

1456

STATE OF ALABAMA)
)
SHELBY COUNTY)

AFFIDAVIT

Before me the undersigned authority personally appeared Lester Lucas who being by me first duly sworn deposes and says:

My name is Lester Lucas. I am 59 years of age and I live in Calera, Alabama. I have lived in Calera all of my life. I have been familiar with the following described property for a period of 59 years:

TRACT I.

Title to the $W\frac{1}{2}$ of $NW\frac{1}{4}$ of Section 13, Township 22 South, Range 3 West.

TRACT II.

Title to tract in $NW\frac{1}{4}$ of $NE\frac{1}{4}$, Section 13 Township 22 Range 3 West. Begin 498 feet West of NE corner; run South 11 deg. 30' West 1384 feet; to South line; West 498 feet to SW corner; North 1320 feet to NW corner; East 822 feet to beginning. $NE\frac{1}{4}$ of $NW\frac{1}{4}$ Section 13, Township 22, Range 3 West, less 3 acres in NE corner.

I know that Tract I above was purchased by Mr. John F. Allen and that he owned it for many years until his death in January of 1938. After Mr. Allen's death, his widow Mary F. Allen owned this property and paid taxes on it until her death on August 11, 1946. I further know that the devisees of Mary F. Allen, Fred Allen, E. L. Allen, Ernest O. Allen, Edgar C. Allen, John C. Allen and Rufus P. Allen owned the property from the time of the death of Mary F. Allen continuously to the date of this affidavit. The said devisees of Mary F. Allen and their predecessor in title Mary F. Allen and her predecessor in title John F. Allen, have owned the said Tract I hereinabove described and have paid taxes on it continuously for well over 20 years. They have been in open, continuous, hostile, notorious and adverse possession of said property for more than the past 20 years and I know of no claim

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whatsoever by any person adverse to their claim of title in the succession mentioned above during the said last 20 years.

This affidavit is made for the purpose of curing early defects in instruments conveying title to the said Tract I.

I have also been familiar with Tract II described above and have been familiar with the said Tract II for the last 20 years and longer. Conradine L. Tucker and Thomas R. Tucker, Sr. purchased this tract from the heirs of Hugh R. Prim on February 9, 1961. The said Hugh R. Prim and his heirs were in possession of this tract and paid taxes on it from the date Hugh R. Prim purchased it on June 2, 1949, until the time it was sold to the said Conradine L. Tucker and Thomas R. Tucker, Sr. H. F. Towry owned this property from June of 1938 until June 2, 1949, when he sold said property to Hugh R. Prim.

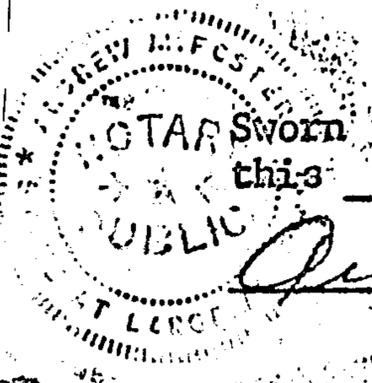
The said H. F. Towry, Hugh R. Prim and his heirs, and Conradine R. Tucker and Thomas R. Tucker, Sr. successively have been in open, notorious, hostile, exclusive and adverse possession of the said Tract II for the past 20 years and longer and they have paid taxes successively on said property for over the past 20 years and I know of no claim adverse to their successive ownership of said property.

Lester Lucas
Lester Lucas

Sworn to and subscribed before me,
this 15 day of September, 1961.

Andrew M. Fortson
Notary Public

Notary Public, State of Alabama at Largo
My commission expires July 22, 1962
Bonded by Empire



STATE OF ALA. BUREAU OF REVENUE
I CERTIFY THIS INSTRUMENT
WAS FILED ON
12/18/62
RECORDED & O. M.T.G. TAX
& O. M.T.G. DEED TAX HAS BEEN
PD. ON THIS INSTRUMENT.

STATE OF ALA. BUREAU OF REVENUE
I CERTIFY THIS INSTRUMENT
WAS FILED ON

TAX
DEEN
FOR

W. B. ...
JUDGE OF PROBATE

Conrad M. ...
JUDGE OF PROBATE

BW 229 11613