

3977

STATE OF ALABAMA

SHELBY COUNTY

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

My name is Eula Carter. I am the Widow of W. W. Carter, and have lived in my home on the north side of Carter's Lane in Columbiana, Alabama, for the past fifty-eight years.

I have been familiar with the ownership and possession of the following described property, which fronts on the south side of Carter's Lane diagonally across from my property, for the past fifty-eight years:

Commence at the intersection of the East line of North Main Street with the South line of Carter's Lane (sometimes designated as Cross Street), in the Town of Columbiana, Alabama, and run thence in an Easterly direction along the South line of said Carter's Lane a distance of 236 feet to the Northeast corner of Olen Jackson lot for the point of beginning of the lot herein conveyed; thence run a distance of 220 feet in a Southerly direction along the East line of said Olen Jackson lot and to a point on the North line of Dr. J. H. Crawford lot; thence run a distance of 178 feet in an Easterly direction along the North line of said Dr. J. H. Crawford lot and Lokey lot and to the Southwest corner of Bertie Huff lot; thence run a distance of 220 feet in a Northerly direction along West line of said Bertie Huff lot to a point on the South line of Carter's Lane; thence run a distance of 178 feet in a Westerly direction along the South line of Carter's Lane to the point of beginning, except 3 feet by 106 feet conveyed to James M. Hall, as shown at Deed Book 142, Page 253, Office of Judge of Probate, Shelby County, Alabama.

Said property originally consisted of two lots which was bought by R. F. Lyon and wife, Lula Ray Lyon, at about the beginning of World War II. Mr. and Mrs. Lyon bought one of the lots from B. M. (Buck) Isbell and wife, and according to my information, this deed was dated August 16, 1940; Mr. and Mrs. Lyon bought the other lot from E. B. Lyon and wife, and my information is that this deed was dated October 12, 1942.

Both of said lots were occupied and possessed by Mr. and Mrs. Lyon from the time they bought said lots until they conveyed the same to their granddaughter, Kyle Lyon Gothard and husband, Donald W. Gothard, in February, 1961. Said Kyle Lyon Gothard and husband, Donald W. Gothard have occupied and possessed said property from February, 1961, until the present date.

The lot which Mr. and Mrs. Lyon bought from Buck Isbell had a house situated thereon which had been built by Buck Isbell. Mr. and Mrs. Lyon moved in said house when they bought said property and lived therein continuously during the time that they owned said property, making various improvements and additions on said house from time to time. Kyle Lyon Gothard and husband, Donald W. Gothard, moved in said house after they bought said property and have lived therein continuously until the present date.

I know of my own personal knowledge that Kyle Lyon Gothard and husband, Donald W. Gothard, and their predecessors in title, R. F. Lyon and Lula Ray Lyon, have been in the open, continuous, notorious, undisturbed, peaceable, exclusive, hostile, actual adverse possession of all said property for more than twenty years preceding this date.

Neither Sarah A. Robertson, nor her heirs or devisees, nor any other persons, have claimed, owned, or possessed the above described property, nor any part thereof, for the past twenty years, other than said Kyle Lyon Gothard and husband, Donald W. Gothard, and their predecessors in title, R. F. Lyon and wife, Lula Ray Lyon.

Eula Carter
Eula Carter

Sworn to and subscribed before me this
27th day of April, 1964.

William A. Hays
Notary Public

