

2043

STATE OF ALABAMA

SHELBY COUNTY

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

My name is Karl C. Harrison. I am a practicing attorney at the Columbiana Bar. I talked with James Merritt during his lifetime regarding his property and have notes in my file to the effect that he said when he first moved in his dwelling house where he lived during his lifetime, which was in 1925, there was an old rock chimney which marked the John Floyd homeplace and that was all that remained of the dwelling house. James said he took said John Floyd lot into possession and put a fence around it in 1937 and it still had a fence around it up until the time he talked to me in 1962, and I understand from his wife that the same fence remains around it and she has been in possession of it to this very day. James also said he claimed said land as the owner thereof and no one ever disputed his possession or contested his title to said property. Said John Floyd lot is described in a deed dated February 23, 1905, and recorded in Deed Book 35 page 433 in the Probate Office of Shelby County, Alabama. James Merritt also told me that the Primitive Baptist Church at one time had a building on said John Floyd land, but that no deed was ever made to them and its building burned prior to 1925 and no claim has been made by any of the church members since he has been in possession of said land. James also told me he had been in continuous possession and claiming to own the entire forty acres of the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 1, Township 21, Range 3 West, since September, 1937 and no one has ever contested his title or disputed his possession to any portion of said forty acres.

Karl C. Harrison
Karl C. Harrison

Sworn to and subscribed to before me on
this the 17th day of October, 1965.

Martha B. Janner
Notary Public

STATE OF ALA. SHELBY CO.
I CERTIFY THIS INSTRUMENT
WAS FILED ON 8 AM
10-26
RECORDED 8-10 TAX
\$ 0.00 DEED
PD. ON T
JUDGE OF PROBATE

BOOK 239 PAGE 752