

6543

STATE OF ALABAMA)
SHELBY COUNTY)

Before me, the undersigned authority, in and for said County and State, personally appeared BESSIE MARTIN ELLISON, who, being known to me, and being by me first duly sworn, deposes and says as follows:

That affiant is 74 years of age. That she is a daughter of M. H. Martin and Anna Martin; that M. H. Martin died on August 26, 1932 leaving a widow, Anna Martin, the mother of affiant, and that Anna Martin died in July of 1933; that neither M. H. Martin nor Anna Martin were ever married to anyone other than to each other. M. H. Martin and Anna Martin had four children whose names are as follows: M. L. Martin, Essie Chism Martin, Bessie Martin Ellison and Elzie Martin, and that Elzie Martin died on February 22, 1925 having never been married and having had no children; that at the time of the death of M. H. Martin and at the time of the death of Anna Martin, the sole children and heirs of both of said persons were M. L. Martin, Essie Chism Martin and Bessie Martin Ellison.

Further deposing, affiant says that her father, M. H. Martin, was also known as "Tobe" Martin and in 1922 he was the grantee in a deed from South Calera Land Improvement Company, Inc., which deed conveyed Lots 1, 2, and 3 of Block 61 as shown on map of South Calera, recorded in the Probate Office of Shelby County, Alabama in Map Book 3, page 40, which said deed is recorded in said Probate Office in Deed Book 76, page 103; that said M. H. Martin was the grantee in a deed from L. A. Callaway and wife, Dora Callaway, which deed conveyed lots 1, 2, 3, and 4, and lots 19 through 24, inclusive, in Block 62, as shown on said map, and which deed is recorded in said Probate Office in Deed Book 73, page 17. Further deposing, affiant says that upon the death of M. H. Martin, his heirs, to-wit, M. L. Martin, Essie Chism Martin, and Bessie Martin Ellison, deeded their interest in Lots 1, 2, and 3 of Block 61 and Lots 1, 2, and 3 and Lots 19 through 24, inclusive in Block 62 as shown on said map to Anna Martin, their mother, which deed is recorded in Deed Book 94, page 42. Further deposing, affiant says that when Anna Martin died in July of 1933 she died without leaving a Will or Testament, and said land descended to M. L. Martin, Essie Chism Martin and Bessie Martin Ellison, her sole children and

heirs. That thereafter, said heirs and children conveyed said lots to A. D. Davis by deed which is recorded in said Probate Office in Deed Book 96, page 186. That said A. D. Davis subsequently conveyed Lots 1, 2, and 3, Block 61 and Lots 1, 2, 3, and 4, and 19 through 24, inclusive, in Block 62, according to said map, to Myrtle Virgin, Sarah Crim and Lydie Stockdale, which deed is recorded in said Probate Office in Deed Book 110, page 247. Further deposing, affiant says that at the present time said Lots 1, 2, and 3 in Block 61, and Lots 1, 2, 3, and 4 and Lots 19 through 24, inclusive, in Block 62, according to said map are owned by Florence and Thomas J. Underwood, in fee simple, and since she has first known the land, in 1922, it has been owned by the present owners and their predecessors in title, and has been occupied by them, actually, exclusively, openly, notoriously, hostilely and continuously and she has never heard the title of the present owners or their predecessors in title questioned in anyway.

That before said land was acquired by the present owners, it was owned by Orban C. Crim and his predecessors in title being Myrtle Virgin, Sarah Crim and Lydie Stockdale; and that said predecessors in title had possessed said land actually, exclusively, openly, notoriously, hostilely and continuously since the year 1940, and she has never heard the title of the present owners or their predecessors in title questioned in any way.

Sworn to and subscribed before me
this 15th day of September, 1964.

Notary Public

Bessie Martin Ellison
(Bessie Martin Ellison)

STATE OF ALA. SHELBY CO.
I CERTIFY THIS INSTRUMENT
WAS FILED ON
9/15/64
RECORDED & \$... TAX
& \$... DEED TAX HAS BEEN
PD. ON THIS INSTRUMENT.

Carol M. Decker
JUDGE OF PROBATE