

STATE OF ALABAMA

SHELBY COUNTY

BOOK 188 PAGE 223

Before the undersigned authority personally appeared Charlie Burnett, who is known to me, and who being by me first duly sworn, deposes and says:

I am acquainted with the SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 18, Township 20, Range 2 West, Shelby County, Alabama, and have known this land for twenty years or more. Shelby Iron Company deeded to my wife, Terry Belle Burnett the S $\frac{1}{2}$  of the above described forty by deed dated November 25, 1946, and recorded in the Probate Office of Shelby County, Alabama, in Deed Book 129, page 502. My wife's real name is Carrie Belle Burnett.

The abstract to this property shows that J. W. Horton, on the 22nd day of August, 1901, deeded to Albert Horton and J. C. Horton, the SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of said Section, which deed is recorded in the Probate Office of Shelby County, Alabama, in Deed Book 23, page 449. Neither J. W. Horton, Albert Horton, nor J. C. Horton have been in possession of this land since I have known it. In fact I do not know anybody by that name in that part of the country. Other lands were included in said deed.

My wife and I lived upon the land conveyed by Shelby Iron Company to my wife, for eleven years before it was deeded to her and during that time we rented it from Shelby Iron Company, and we lived upon it and cultivated portions of it during that eleven years, and since that time my wife has been in the actual, open, notorious, continuous, exclusive, adverse, hostile possession of said property, living upon it and cultivating portions of it each and every year.

Shelby Iron Company deed to Paul Bean and Lorene Bean the S $\frac{1}{2}$  of N $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , of said Section, and the 10 acres lying immediately West thereof, by deed dated November 25, 1946, which deed is recorded in the Probate Office of Shelby County, Alabama, in Deed Book 134, page 11, and the grantees went into possession of said twenty acre tract of land immediately upon the execution of the last mentioned deed, and have been in the actual, open, notorious, continuous, exclusive, adverse, hostile possession of the same continuously to the present time, living upon it and cultivating portions of it each and every year. In fact they had the land rented from Shelby Iron Company for 14 years before they procured the aforementioned deed, and during that time they lived upon it

BOOK 188 PAGE 224

and cultivated portions of it each and every year. Neither J. W. Horton nor Albert Horton nor J. C. Horton have been in possession of any portion of said twenty acre tract of land for the last twenty years or more, and have exercised no acts of ownership over it.

*Charlie Burnett*

Charlie Burnett

Sworn to and subscribed to  
before me on this the 26th day  
of July, 1957.

*Henry Allen*

Notary Public  
State at Large for Alabama

STATE OF ALABAMA, SHELBY COUNTY  
I, L. C. Walker, Judge of Probate, hereby certify that the within *affidavit*  
was filed for record the *27* day of *July* 1957, at *8* o'clock *P.* M.  
and recorded in *Deed* Record *188* Page *223*, and the Mortgage Tax of  
Deed Tax of \_\_\_\_\_ has been paid. *L. C. Walker* Judge of Probate