

6-1-36
State of Alabama

Shelby County

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

My name is Alice Mooney. I am 86 years of age and have for many years been familiar with the persons who have been in possession of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 31, Township 21, Range 1 East, Shelby County, Alabama. There has been pointed out to me a mortgage made in 1909 by Elijah H. Horton to Mrs. Sallie Moore covering said land. Affiant says she recalls that Mr. & Mrs. Horton lived on the land at that time. There has also been called to affiant's attention a mortgage from W. W. Flournoy and M. A. E. Flournoy to H. M. Judge and Company dated January 26, 1910. Affiant says the Flournoys did not live on said land, but they lived in the Kingdom community only a short distance away. Affiant recalls when T. J. and M. O. Womack purchased said land and they lived in the house situated on the property and cultivated the land surrounding it each and every year until they sold the same to J. T. Johnson in the year 1920, but the Johnsons did not live on the property. In the year 1922 J. T. Johnson and wife sold said land to Sam Blount as shown by deed recorded in Deed Book 70 page 622 in the Probate Office of Shelby County, Alabama. Sam Blount was a colored man and he moved upon the land and cultivated portion of it each and every year. He made a mortgage on it to W. G. Parker in 1935 and I understand he did not pay for it and it sold at foreclosure to R. T. Kirkland. R. T. Kirkland remained in the actual possession of the land until his death.

When I first remember the SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 32, Township 21, Range 1 East the same was owned by Mrs. M. L. E. German, who was my friend, and she sold the same to John Strain in 1910. He moved upon the land and cultivated portions of it and obtained firewood and building timber from portions and was in the actual possession of the same each and every year until he sold the same to R. T. Kirkland in 1913. R. T. Kirkland remodeled the house and moved upon the land and cultivated portions of it and used part of it for pasture and continued in the actual possession and lived in the house situated thereon until his death. After his death, his widow continued to live there until she died approximately 2 years ago, and since that time the R. T. Kirkland heirs have been in possession of the land.

BOOK 212 PAGE 803

Throughout all the years I have known said property, I have never heard of anyone contesting the title or disputing the possession of R. T. Kirkland or his predecessors in title.

Alice Mooney
Alice Mooney

Sworn to and subscribed to before me on
this the 30th day of May, 1966.

Martha L. Joiner
Notary Public

STATE OF ALA., SHELBY CO.,
I CERTIFY THIS INSTRUMENT
WAS FILED ON 6-8-66

RECORDED & \$ 1.00 REG. TAX

\$ 1.00 DEED TAX HAS BEEN
PD. ON THIS INSTRUMENT

Conrad M. Fowler
JUDGE OF PROBATE

242
881