

3353
STATE OF ALABAMA

SHELBY COUNTY

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

My name is Hilliard Jenkins. I am 52 years of age and reside at Helena, Shelby County, Alabama. I have lived at Helena, Alabama, since the 1920's.

I have been familiar with the ownership and possession of the following described property since the early 1920's, viz.:

Lots 10, 11, 12 and 13 in Block 15 according to Map of the Town of Helena, Alabama, drawn by Joseph Squire as recorded in Probate Office of Shelby County, Alabama, in Map Book 3, page 121.

Minerals and mining rights excepted.

When I first became familiar with said property in the early 1920's, said property was owned by Ray Floyd and W. S. Moore, although said Ray Floyd and R.J. Flowers had possession of said property. When I first became familiar with said property, there was a frame building situated thereon with tin or galvanized metal sides and roof, and said Ray Floyd and R. J. Flowers were in business, as partners, operating a Garage business in said building and on said property.

It was my definite understanding and was generally known in the community that said R. J. Flowers owned no interest in the land but he did sign a Lease and Mortgage covering said property as a partner of the owners.

Ray Floyd left said property and left the State of Alabama about 1926-- I can't remember the exact date, but in any event, said R. J. Flowers continued to run the Garage business on said property, by himself for awhile, and later, said W. S. Moore came into the garage business in some capacity with said R. J. Flowers.

Said R. J. Flowers was running said garage business on said property up until the time he was killed in an automobile accident in the late 1930's. His family, or some members thereof, still live in and around Helena, but they have never claimed any interest in said property, nor possessed any

part thereof.


Said property was later conveyed to F. R. Lubright about 1935, and it is my understanding that said F. R. Lubright also may have obtained a tax title to said property. Said R. F. Lubright later died and willed said property to his widow, Patty S. Lubright, and said Patty S. Lubright also obtained a deed from Ray Floyd in 1958 in order to help clear up her title to the property. Said Patty S. Lubright conveyed said property to William T. Booth and G. T. Kirkpatrick in 1958.

During the time when F. R. Lubright and Patty S. Lubright owned said property, it was leased or rented to Shelby County as a maintenance shop for several years.

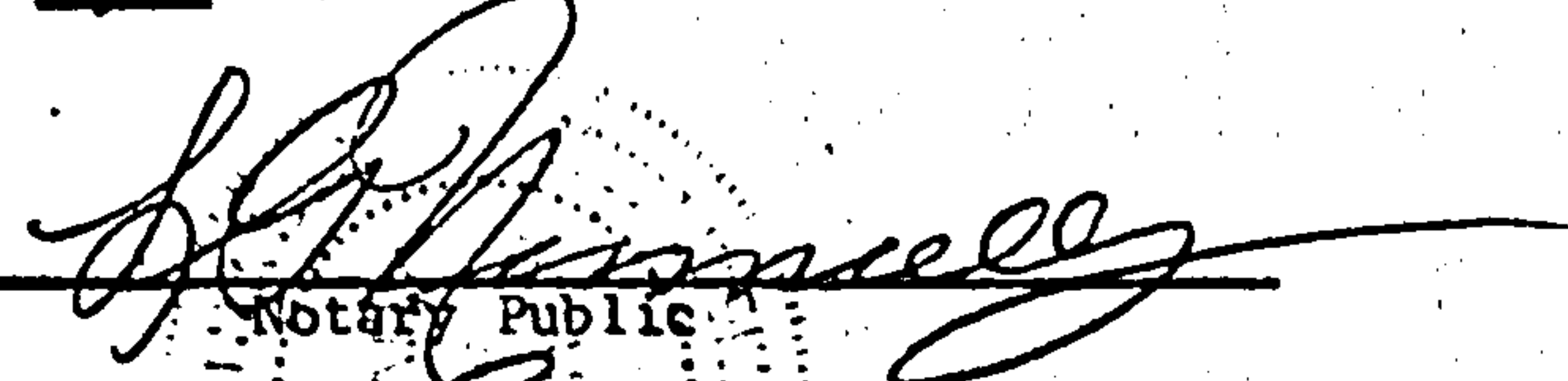
The old building which was originally situated on said property stood there for several years, not being used, and it was torn down about five years ago.

Said William T. Booth conveyed his interest in said property to G. T. Kirkpatrick, the present owner. There is a partial building situated on said property now which was started some five or six years ago. Said building has never been completed, and according to my understanding, was started to be built to be used as a store.

During all of the years I have been familiar with the ownership and possession of said property, since the early 1920's and until the present date, I have never heard anyone question the title of said G. T. Kirkpatrick and his predecessors in title as designated above in and to said property. Said property has been in the open, continuous, notorious, undisturbed, peaceable, exclusive, hostile, actual adverse possession of said G. T. Kirkpatrick and his predecessors in title as designated above since the early 1920's and until the present date.


Hilliard Jenkins

Sworn to and subscribed before me
this 4 day of April, 1967.


Notary Public

RECEIVED
U.S. DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D.C. 20535
APR 11 1967
JAMES O. RAY
JUNIOR DEPT. OF JUSTICE