

FILED 29 AUGUST 1959

STATE OF ALABAMA

SHELBY COUNTY


Before the undersigned authority personally appeared R. L. Oakes, who is known to me, and who being by me first duly sworn, deposes and says:

I am acquainted with the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 19, Township 19 South, Range 3 East, Shelby County, Alabama, and have known this land ever since the 6th day of December, 1923, when E. E. Florey and wife deeded/to the property my father, B. F. Oakes. My father moved on the land at the time of the execution of the aforementioned deed, which is recorded in the Probate Office of Shelby County, Alabama, in Deed Book 75, page 427, and actually lived upon the land and cultivated portions of it each and every year until he deeded it to my mother, Ethel E. Oakes, by deed dated January 12, 1933, which deed was recorded that date. My mother went into possession of said land, actually lived upon it and cultivated portions of/each and every year until she deeded it to me by deed dated February 26, 1945, which deed is recorded in the Probate Office of Shelby County, Alabama, in Deed Book 120, page 304. Immediately upon the execution of the last mentioned deed I went into possession of said property, cultivated portions of each and every year and actually lived on it down to the present time.

I did sell a lot to and deeded/^{it}to John A. Foster and wife, Jane Foster, the latter being my daughter.

My wife and I executed a mortgage to my mother on this property on February 26, 1945, which is recorded in the Probate Office of Shelby County, Alabama, in Mortgage Book 194, page 170. My mother died later and I was administrator of her estate. I owed a balance on the purchase price of \$600 which I paid through the estate proceedings and the heirs got their part and I have this day satisfied the mortgage of record.

The abstract to the property shows that on November 21, 1910, Mack Montgomery and wife, and Austin Montgomery and wife, and Hillery Kidd executed a deed conveying this property to Asberry Jones, which deed is recorded in the Probate Office of Shelby County, Alabama, in Deed Book 53, page 225. I know nothing of Hilery Kidd but I am informed that he was never married. Anyway, since 1923 Hilery Kidd has never been in the area of this land/^{that I know of,} and certain it is that he nor his heirs have ever advanced any claim to the property for the last 25 years.

 Frank Ellis
Notary Public, State at Large for Alabama

R. L. Oakes

R. L. Oakes

STATE OF ALABAMA, SHELBY-COUNTY

I, Conrad M. Fowler, Judge of Probate, hereby certify that the within affidavit was filed for record the 29 day of Aug 1959 at 2 o'clock PM and recorded in Deed Record 203, at page 513. The Mortgage Tax Deed Tax has been paid.

Conrad M. Fowler
Judge of Probate