

6572

STATE OF ALA., SHELBY CO.,
I CERTIFY THIS INSTRUMENT
WAS FILED ON 6-25-66

RECORDED & \$ MTG. TAX

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

State of Alabama

Shelby County

Before me, the undersigned authority in and ~~Shelby~~ ^{Shelby} County in said State, personally appeared L. C. Walker, who, after being ^{JUDGE OF PROBATE} by me first duly sworn to speak the truth, deposes and says:

My name is L. C. Walker. I am 78 years of age and have been familiar with the hereinafter described land all of my life. Said land being described as follows:

NW¹/₄ of NE¹/₄, Section 23, Township 21 South, Range 3 West,
Shelby County, Alabama.

I knew B. F. Butler and know that shortly before his death, he made a deed to J. S. Butler covering the above described land. He also made deeds to his other sons covering certain property, thereby making a division of his real property. After his death each of the children went into possession of the land conveyed to them and occupied it adversely and I know all of the heirs recognized the ownership of J. S. Butler to the above land and the said J. S. Butler lived on said 40 acres conveyed to him until his death about the year '925. As I recall most of this land was in cultivation and J. S. Butler cultivated it each and every year. The said J. S. Butler died intestate and left a widow who lived until a few years ago. Robert G. Butler was the sole heir of the said J. S. Butler and he went into possession of said property and has been claiming to own the same since that time. It is my recollection the land was under fence for many years and probably some of it is still under fence. After the death of J. S. Butler, I recall that the land was rented out to tenants for cultivation for a number of years. Throughout all the years I have known said property, I have never heard of anyone disputing the title or contesting the possession of Robert G. Butler or his predecessors in title.

There has been called to my attention a Transmission Line Permit from D. J. and Ruth M. Ratliff made in 1947 to Alabama Power Company across the above land. I am sure this was an error in the description, as I know the Ratliff have never owned or claimed any interest in said forty acres.

There has also been called to my attention a mortgage made by William A. Nolen and wife to the First Bank of Alabaster in 1958 covering the above described land. I also know the Nolens and know that they have never claimed or had any title to the above described forty acres and this evidently was also an error in description.

Sworn to and subscribed to before me
on this the 14 day of June, 1966

W. H. Lewis
Notary Public

L. C. Walker
L. C. Walker

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