

Before me the undersigned Notary Public, personally appeared Albert C. Gilbert, who is known to me and who being by me first duly sworn deposes and says that he is a resident citizen of Shelby County, Alabama., and is a Son of Isaac N. Gilbert, deceased, who owned certain lands in Section 21, Township 19 South, Range 2 West, Shelby County, Alabama, at the time of his death in 1911, among other tracts, the following 70 acres, more or less, namely:

SW $\frac{1}{4}$  of NW $\frac{1}{4}$ ; E $\frac{1}{2}$  of NW $\frac{1}{4}$  of SW $\frac{1}{4}$ ; and the South 10 Acres of the East 30 Acres of NW $\frac{1}{4}$  of NW $\frac{1}{4}$ ; 21-19-2 West.

Affiant further says that he is 72 years of age, that James W. Acton, entered and received Patents for land in this and adjoining sections, and his wife, Jane Acton purchased the SW $\frac{1}{4}$  of NW $\frac{1}{4}$  and NW $\frac{1}{4}$  of SW $\frac{1}{4}$ , 21-19-2 West from Isaac W. Johnson on Sept. 30th 1881., and other property, as shown by Deed, Deed Book 5, Page 7, in the Probate Office of Shelby County, Alabama.

Affiant further says that James W. Acton and wife, Jane Acton, died leaving 3 children, 2 Sons, Rufus M. Acton and James A. Acton, and 1 daughter, Nancy E. Acton. That his Father, Isaac N. Gilbert married Nancy E. Acton, and Nancy E. Acton Gilbert was his Mother.

Rufus M. Acton gave a Quit Claim Deed to James A. Acton Dec. 22nd 1890, (Deed Book 15, Page 529) and James A. Acton and wife, gave a Warranty Deed to Isaac N. Gilbert, on Dec. 8th 1893. (Deed Book 18, Page 190).

R.M. Acton and wife, J.A. Acton and wife, gave a Deed of Correction to Isaac N. Gilbert on Jan. 7th 1907, (Deed Book 40, Page 432) in said Probate Office; to W $\frac{1}{2}$  of NW $\frac{1}{4}$ ; NW $\frac{1}{4}$  of SW $\frac{1}{4}$ , 21-19-2 West, and other property.

I was about 8 years of age when my Father, Isaac N. Gilbert, and my mother Nancy E. Acton Gilbert moved on the property in about 1894.

They remained on the property and in possession of this and adjoining property until my Father's death in 1911, and my mother's death in 1927. My Mother gave me the within mentioned 70 acres, more or less, in 1916 and I built my home on the SW $\frac{1}{4}$  of NW $\frac{1}{4}$  in 1916 or 1917 and have lived there ever since. A majority of this 40 acres is in cultivation and pasture and is fenced and has been under fence for about 40 years. A small portion is in woods.

Affiant states further, that when the estate was divided, his Mother, and 3 living sisters and their husbands gave him a deed on March 28th 1924, (Deed Book 77, Page 349).

Affiant states further, that he and his wife, have been in possession of the property mentioned herein for the past 40 years or more, and has paid taxes on it, assessed it, used it as his homestead, cultivated part of it, used part for a pasture, cut timber and firewood and protected the wooded area from forest fires, all this time, and has had peaceful, notorious possession, and that none other than himself, wife, and children have had or claimed possession of said homestead during the past 40 years.

Subscribed and sworn to before me this the 6th day of April 1957.

Albert C. Gilbert  
Albert C. Gilbert

[Signature]  
Notary Public

STATE OF ALABAMA, SHELBY COUNTY

I, Conrad M. Fowler, Judge of Probate, hereby certify that the within was filed for record in this office on the 12 day of April 1957 at 2 M. o'clock and recorded in Deed Book 208 at page 372 on the 17 day of April 1957.  
Mortgage Tax \_\_\_\_\_ Deed Tax \_\_\_\_\_ has been paid.

Conrad M. Fowler

Judge of Probate