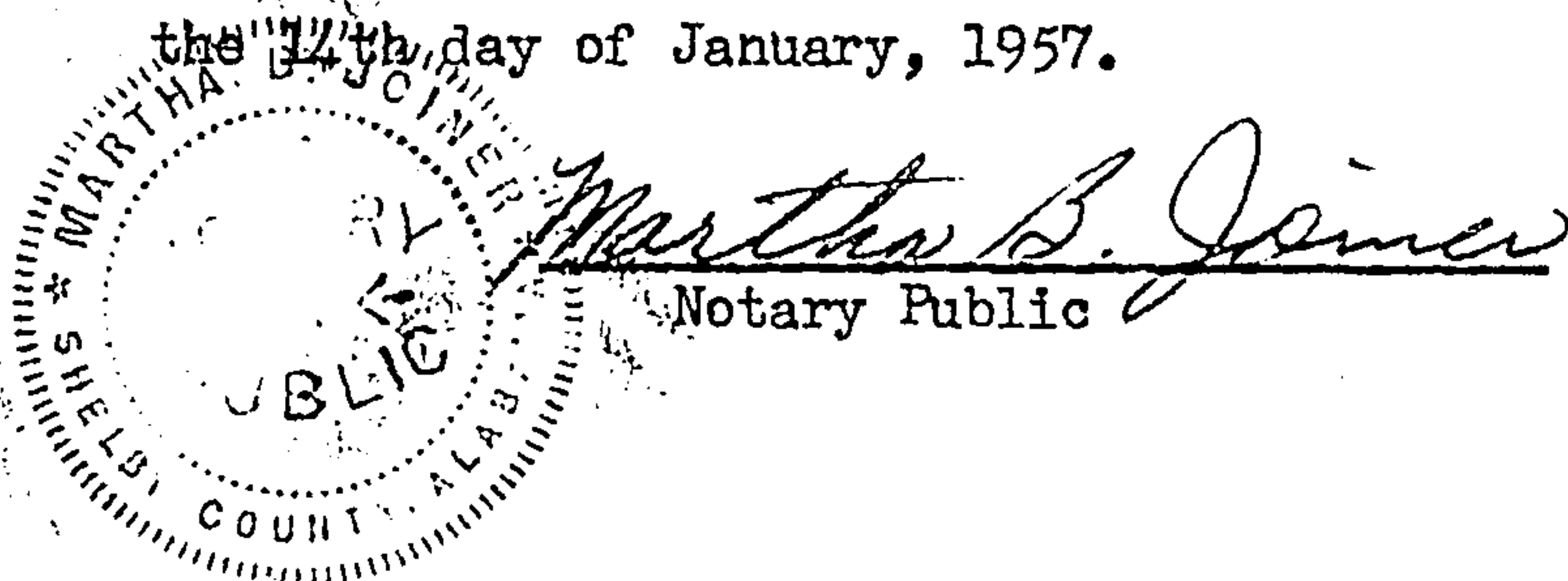
Affiant further says he is familiar with a lot owned by Calvin Harris which lies south and east of the Haynie lot hereinabove described. The east line of said Calvin Harris lot runs along the east line of said forty for a distance of 285 feet and the south line of said Harris lot runs along the north line of the Montevallo-Boothton road in a northwesterly direction 210 feet. Said lot is of uniform width and breath and affiant knows that said lot does not encroach upon the above described lot owned by Jack D. and Joyce Haynie.

Affiant further says that the said Jack D. Haynie and Joyce Haynie and their predecessors in title from the time affiant first purchased said lot, along with other land in August 1934, to affiant's personal knowledge, have been in the actual possession of said lot hereinabove described in this affidavit and each and every foot of it and all of them have actually lived on the property except for Alonzo Kellum who rented it out to his sister, Virginia Means. Affiant further says he has never heard of anyone contesting their possession or disputing their title to said lot.

Burr Harris
Burr Harris

Sworn to and subscribed to before me this

the 12th day of January, 1957.



State of Alabama, Shelby County

I, L. C. Walker, Judge of Probate hereby certify that the within was filed in this office for record the 19 day of Feb. 1957 at 2 o'clock P. M. and recorded in Book 185 Page 78 & examined. Fee \$2.00 and the Mortgage Tax of \$2.00 Deed Tax of \$2.00 has been paid. L. C. Walker Judge of Probate