

4721

STATE OF ALABAMA
SHELBY COUNTY

Before me, the undersigned authority in and for said County in said State, personally appeared G. W. Walton, who, after being by me first duly sworn to speak the truth, deposes and says:

My name is G. W. Walton. I am 75 years of age and am the husband of Mary McGuire Walton. I have been familiar with the hereinafter described property for more than 50 years. Said property being described as follows:

A part of the $W\frac{1}{2}$ of $SE\frac{1}{4}$ of $SE\frac{1}{4}$ and part of $SW\frac{1}{4}$ of $SE\frac{1}{4}$ of Section 14, Township 20 South, Range 3 West, described as follows: Begin at the southeast corner of the $W\frac{1}{2}$ of $SE\frac{1}{4}$ of $SE\frac{1}{4}$ of said Section 14 and run west along south line of said 20 acres to its intersection with the northeast right of way line of the L & N Railroad; thence in a northwesterly direction along the northeast right of way line of said railroad to a point which is 210 feet measured along said railroad right of way from the south line of lot known as Section house lot; thence turn an angle of 90 deg. to right and run northeasterly along southeast line of lands belonging to America-Marietta Company, a distance of 550 feet, more or less, to the southeast right of way of the old Tuscaloosa dirt road; thence in an easterly and southeasterly direction along old Tuscaloosa dirt road to its intersection with the east line of the $W\frac{1}{2}$ of $SE\frac{1}{4}$ of $SE\frac{1}{4}$ of said Section 14; thence south along east line of said $W\frac{1}{2}$ of $SE\frac{1}{4}$ of $SE\frac{1}{4}$ of Section 14 to the point of beginning, EXCEPTING right of way sold to Superior Lime and Hydrate Company as described in Deed Book 79 page 16. Also EXCEPTING lot sold to Jewel Hawkins as described in Deed Book 140 page 217. Also EXCEPTING lot sold to James Adams, being a lot in the $W\frac{1}{2}$ of $SE\frac{1}{4}$ of $SE\frac{1}{4}$, Section 14, Township 20 South, Range 3 West, and being 75 feet by 100 feet on southwest side of old Tuscaloosa Road and 25 feet northwest from the intersection of the southwest line of old Tuscaloosa Road with the east line of the $W\frac{1}{2}$ of $SE\frac{1}{4}$ of $SE\frac{1}{4}$ of said Section 14. Also EXCEPTING easements to Southern Natural Gas Corporation and Plantation Pipe Line Company; Being situated in Shelby County, Alabama.

Affiant says there has been called to his attention certain deeds from his wife's sisters in which a Gin House lot was excepted. Affiant says that affiant's said wife owned an interest in said lot and immediately after said deeds were executed in 1946, affiant and his wife went into immediate possession of all the land described in the beginning of this affidavit, including the Gin House lot, which lot is in the southeast corner of said land described above, and they have been in the actual possession of said land claiming to own it in their own right continuously from said date to the present time. Affiant further says that all the land described in the beginning of this affidavit, including the Gin House lot has been enclosed by a fence for the past 50 years or more to his personal knowledge.

Affiant further says that in December, 1925, when Jessie McGuire Evans, Iona McGuire Mathis, Rebecca McGuire Johnson and Frank McGuire executed a deed to Stephen A. D. McGuire, covering above described land, the said Ada T. McGuire was dead, she having died without leaving a Will and left said 4 heirs who signed said deed, along with Mary McGuire Walton, as her sole and surviving heirs at law. Affiant says at the time the deed was made the land described therein did not constitute the homestead of any of the parties signing said deed.

Affiant further says that the Lease from Mary McGuire Walton and affiant to Dixie Lime and Manufacturing Company dated July 8, 1955, recorded in Deed Book 191 page 161 in the Probate Office of Shelby County, Alabama, expired on July 30, 1960, and was not renewed.

Affiant further says that affiant and his said wife went into immediate possession of said property at the time they purchased it in 1946, as mentioned above and that Frank McGuire and all of said heirs recognized that Jessie McGuire Evans, Iona McGuire Hardee and Rebecca McGuire Johnson, along with Mary McGuire Walton, owned the entire interest in the above described land when said deeds were made. Affiant and his said wife went into immediate possession of the land as the owners thereof and as the owners of all the interest therein and they have occupied it openly and adversely against all of said persons and all other persons each and every year since they purchased the same in 1946, and that the same has been under fence constantly and not any of the heirs or any other persons have contested their possession or disputed their title to said property.

G. W. Walton
G. W. Walton

Sworn to and subscribed to before me

this the 24th day of June, 1963..

Harold C. Harrison
Notary Public for
State of Alabama

STATE OF ALA. SHELBY CO.
I CERTIFY THIS INSTRUMENT
WAS FILED ON 21 1963
RECORDED & \$ MTG. TAX
& \$ DEED TAX HAS BEEN
PD. ON THIS INSTRUMENT.
Conrad M. J. J. J.
JUDGE OF PROBATE