

8219

Before me, the undersigned authority, personally appeared who, being by me first duly sworn, deposes and says as follows:

My name is B. B. Mooney . I am 58 years of age and reside in Shelby County, Alabama. I have been familiar with the possession, claim of ownership and use of the following described land for more than 30 years.

The NE<sup>1</sup>/<sub>4</sub> of NE<sup>1</sup>/<sub>4</sub> and the NW<sup>1</sup>/<sub>4</sub> of NE<sup>1</sup>/<sub>4</sub>, except 5.9 acres in the Northwest corner described as follows: Beginning at the Northwest corner of the NE<sup>1</sup>/<sub>4</sub> of NE<sup>1</sup>/<sub>4</sub> Section 34, Township 21 South, Range 1 East and run South 15 rods to wet weather branch; thence up said branch in an Easterly and Northeasterly direction to the North line of said Section 34; thence West along the Section line to point of beginning of said exception.

Also the NE<sup>1</sup>/<sub>4</sub> of NW<sup>1</sup>/<sub>4</sub>, except 1.9 acres in Northwest corner described as follows: Beginning at the Northwest corner of NE<sup>1</sup>/<sub>4</sub> of NW<sup>1</sup>/<sub>4</sub> of Section 34, Township 21 South, Range 1 East, and run South 19<sup>1</sup>/<sub>2</sub> rods to a ditch; thence along said ditch in an easterly direction 8 rods; thence along said ditch in a Northeasterly direction 26<sup>1</sup>/<sub>2</sub> rods; thence due West 22<sup>1</sup>/<sub>2</sub> rods to point of beginning of said exception; all above in Section 34, Township 21 South, Range 1 East, except an undivided one-half interest in minerals and mining rights; situated in Shelby County, Alabama.

I know that the above described land which is now in the possession of Aubrey H. Boyles and Clentell A. Boyles came through B. Z. Dyer and E. L. Blackerby into the possession of Aubrey H. Boyles and wife Clentell A. Boyles.

I know that Aubrey H. Boyles and Clentell Boyles and their predecessors in title have been in possession of this land for more than 30 years and their possession has been open, actual, continuous, exclusive, notorious and hostile under claim of ownership for more than 30 years; that they have assessed this land for taxes and paid the taxes due during this period of time.

Since I have been familiar with this land, Aubrey H. Boyles and Clentell A. Boyles and their predecessors in title have cultivated portions of this land in cotton, corn and hay; fenced and cross-fenced the land; maintained and occupied a dwelling; maintained and used a barn and other out buildings as they saw fit and kept livestock on this land, used in general farming. All other usual and normal acts of possession consistent with the nature of this land have been exercised by those mentioned above.

I know of no person or persons claiming any right to or disputing the possession of this land under claim of ownership by Aubrey H. Boyles and Clentell A. Boyles or their predecessors in title for a period of more than 30 years. I also know that the property lines are in place, recognizable and to my knowledge there has not been any dispute over the boundary line of this land and adjoining lands for more than 30 years.

~~I knew C. C. Finley, also known as Christopher C. Finley, who was also in possession of this land before B. Z. Dyer and I knew his wife Mrs. Elizabeth Finley. I know that Mrs. C. C. Finley, who redeemed this land from the tax sale in 1930, was one and the same person as Elizabeth Finley, who executed a mortgage with her husband C. C. Finley to Federal Land Bank.~~ *BBM*

B. B. Mooney

Sworn to and subscribed before me this 16 day of August, 1966.

Donald C. Formby  
Notary Public - State at Large

Tract No. 473  
Aubrey H. Boyles

STATE OF ALA., SHELBY CO.,  
I CERTIFY THIS INSTRUMENT  
WAS FILED ON 8-31 1966

RECORDED & \$ 6 MTG. TAX

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

Conrad M. Fowler  
JUDGE OF PROBATE