

1444

STATE OF ALABAMA

SHELBY COUNTY BOOK 198 PAGE 240

Before me, *Mary Lee Mahaffey*, the undersigned authority in and for said county, in said state, personally appeared George Kendrick, who, after being by me first duly sworn to speak the truth, deposes and says:

My name is George Kendrick. I am 68 years of age and have lived in Shelby County, Alabama, all of my life and have all along been familiar with the following described land:

Commencing at the southwest corner of the SW $\frac{1}{4}$ of NW $\frac{1}{4}$, Section 9, Township 24 North, Range 12 East; thence 30 feet to the southeast boundary of the old Montevallo-Wilton Road (said distance being along a bearing of north 87 deg. 22 min. east along south boundary of said SW $\frac{1}{4}$ of NW $\frac{1}{4}$; thence north, 39 deg. 27 min. east along said southeast boundary of the old Montevallo-Wilton Road, a distance of 1840.40 feet to a point; thence south, 63 deg. 03 min. East, a distance of 13.28 feet to the point of beginning of lot herein described which lies on the southeast right of way line of present State Highway 25; thence south, 63 deg. 03 min. East a distance of 406.72 feet to a point; thence north, 39 deg. 27 min. east parallel to said Highway 25 southeast right of way line, a distance of 245 feet to a point; thence north, 63 deg. 03 min. West a distance of 406.72 feet to a point on said southeast right of way line of State Highway 25; thence south, 39 deg. 27 min. West along said right of way line, a distance of 245 feet to the point of beginning; being situated in Shelby County, Alabama.

I am a son of S. J. Kendrick and recall when he purchased the above described land, along with other land from Charles W. Hooper and others on September 5, 1910, as shown by deed recorded in Deed Book 44 Page 600 in the Probate Office of Shelby County, Alabama. It is called to affiant's attention that the deed to his father did not describe any of the land purchased as being in the NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 9, Township 24 Range 12 East; however, affiant says that part of the land purchased by his father did lie in the NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 9 and the land purchased included all of the above described lot.

Affiant further says he recalls when his father sold a portion of the land purchased from Charles W. Hooper and others to H. F. Moody, as shown by deed dated October 17, 1913, and recorded in Deed Book 53 Page 298 in said Probate Office. Affiant further says that the Moody lot faced the Wilton-Montevallo Highway and the northeasterly line of the Moody lot adjoined and

ran along the southwesterly line of the lot sold by S. J. Kendrick to Jim Splawn on March 10, 1915.

Affiant further says that he knows that J. M. Splawn, being one and the same person as Jim Splawn, and wife, Maggie Splawn conveyed a lot to J. C. Fulgham in the year 1947, as shown by deed recorded in Deed Book 128 Page 491 in said Probate Office. Affiant further says that the said Fulgham lot extends 110 feet along the easterly line of Montevallo-Wilton paved highway and extends back from said highway 420 feet and the southwesterly line of the Fulgham lot joins the northeasterly line of the Moody lot mentioned above, and the northeasterly line of the Fulgham lot adjoins the present southwesterly line of the Splawn lot.

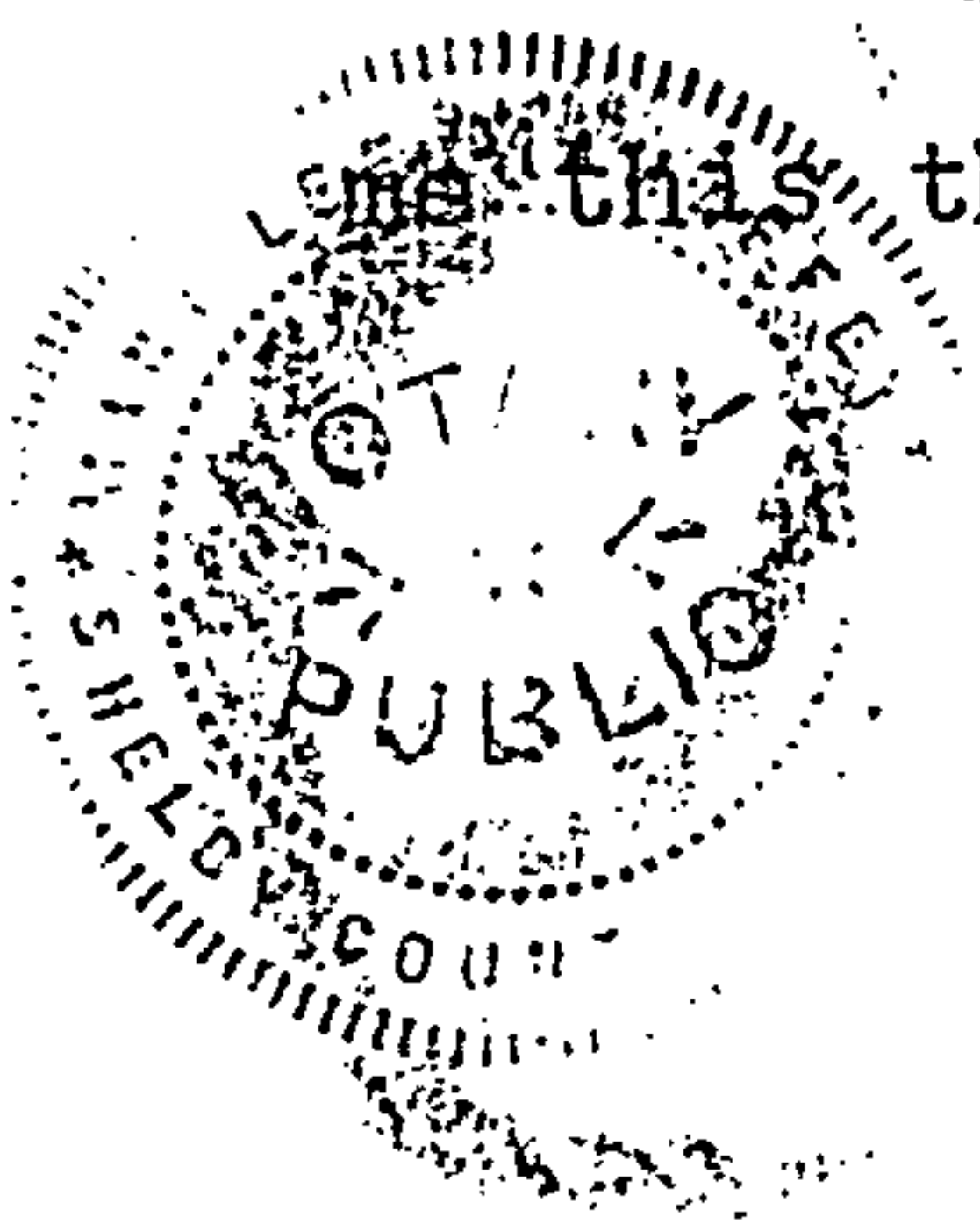
Affiant further says that he is familiar with the lot as described in this affidavit and he knows it is one and the same lot conveyed by his father to Jim Splawn in 1915, as mentioned above, with the exception of the lots conveyed to Kate Mahan Lacey in December 1948, as shown by deed recorded in Deed Book 137 Page 14 in said Probate Office and the deed to J. C. Fulgham, mentioned above.

George Kendrick
George Kendrick

Sworn to and subscribed to before

me this the 28th day of October, 1957.

Mary Lee Mahan
Notary Public



STATE OF ALABAMA, SHELBY COUNTY

I, L. C. Walker, Judge of Probate, hereby certify that the within affidavit was filed for record the 28 day of Oct, 1957, at 2 o'clock P. M. and recorded in Deed Book 128 Page 491, and the Mortgage tax of _____ Doed Tax of _____ has been paid.

L. C. Walker Judge of Probate