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STATE OF ALABAMA)
SHELBY COUNTY)

Before me, the undersigned authority, a Notary Public in and for said County and State personally appeared ARTHUR R. MESTRE, who, after being by me first duly sworn to speak the truth, deposes and says as follows:

My name is Arhhur R. Mestre. I am one of the grantees in that certain deed executed on June 10, 1944, and recorded in Deed Book 116, page 477, in the Probate Records of Shelby County, Alabama. I have been familiar with the occupation, use, and possession of the hereinafter described real property for a period in excess of 21 years, to-wit:

PARCEL NO. I:

A part of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$, Section 25, Township 19, Range 1 West, described as follows: Begin at the NW corner of said $\frac{1}{4}$ $\frac{1}{4}$ Section and run East along North line 444.6 feet to the Chelsea Road; thence in a Southwesterly direction along said road 396 feet; thence Northwest 341 feet to West boundary line of said $\frac{1}{4}$ $\frac{1}{4}$ Section; thence North along West boundary line 60 feet to point of beginning, containing 2.33 acres more or less.
Mineral and Mining rights excepted.

PARCEL NO. II:

Beginning at the SW corner of the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 25, Township 19 South, Range 1 West, thence run North 288 yards more or less to South right of way line of Florida Short Route Highway; thence Easterly along South right of way line of said Highway 222 yards; thence South 206 yards to the Chelsea road; thence Southwest along said road 88 yards to the South line of said forty acres; thence West along South line, 177 yards to point of beginning, containing 12 $\frac{1}{2}$ acres more or less and being in the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 25, Township 19 South, Range 1 West.
Mineral and Mining rights excepted.

When my wife, Lena G. Mestre, and I purchased the property described as Parcel No. 2 above, from J. A. Bean and wife M. E. Bean on June 10, 1944, said J. A. Bean and wife, were in the actual, open, hostile, continuous, notorious, and exclusive possession of said property at said time. Immediately after we purchased said Parcel No. 2, as aforesaid, my wife and I went into the actual, open, hostile, continous, immediate, notorious exclusive and adverse possession of said property and have so remained in possession up to and including the date of this affidavit. It has been called to my attention that said last referred to deed refers to the starting point of said property therán conveyed as being the SW corner of the NW $\frac{1}{4}$, Section 25, Township 19, Range 1 West. Actually the point of commencement was the SW corner of the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section. This was merely a typographical error in said deed and was carried over from a like error in deeds recorded in Deed Book 94, page 567, and Deed Book 94, page 73, all in the Probate Records of Shelby County, Alabama.

With feference to that certain contract executed by and between Cashoubia Estelle Posey Reed and W. H. Carroll on March 27, 1935, and recorded in Deed Book 98, page 268, in the Probate Records of Shelby County, Alabama, said W. H. Carroll has never exercised

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any rights under said contract or disputed or questioned my title or possession to the above described property, or ownership thereof.

Actually, at the time my wife and I purchased parcel No. 2 as aforesaid on June 10, 1944, there was a frame residence located on said Parcel 2. Immediately after the purchase thereof my wife and I moved into said residence and occupied the same continuously and exclusively as our home up to and including approximately three weeks ago from the date of this affidavit. On August 30, 1947, my wife and I purchased from D. H. Holcombe the land described above as Parcel No. 1 by deed recorded in Deed Book 128, page 480, in the Probate Records of Shelby County, Alabama. Since the date of purchase of said parcel No. 1 my wife and I have continuously resided on both parcel no. 1 and Parcel No. 2 and occupied the same as our residence up to and including, as aforesaid, approximately three weeks ago. I have never heard my title, or the title of my wife and myself questioned or disputed in any way and no other person, firm, or corporation has been in possession of either Parcel No. 1 or Parcel No. 2 since the date the same was purchased by us as aforesaid.

It has been called to my attention that the records in the Probate Office of Shelby County, Alabama, do not show that that certain mortgage executed by my wife and myself on June 10, 1944, in favor of J. A. Bean has been satisfied, said mortgage being recorded in Mortgage record 185, page 279 in said office. Actually the final installment on said mortgage was paid in full during 1946.

Arthur B. Mester
Affiant

Sworn to and subscribed to before me
this 27th day of September, 1966.

Frank Ellis
Notary Public

STATE OF ALA., SHELBY CO.,
I CERTIFY THIS INSTRUMENT
WAS FILED ON 1 PM
9-27-1966

RECORDED & \$ MTG. TAX

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

Conrad M. Fowler
JUDGE OF PROBATE