

5710
STATE OF ALABAMA

SHELBY COUNTY

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

My name is B. B. Curry. I am 74 years of age and reside at Wilton, Shelby County, Alabama. I have been personally familiar with the ownership and possession of the following described property since prior to 1913 and continuously from that time until the present date, said property being described as follows, viz.:

Beginning at a point on the Northwest side of the Montevallo and Wilton Public Road 1350 feet Southwest of the intersection of said road with the North line of Section 9, Township 24, Range 12 East, said point of beginning being the Westernmost intersection of said Montevallo & Wilton Road (which is now designated as Alabama Highway No. 25) with the South line of public road leading towards the Southern Railway; thence in a Southwesterly direction along the Northwest margin of said Montevallo and Wilton Public Road 1035 feet, more or less, to the North east corner of a certain lot heretofore known as and called "The T. L. Webster Lot"; thence in a Northwesterly direction along the line of said Webster Lot, and continuation of said last mentioned line, a distance of 316 feet, more or less, to the East right of way line of the Southern Railway; thence North-easterly along the East right of way of said Railroad a distance of 550 feet, more or less, to the South line of said public road running from said Montevallo & Wilton Road; thence in an Easterly direction along South line of said public road a distance of 568 feet, more or less, to the point of beginning.

Also, beginning at a point on the Northwest side of the Montevallo and Wilton Road 920 feet Southwest of the intersection of said Northwest side of said road with the North line of Section 9, Township 24, Range 12 East (said point being the SE corner of the F. C. and M. F. Edwards lot); thence run in a Southwesterly direction along the Northwest margin of said Montevallo and Wilton Public Road 430 feet, more or less, to the South line of a public road leading towards the Southern Railway; thence in a Westerly direction along South line of said Public road a distance of 568 feet, more or less, to the East Right of Way line of the Southern Railway; thence Northeasterly along said East Right of Way line of said Railway to the intersection thereof with said F. C. and M. F. Edwards lot (as shown by deed recorded in Deed Book 221 at page 598, Office of Judge of Probate of Shelby County, Alabama); thence run Southeasterly along the South line of said Edwards lot 463 feet, more or less, to the point of beginning.

I began managing and operating the B. B. Curry & Company Store at Wilton, Alabama, on September 6, 1913, and ran said store some twenty-three years until 1936 when I sold the same to my sister, Jonnie Curry Pancher,


and her husband. I have lived at Wilton continuously since before 1913.

When I first came familiar with the ownership and possession of the above described property, said property was owned by Mr. H. F. Moody, in 1913. Mr. Moody owned said property some few years, and it is my understanding that he conveyed the same to L. N. Nabors, who owned said property only some six months, when he conveyed the same to J. W. Tatum. Said J. W. Tatum owned said property until the time of his death, some few years ago, and it is my understanding that he conveyed said property to two of his children, Beatrice Tatum Chappell and J. W. Tatum, Jr..

The above described property was used by the Tatum's for farming years ago. It is vacant now, except for an old house which is there and which has been there for the past twenty-five or thirty years. Wiley Tatum, one of Mr. J. W. Tatum's boys, lived in said house for awhile, and after he moved out, it was used by Mr. Splawn as a tenant for a wood shop for awhile. Said house has been vacant for several years now.

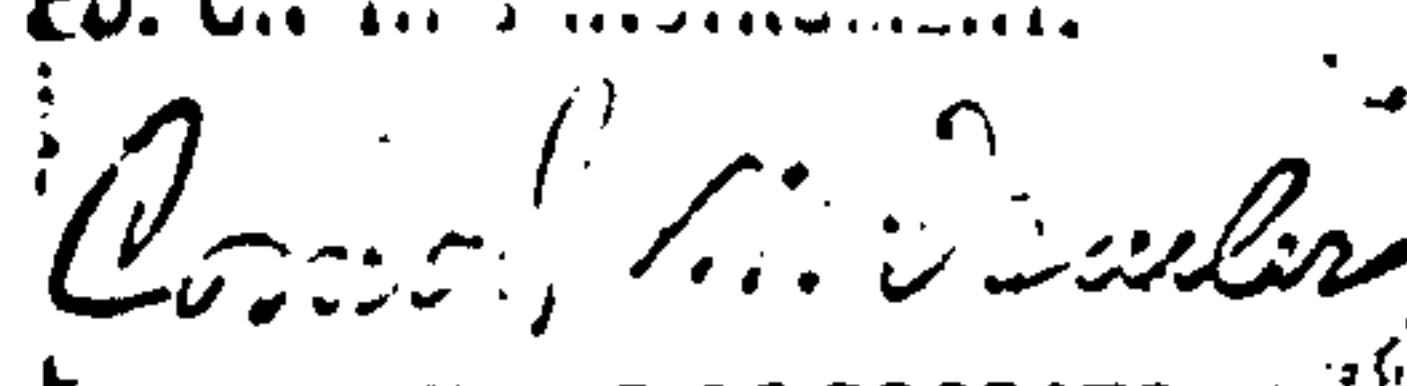
Said property lies to the Northwest of the Montevallo and Wilton Public Road, which is also Alabama Highway No. 25. Before the Right of Way of said highway was widened, and back prior to 1913, the original dirt road leading from Montevallo to Wilton was the South or Southeasterly boundary of the above described property, and said original dirt road was located entirely within the bounds of the present Right of Way of said Alabama Highway No. 25.

I know of my own personal knowledge that said H. F. Moody and his successors in title as designated above has been in the actual, open, continuous, notorious, undisturbed, peaceable, exclusive, hostile, adverse possession of all of said property from 1913 and until the present date, and I have never heard the title of said persons questioned in any manner whatever.


B. B. Curry

Sworn to and subscribed before me on
this 25th day of May, 1966.


Notary Public

STATE OF ALA. SHELBY CO.
I CERTIFY THIS INSTRUMENT
WAS FILED ON 5/26/66
RECORDED 5/26/66 TAX
& \$.....
PD. CH. THIS INSTRUMENT.

JUDGE OF PROBATE