

STATE OF ALABAMA
SHELBY COUNTY

817
AFFIDAVIT

Before me, a Notary Public, in and for said County and State, personally appeared Nathan D. Wyatt, who is known to me, and who being by me first duly sworn, deposes and says as follows:

My name is Nathan D. Wyatt. I am fifty-one years of age, and I have been personally familiar with the ownership and possession of the following described property as long as I can remember--for more than forty years--having been born within two miles of said property and having lived and resided within three miles of said property all of my life:

The NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 23, Township 21 South, Range 3 West, Shelby County, Alabama.

When I first knew said property, it was owned and possessed by Mr. J. F. Butler. Mr. J. F. Butler resided in a home situated on said property until the time of his death, over two years ago.

Mr. J. F. Butler had only three children, namely: Rosa Mae Butler Brantley (who is the widow of Cliff Brantley), J. Alfred Butler, and M. J. (Jeff) Butler. I know these children well, having gone to school and grown up with them. Their mother, M. L. Butler, who was Mr. J. F. Butler's first wife, died years ago, and Mrs. Blanche Butler, who was Mr. J. F. Butler's second wife, survives Mr. J. F. Butler as his widow and now resides in his home place on the above described property.

Mr. Benjamin F. Butler and his wife, who were the mother and father of Mr. J. F. Butler, have been dead for many years, and none of the heirs of said Benjamin F. Butler have owned, claimed, or possessed the above described property, or any part thereof, except said J. F. Butler, since the time when I can first remember, more than forty years ago.

When I can first remember the above described property as a boy, it was farmed by Mr. J. F. Butler; since then, various portions of it have been farmed and pastured and possessed by Mr. J. F. Butler and his successors in title.

Three parcels from the above described property were conveyed by Mr. J. F. Butler during his lifetime, one to M. J. (Jeff) Butler and his wife (Deed Book 137, page 506), one to Earl Evans and his wife (Deed Book 197, page 213), and one to H. C. Evans and his wife (Deed Book 199, page 314). Another parcel has been conveyed by the heirs of Mr. J. F. Butler to Tom Posey and wife, Grace Posey, (Deed Book 217, page 245).

William A. Nolen and wife, Ruby G. Nolen, have ^{never} owned or possessed any part of the above described property.

I know of my own personal knowledge that J. F. Butler and his successors in title, as named above, have been in the actual, notorious, exclusive, continuous, open, hostile, adverse possession of all of the above described property for more than forty years and until the present date, and I have never heard of anyone disputing or questioning the title of said J. F. Butler and his successors in title to said property, or any part thereof.

Nathan D. Wyatt
Nathan D. Wyatt

Sworn to and subscribed before me this
8th day of November, 1961.

Notary Public

STATE OF ALABAMA
SHELBY COUNTY

AFFIDAVIT

Before me, a Notary Public, in and for said County and State, personally appeared J. C. Knox, who is known to me, and who being by me first duly sworn, deposes and says as follows:

My name is J. C. Knox. I am 53 years of age. I have read the above affidavit of Nathan D. Wyatt. I have lived in the vicinity of the property described in said affidavit of Nathan D. Wyatt, and I have been familiar with the ownership and possession of said property for more than 40 years.

I know of my own personal knowledge that the statements of fact set forth in said affidavit of Nathan D. Wyatt are true and correct.

J. C. Knox
J. C. Knox

Sworn to and subscribed before me this
9th day of November, 1961.

Cliver P. Hef
Notary Public

STATE OF ALA. SHELBY CO.
I CERTIFY THIS INSTRUMENT
WAS FILED ON

11-11-61
RECORDED & \$1.00 STATE TAX

AND \$0.50 TAX HAS BEEN
PAID ON THIS INSTRUMENT.

Conrad M. Anderson
JUDGE OF PROBATE