

STATE OF ALABAMA

SHELBY COUNTY

Before me, the undersigned authority in and for said county in said state, personally appeared, J.D. Holcombe, Jr., who, after being by me first duly sworn to speak the truth, deposes and says:

My name is J. D. Holcombe, Jr. I am 49 years of age and am a son of J. D. Holcombe, Sr., deceased and am familiar with the following described land:

Begin at the point of intersection of east line of NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 2, Township 22, Range 3 West with the south line of the old Columbiana-Tuscaloosa public road (as the same was located April 26, 1952) and run thence in a westerly direction along said road 840 feet to the point of beginning of the land herein described; thence continue in a westerly direction along the south line of said road 60 feet; thence run along the south line of said road in a northwesterly direction 543 feet; thence run along the south line of said road in a westerly direction 404 feet to the northeast corner of a lot owned by Mildred and Walter Davis; thence along same and along the east line of a lot owned by J.D. Holcombe, Jr. run thence south 1050 feet, more or less to the north line of Arthur Holcombe land; thence along same south 85 deg. east 970 feet, more or less, to the southwest corner of a lot owned by Wesley J. and Margaret H. Barnett; thence along same north 618 feet, more or less, to the point of beginning; said land being situated in the S $\frac{1}{2}$  of NE $\frac{1}{4}$  and N $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 2, Township 22, Range 3 West, Shelby County, Alabama; EXCEPT that portion sold to Margaret H. Howell as shown by deed recorded in Deed Book 181 page 350 in the Probate Office of Shelby County, Alabama, and also EXCEPT that part sold for highway right of way as shown by deed recorded in Deed Book 174 page 107 in said Probate Office.

The above described land was a part of the Hunter H. Holcombe, deceased, homeplace, he being my grandfather. Hunter H. Holcombe lived in the house that was situated just south of the old Columbiana-Tuscaloosa dirt road where it crossed the Montevallo-Ashville dirt road in the SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of said Section 2. My grandfather and his successors in title down to Joseph Marvin Arledge and Betty Moore Arledge have constantly been in possession of said land, along with other lands described as all that part of the SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of said Section 2 lying southwest of the old Columbiana-Tuscaloosa dirt road and that part of the land southwest of the paved road as it now exists (except that I understand the Arledges have recently conveyed to Margaret H. Howell all that part of said forty which lies between the old Columbiana-Tuscaloosa dirt road and the present Columbiana-Tuscaloosa Road), and other property. It is my understanding the curve in the road was straightened some and that is the reason for the deed to Howell.

Affiant says he has never heard of James O'Donnell or J. T. Gaines ever making any claim to that part of the SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of said Section 2 lying southwest of said road as the same existed on April 26, 1952, before the same was paved.

Affiant further says the said J. D. Holcombe, Sr. inherited said land, including that in the SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of said Section 2 from his mother, Mrs. M. N. Holcombe, who was the wife of H. H. Holcombe, also known as Hunter H. Holcombe. Affiant further says Richard H. Holcombe was one and the same as R. H. Holcombe.

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Affiant says his grandmother was in possession of the SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of said Section 2 south of the old Columbiana-Tuscaloosa dirt road during her lifetime and after that time her heirs conveyed the same to my father, J. D. Holcombe and in April, 1952, he conveyed it to Joseph Marvin and Betty More Arledge. It is common knowledge in his family that the land described was occupied and under fence, including that in the SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of said Section 2 which was fenced in along the road, and in possession of the Holcombes as mentioned above, throughout all the years. Affiant says he has never heard of anyone contesting their title or disputing their possession of said property.

Affiant further says when the old Columbiana-Tuscaloosa dirt road was paved and the right of way obtained along the same that John R. Evans owned some land north of said road, but never owned any land south of said road.

J. D. Holcombe, Jr.  
J. D. Holcombe, Jr.

Sworn to and subscribed to before me on this the 16 day of February, 1965.

W. G. Shelby  
Notary Public

State of Alabama  
Shelby County

Before me, the undersigned authority in and for said county in said state, personally appeared Mrs. Ida Lee Holcombe, who, after being by me first duly sworn to speak the truth, deposes and says:

My name is Mrs. Ida Lee Holcombe. I am the widow of Arthur Holcombe who was a brother of J. D. Holcombe, Sr.. I am 68 years of age and I have read the above affidavit and know the same is true and correct.

Mrs. Ida Lee Holcombe  
Mrs. Ida Lee Holcombe

Sworn to and subscribed to before me on this the 18 day of February, 1965.

W. G. Shelby  
Notary Public

STATE OF ALA. SHELBY CO.  
I CERTIFY THIS INSTRUMENT  
WAS FILED ON 3/2 1965  
RECORDED & \$5 INTG. TAX  
& \$5 DEED TAX HAS BEEN  
PD. CH. T. 1 INSTRUMENT.

C. M. J. J. J.  
JUDGE OF PROBATE

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