

468

STATE OF ALABAMA, X  
SHELBY COUNTY.....X

BOOK 190 PAGE 11

Before me, the undersigned authority, in and for said County, in said State, personally appeared C.E.Houlditch, who, being by me first duly sworn, deposes and says that he resides at Montevallo, in Shelby County, Alabama, and has so resided for more than 44 years, last past; that he has been acquainted with the location, boundaries, owners, and parties in possession of the following described lands, to-wit:

A part of the Northwest Quarter of the Northwest Quarter of Section 21, Township 22, South, Range 3 West, and a part of the Northeast Quarter of the Northeast Quarter of Section 20, Township 22, South, Range 3 West, and being more particularly described as follows: Commence at the Southeast corner of the Northwest Quarter of the Northwest Quarter of Section 21, Township 22, Range 3 West, and run thence South 88 degrees and 30 minutes West along the South line of said Northwest Quarter of the Northwest Quarter of said Section 21, for a distance of 520 feet to the point of beginning of the tract of land herein described and conveyed: Thence turn an angle of 90 degrees to the right and run North 185 feet; thence turn an angle of 90 degrees to the right and run East 100 feet; thence turn an angle of 90 degrees to the left and run North 361 feet, more or less, to the Merriweather property, thence turn an angle of 73 degrees to the left and run for a distance of 502 feet along the Merriweather property to the wet weather branch; thence along said branch as follows: Turn an angle of 72 degrees and 30 minutes to the left for a distance of 55.2 feet; thence turn an angle of 36 degrees and 30 minutes to the right and run a distance of 56.8 feet; thence turn an angle of 12 degrees to the left and run 73 feet; thence turn an angle of 16 degrees to the left and run for a distance of 121 feet; thence turn an angle of 6 degrees to the left and run 186.4 feet; run thence 9 degrees to the left for a distance of 86 feet; thence run at an angle of 6 degrees to the right for a distance of 309.4 feet; run thence 3 degrees and 15 minutes to the left for a distance of 51 feet to the South line of the Northeast Quarter of the Northeast Quarter of Section 20, Township 22, Range 3 West; thence turn an angle of 120 degrees and 30 minutes to the left and run in an Easterly direction along the South line of said Northeast Quarter of the Northeast Quarter of said Section 20, and the South line of said Northwest Quarter of the Northwest Quarter of said Section 21, all in Township 22, Range 3 West, for a distance of 969.2 feet to point of beginning.

BOOK 190 PART 18

There is EXCEPTED, however, from the lands herein described a strip of land measuring 100 feet in width across part of the East line of the tract of land herein conveyed and more accurately described as follows: Commencing at the Southeast corner of the Northwest Quarter of the Northwest Quarter of Section 21, Township 22, Range 3 West, and run thence South 88 degrees and 30 minutes West along the South line of said Northwest Quarter of the Northwest Quarter of said Section 21, for a distance of 520 feet; thence turn an angle of 90 degrees to the right and run in a Northerly direction for a distance of 185 feet to the point of beginning of the parcel of land EXCEPTED herein and from this conveyance: Thence turn an angle of 90 degrees to the right and run East 100 feet; thence turn an angle of 90 degrees to the left and run North 361 feet, more or less, to the Merriweather property; thence turn at an angle of 73 degrees to the left and run along the line of the Merriweather property to a point 100 feet West measuring perpendicular to the East line of said EXCEPTED lot extended; run thence South and parallel with the East line of the lot herein EXCEPTED for a distance of 361 feet, more or less, to the point of beginning, and said above described EXCEPTED lot containing 5/6ths. of an acre, more or less, and being a part of the Northwest Quarter of the Northwest Quarter of Section 21, Township 22, South, Range 3 West.

All situated in Shelby County, Alabama.

Affiant further says that Minnie F. Houlditch is the wife of your affiant and is the owner of the above described property; that during the month of May, 1954, the above described lands were surveyed and a map was made thereof by J. R. McMillan, Land Surveyor, Register No. 419; that your affiant was with the Surveyor and assisted him in making the said survey of said lands, and that your affiant knows that said survey, and the description of the said lands written above is a true survey and a true description and a correct one, and that said survey and map were made by the said Surveyor, J. R. McMillan registered under No. 419.

Affiant further says, as stated above, that he was with the Surveyor continuously in the making of said survey, and that in the survey made, running from the Merriweather land in a Southwesterly direction, and being the West line of the lands described above, that said Surveyor ran along the center line of said ditch, or branch, as shown by the above description, and that said survey followed the meanderings of said ditch or branch thereof.

Affiant further says that S. E. Nabors was a widow on July



2nd., 1912, on the date of the conveyance from L.N.Nabors and S.E.Nabors to Emma Brown Chestnutt, as shown in Deed Book 49, on page 195.

Affiant further says that he is familiar with the lands conveyed by D.W.Morris to J.R.Westbrook by deed dated 1st. of September, 1919, as shown in Deed Book 66, on page 318, and knows of his own personal knowledge that the lands described therein are included in the lands described in this affidavit, and being the same lands conveyed by J.R.Westbrook to Eula B.Westbrook, as shown in Deed Book 82, on page 400, and being the same lands conveyed by Eula B.Westbrook to J.R.Westbrook, as shown in Deed Book 83, on page 363, and being the same lands conveyed to Minnie F. Houlditch by J.R.Westbrook and wife, Eula B.Westbrook in that certain mortgage recorded in Mortgage Book 160, on page 546, and being the same lands conveyed in that foreclosure deed from J.R.Westbrook and wife, Eula B.Westbrook to Minnie F.Houlditch, dated February 27, 1933, as shown in Deed Book 95, on page 239, and that said lands conveyed in the several deeds, as aforesaid, are situated partly in the Northwest Quarter of the Northwest Quarter of Section 21, and the Northeast Quarter of the Northeast Quarter of Section 20, all in Township 22, South, Range 3 West.

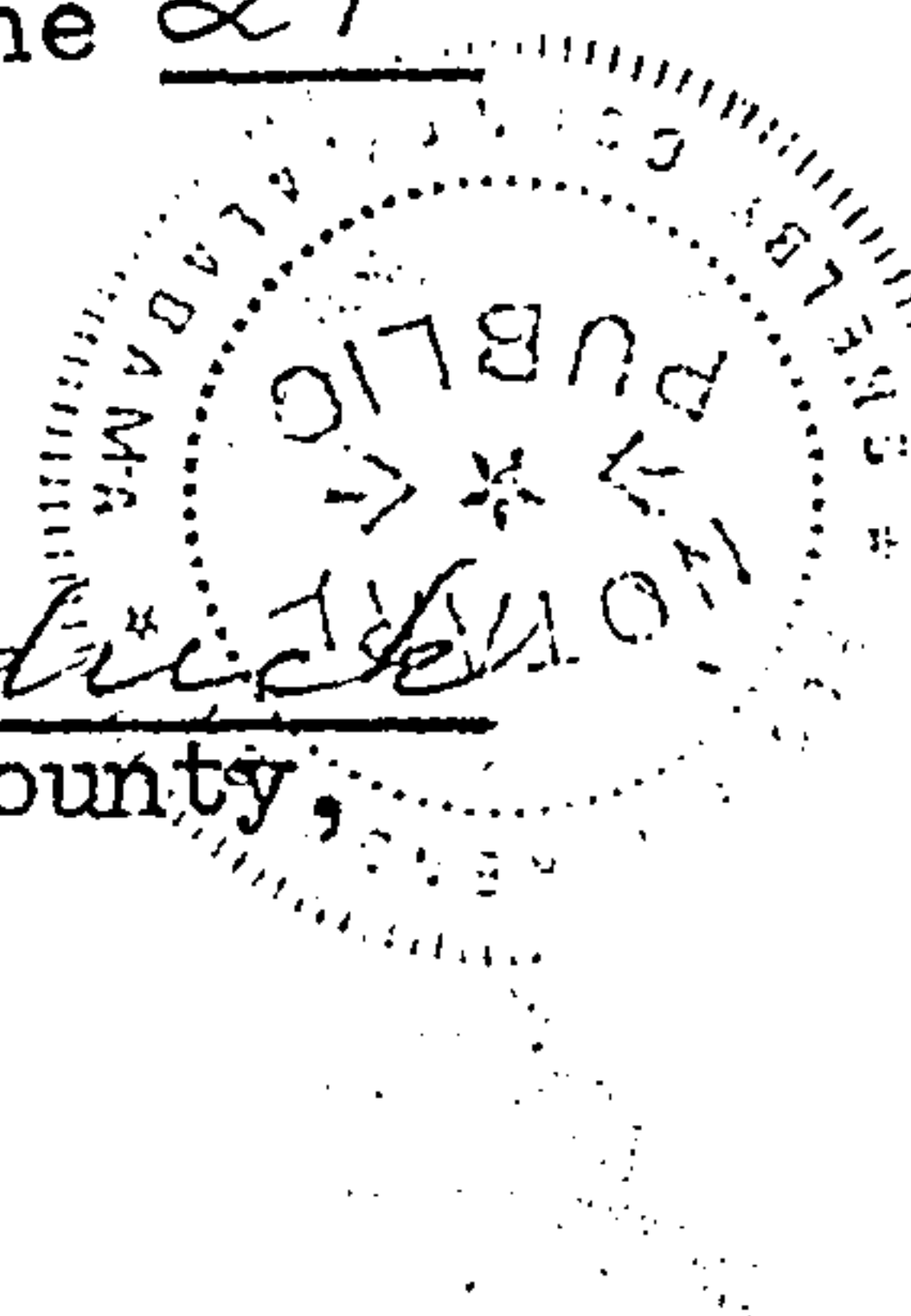
Affiant further says that he knows of his own personal knowledge that for more than 24 years, last past, that Minnie F.Houlditch, and those through whom the said Minnie F. Houlditch holds title, namely, J.R.Westbrook and wife, Eula B. Westbrook; D.W.Morris; Emma B.Chestnutt and husband, S.L.Chestnutt; L.N.Nabors and wife, Alice M.Nabors; and L.N.Nabors and S.E.Nabors, respectively, to the above described tract of land, have been, respectively, in the open, notorious, continuous, peaceable, and adverse possession of said lands claiming said lands as their own, respectively, against all the world, and exercising acts of ownership over said lands by regularly assessing the same for taxes and the payment of taxes thereon, and at times, cultivating said lands in agricultural crops, and that your affiant has never heard the title of the said Minnie F.Houlditch, or those

through whom she holds title to said lands to be questioned by anyone, or the boundary lines thereof to be disputed by anyone.

C. E. Houlditch  
(C.E.Houlditch).

Sworn to and subscribed before me, on this the 21  
day of October, 1957.

Elvie L. Kendrick  
Notary Public, Shelby County,  
Alabama.



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 31  
day of October 1957 at 1 o'clock PM, and recorded in D Record 190 Page 15 & examined  
and the Mortgage Tax of \$ \_\_\_\_\_ Deed Tax of \$ \_\_\_\_\_ has been paid.  
Fee \$ \_\_\_\_\_ L. C. Walker Judge of Probate