

1771

STATE OF ALABAMA

SHELBY  
~~XXXXXXXXXX~~ COUNTY

BOOK 185 PAGE 207

Personally came and appeared before me, L. E. Shaw  
**Justice Of The Peace**a ~~Notary Public~~ in and for said County in said State, Mrs. Cora McGaughy, who being first duly sworn to speak the truth deposes and saith as follows:

My name is Cora McGaughy and I am 81 years of age. J. T. McGaughy, who died in the year 1940, was my husband. I married J. T. McGaughy in the year 1899 and we lived for 45 years in a house situated about two hundred yards South of the lot of land described in deed from T. A. Bearden and wife, Lizzie Bearden, to T. A. Bearden, J. L. McGaughy, and J. T. McGaughy, as trustees of the Salem School Community, which is recorded in Deed Book 50, page 61 in the Office of the Judge of Probate, Shelby County, Alabama. My husband, J. T. McGaughy, was the same J. T. McGaughy shown as one of the trustees in the deed referred to above. I know from my own personal knowledge that about one year after T. A. Bearden and his wife, Lizzie Bearden, deeded the lot of land described in the deed referred to above to the Trustees of the Salem School Community, that a school was organized and a school built on the lot conveyed to the Trustees and that school sessions were held in the school building on up until about the year 1925, at which time the building situated on the lot which had been used for a school building was abandoned for use as a school and that this was the time when the schools in Shelby County were consolidated. During the years that school was held in the school building situated on the lot, the students attending the school obtained water from a well at our house.

During the years the building was used as a school four of my nine children attended this school. The year the building was abandoned for the use as a school, Mrs. Gertrude Kirkley was the teacher the last year the school was held there.

I know from my own personal knowledge that since the building was abandoned for the use as a school about the year 1925, that the building situated on the lot was not used for educational, charitable or religious purposes of any kind or nature.

I further know from my own personal knowledge that about the year 1936, the old school building was torn down by Floyd Bearden, who is the son of T. A. Bearden and wife, Lizzie Bearden. I know that two or three years before the old school building was torn down, that Luther Bearden, who is the son of T. A. Bearden and Lizzie Bearden, lived in the old school building as a dwelling for one winter, and that Redger "Jack" Butler and his wife, Rosie Bearden Butler, daughter of T. A. Bearden and

Lizzie Bearden, lived in the old school house as a dwelling for two winters.

I further depose and saith that after the school building was torn down and the lumber removed from the property that there has been no other structures of any kind or nature built on the lot described in the deed referred to above up until about three years ago when some parties began building a concrete block Church on the lot. I know that prior to the time these parties built the concrete block Church on the lot that Floyd Bearden had built a fence around the lot a few years after the old school building was torn down and this fence remained around the lot described in deed referred to above until about three years ago when the people went on the premises and removed the fences and began building the concrete block Church.

I further depose and saith that every year about May or June Memorial Services for the people buried in the Salem Grave Yard are held across the road from the Salem Graveyard under a big white oak tree which ~~was~~ is across the road and North of the old school building site, and that since the year 1925, there has been no type of educational, charitable or religious ~~purposes~~ <sup>use made of the lot referred to above</sup> up until about three years ago when they began building the concrete block Church on the lot.

+ Cora McGaughy

Cora McGaughy.

Sworn to and subscribed before on this 28 day of February, 1957.

L. E. Shaw

Notary Public.

Justice of the Peace

State of Alabama, Shelby County  
I, L. C. Walker, Judge of Probate hereby certify that the within affidavit was filed in this office for record the 1 day of March 1957 at 8 o'clock A.M., and recorded in Deed Record 185 Page 207 & examined 1 and the Mortgage Tax of \$ 1.25 and the Deed Tax of \$ 1.25 has been paid. L. C. Walker Judge of Probate