

STATE OF ALABAMA
SHELBY COUNTY

Before me, the undersigned authority, personally appeared Mrs. Lula Lee Jones, who is known by me, and who, being by me first duly sworn, deposes and says as follows:

My name is Lula Lee Jones. I am 70 years of age. I have been familiar with the ownership and possession of the property which E. J. Poole and wife, Myrtie Poole, bought from J. J. Smylie in October, 1945, as described at page 128 of Deed Book 123, since before 1914 and until the present date.

I remember when J. D. Shinn bought the said property about 1914. I remember this because my husband and I bought adjoining property in 1914, which we have occupied as a homestead from 1914 until the present date.

J. D. Still bought the said property in 1916 and later sold the same to Claudia B. Lambeth about 1928. Claudia B. Lambeth, a widow, later conveyed said property to one of the Smylie boys in 1936. James J. Freeman and wife, Katie Freeman, moved on said property in 1939 and occupied said property as a residence about 2 years--whether the Freeman's took possession under a deed, lease, or other written instrument, I don't know. They occupied said property about two years. Mr. Freeman died in 1940.

Richard H. Harding was a nephew of Mr. Freeman's, and Richard H. Harding and wife, Martha Harding, moved on said property while Mr. Freeman was sick and before he died. Mr. and Mrs. Freeman had no children. Mrs. Freeman stayed on said property with the Hardings until December, 1942, one year after the bombing of Pearl Harbor by the Japanese.

Mrs. Freeman left our community and married a Mr. Drake. She lived in the vicinity of Bessemer, Alabama, the last time I heard of her, which was about 5 or 6 years ago. Mrs. Freeman came to visit me at various times after she left our community. I never heard her claim said property or any interest therein after she moved away.

Mr. and Mrs. Harding moved to Childersburg after Mr. Freeman died and later moved to Florida. I haven't seen them since they moved away, and I have never heard of their claiming said property or any interest therein since they left.

J. J. Smylie owned the said property after Mrs. Freeman and the Hardings left. It is my understanding that he bought said property under a mortgage foreclosure deed in 1942. Mr. E. J. Poole and wife, Myrtie Poole, bought said property from Mr. Smylie in October, 1945. The Poole's have sold several lots off the original tract of said property since they bought said property, as aforesaid.

Lydia Marie Poole Causey now owns a lot which lies just to the north of, and adjoining, the lot which I have occupied as a homestead since 1914, her deed being recorded at page 423 of Deed Book 195, Office of the Judge of Probate, Shelby County, Alabama. I know of ~~my~~ my own personal knowledge that Lydia Marie Poole Causey and her predecessors in title, as stated above, have been in actual, open, peaceable, notorious, continuous, undisturbed, exclusive, adverse possession of all of the said property as described at page 423 of Deed Book 195, claiming the same against the world and against the claims of all persons whatsoever since before 1914, as aforesaid, and until the present date.

I have never heard of Mrs. Katie Freeman, or any person claiming through James J. Freeman, or Richard H. Harding or Martha Harding or any person claiming through them, claim to own said property or any interest therein, or to occupy any part thereof, since 1942, as aforesaid.

Sworn and subscribed to before me this 28th day of October, 1958.

Lula Lee Jones
As Notary Public, State at Large

STATE OF ALABAMA
SHELBY COUNTY

Before me, the undersigned authority, personally appeared John R. Harper, who is known by me, and who, being by me first duly sworn, deposes and says as follows:

My name is John R. Harper. I am 78 years old and have lived within a mile and a half of the property now owned by Lydia Marie Poole Causey as described at page 423 of Deed Book 195, Office of the Judge of Probate, Shelby County, Alabama, for the past 48 years.

I have read the above affidavit of Mrs. Lula Lee Jones and I know the facts stated in here affidavit concerning the past ownership and possession to be true.

I remember James J. Freeman and his wife and Richard H. Harding and his wife and remember when they occupied said property about the year 1942. I have never heard of Mrs. Freeman or Mr. and Mrs. Harding, or anyone claiming through them, claiming to own said property, or the property now owned by E. J. Poole and wife, Myrtie Poole, or any interest therein, or to occupy any part thereof, since Mrs. Freeman and Mr. and Mrs. Harding left said property in 1942. I have not seen Mrs. Freeman nor Mr. and Mrs. Harding since they left our community in 1942.

Sworn to and subscribed before me this 28th day of October, 1958.

John R. Harper
As Notary Public, State at Large

STATE OF ALABAMA, SHELBY COUNTY

I, E. C. Walker, Judge of Probate, hereby certify that the within was filed for record the 28 day of Oct 1958, at 2 o'clock P.M. and recorded in Deed Book 196 Page 360, and the mortgage tax of _____ has been paid.