

3501

STATE OF ALABAMA

SHELBY COUNTY

Before me, C. H. Stewart, the undersigned authority J. G. T. OK

in and for said County, in said State, personally appeared John H. Thompson, who,

after being by me first duly sworn to speak the truth, deposes and says:

J. G. T. My name is John H. Thompson. I am 70 years of age and I have lived

in the same locality in Shelby County, Alabama, all of my life and have all along  
the hereinafter described land  
been famaliar with/and well acquainted with the persons in possession of the same  
during said time. Said land being described as follows:

$W\frac{1}{2}$  of  $SW\frac{1}{4}$  of Section 31, Township 19 South, Range 3 East, except  
1 acre sold to Floyd Datcher lying on north side of Foster Road;

Also the  $NW\frac{1}{4}$  of  $NW\frac{1}{4}$  of Section 6, Township 20, Range 3 East, and  
also all that part of the  $NE\frac{1}{4}$  of  $NE\frac{1}{4}$  of Section 1, Township 20  
South, Range 2 East lying northeast of Central of Georgia Railroad  
right of way, EXCEPTING therefrom a 20 foot right of way sold to  
Willie Jackson;

Also all that part of the  $SE\frac{1}{4}$  of  $SE\frac{1}{4}$  of Section 36, Township 19 South,  
Range 2 East lying northeast of Central of Georgia Railroad and south-  
east of Vincent-Creswell Highway right of way; EXCEPT the 20 foot  
right of way sold to Willie Jackson;

Also a part of  $SW\frac{1}{4}$  of  $NE\frac{1}{4}$  of Section 36, Township 19 South, Range 2  
East described as follows: Commencing at the southwest corner of  $SE\frac{1}{4}$   
of  $NE\frac{1}{4}$  of said Section 36 and run west  $3\frac{1}{2}$  deg. south 2 chains 45 links;  
thence north  $2\frac{1}{2}$  deg. west 7 chains 87 links; thence east  $3\frac{1}{2}$  deg. north  
2 chains and 45 links; thence south  $2\frac{1}{2}$  deg. east 7 chains 87 links to  
point of beginning;

Being situated in Shelby County, Alabama.

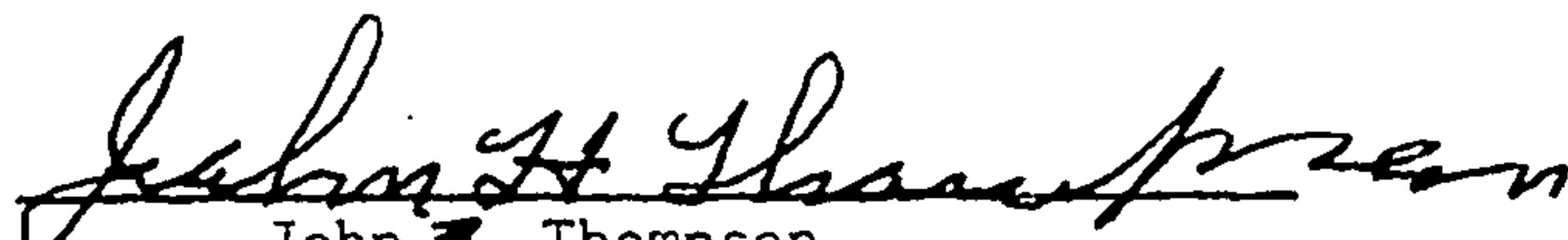
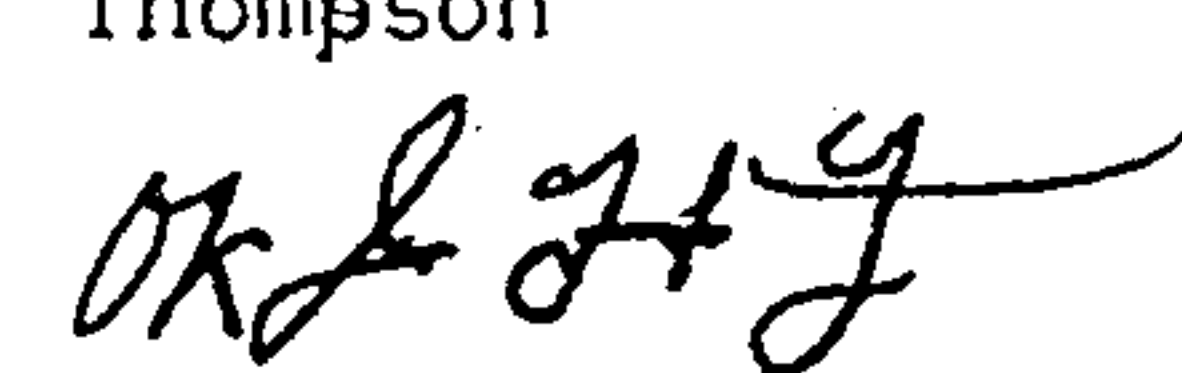
Affiant further says he first recalls said land when it was owned by  
and in the possession of John W. Pitts and Mary L. Pitts, except for a small  
portion of the above land which was that portion in  $NE\frac{1}{4}$  of  $NE\frac{1}{4}$  of said Section 1  
lying northeast of Central of Georgia Railroad, which small portion was owned by  
Peyton T. Pitts, being one and the same person as P. T. Pitts. A short time prior  
to the turn of the century the said John W. Pitts moved to a farm between Harpersville  
and Wilsonville, which is now known as the Wyatt place, and that sometime thereafter,  
John W. Pitts moved to Columbiana and was Post Master there and he died while living  
in Columbiana. Affiant recalls that John W. Pitts lived in the old Creswell house  
which is situated west of the above described land, but which was a part of the  
above farm and he cultivated the above land and raised cotton on it and had buildings  
on it and he cultivated it each and every year until he moved away, as mentioned above,  
and then he rented it out to tenants for several years. Affiant is not too famaliar  
with the various transactions affecting the land thereafter but it is his recollection  
some of the Pitts heirs purchased portions of it and inherited portions of it until  
it finally came into the hands of Ada E. Pitts, who was a daughter-in-law of John W.  
Pitts. Affidnt further says that the said Ada E. Pitts went into/pbssession of  
immediate

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said land and rented it out to tenants each and every Year until she sold the same. It is affiant's understand Ada E. Pitts also purchased the interest of P. T. Pitts and that she was the owner of all of said land for a few years until she sold it to John P. Pearson on June 12, 1906, as shown by deed recorded in Deed Book 34 page 160 in the Probate Office of Shelby County, Alabama. Affiant further says John P Pearson moved into the house situated on said land and farmed the land and was in the actual possession of the same until he sold the same to J. T. Williamson and M. J. Funchess in the year 1913, as shown by deed recorded in Deed Book 52 page 405 in said Probate Office. Affiant is not too famaliar with the transaction about that time, but does recall when Mamie Broyles purchased said land from V. D. Funchess and other in January, 1918, as shown by deed recorded in Deed Book 63 page 181 in said Probate Office. Affiant recalls when Mamie Broyles went into possession of said land. Affiant says the said Mamie Broyles rented said land, along with other lands, to tenants who cultivated portion of the same and cut firewood from portions of it; that the said Mamie Broyles built one house on the above described land and was in the actual possession of the same until she sold the same to W. E. Fuller in 1945, as shown by deed recorded in Deed Book 140 page 371 in said Probate Office. The said W. E. Fuller went into immediate possession of said land at the time he purchased the same and rented it out to tenants each and every year. Mamie Broyles has fenced portions of the property prior to the time she sold the same to W. E. Fuller, but after he purchased the same, he repaired the old fences and put new ones around the land and at this time all the above described land is under fence and has been for several years.

Affiant further says that he knew the persons who signed the deed in December, 1904, as shown by deed recorded Deed Book 31 page 448 in said Probate Office and he knows that the persons who executed said deed did not live on said land and the same was not their homestead at said time.

Affiant further says that throughout all the years he has known said land, he has never heard of anyone contesting the title or disputing the possession of W. E. Fuller or his predecessors in title.

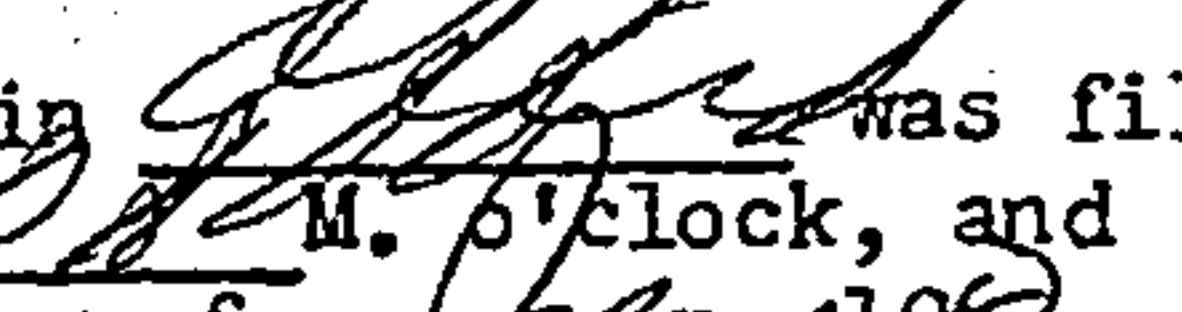
  
John H. Thompson  
H. 

Sworn to and subscribed to before me  
this the 24<sup>th</sup> day of May, 1960.

  
Notary Public

FILED 1 JUNE 1960

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 1 day of June 1960 at 1 o'clock, and recorded in Deed Book 204 at page 268 on the 1 day of June 1960.