

7619  
STATE OF ALABAMA

SHELBY COUNTY

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

My name is Florence Ruston. I am seventy-two years of age. I have been a resident of Shelby County, Alabama, for the past 72 years.

I have been familiar with the ownership and possession of the following described property, viz.:

The NW $\frac{1}{4}$  of SE $\frac{1}{4}$  and 2 acres in NE corner of NE $\frac{1}{4}$  of SW $\frac{1}{4}$ , Section 28, Township 21 South, Range 1 East,

The East Half of SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , Section 29, Township 21 South, Range 1 East,

since well prior to 1920, I having lived and resided within 3 miles of said property, or some portion thereof, for the past 50 years.

I can't remember when said property was owned by W. J. Weldon, but I have been informed said property was conveyed

by said W. J. Weldon and wife, Blanche Weldon, to B. R. Riley, prior to 1920. Said W. J. Weldon and said Blanche Weldon have not possessed said property for over 47 years. I well remember when B. R. Riley owned and possessed said property, prior to 1920.

Said B. R. Riley and wife, Mollie Riley, conveyed said property to Mrs. L. C. Batie about 1925, and Mrs. L. C. Batie and her husband, J. H. Batie, conveyed said property to G. E. Lewis about 1929. Said Mrs. L. C. Batie and said J. H. Batie have each been dead for more than 18 years.

Said Mrs. L. C. Batie and husband, J. H. Batie, were the mother and father of Willie Batie Lewis, who was the wife, and is the widow, of said G. E. Lewis. Said Willie Batie Lewis is my sister-in-law, she having married my only brother, said G. E. Lewis, who was also known as Elmore Lewis.

Of course I have known said G. E. Lewis and Willie Batie Lewis for many, many, years, and I am well acquainted with the fact that they had only one child, namely, a son, Marvin Lewis, said Marvin Lewis being the only son ever born of said G. E. Lewis or Willie Batie Lewis.

Mrs. L. C. Batie, who was the mother of said Willie Batie Lewis, died about 1943, and said J. H. Batie, who was the father of said Willie Batie Lewis, died about 1937.

Said G. E. Lewis was a resident of Shelby County, Alabama, at the time of his death on January 25, 1965, he having become sick a few months prior thereto and having gone temporarily to Birmingham to live out his last illness.

Said G. E. Lewis built the house which is situated on the above described property during the latter part of 1927 and the first part of 1928, about the time he received the conveyance to said property from his said wife's mother and father. Said G. E. Lewis and wife, and their said son, lived in said house on said property, and resided thereon and possessed the same as their homestead, from 1928 until just before Mr. Lewis's death, as stated above, they having farmed said property, and various portions thereof, from year to year, during all of said period of time.

I have never heard anyone question the title of said G. E. Lewis, as designated above. I know of my own personal knowledge that said G. E. Lewis, and his predecessors in title, as designated above have been in the actual, open, continuous, notorious, undisturbed, peaceable, exclusive, hostile, actual adverse possession of all of said property for more than fifty years prior hereto.

Florence Ruston  
Florence Ruston

Sworn to and subscribed before me this

25<sup>th</sup> day of September, 1967.

[Signature]  
Notary Public

STATE OF ALABAMA

SHELBY COUNTY

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

My name is Ben Ruston. I am eighty-one years of age and am the husband of Florence Ruston.

I have carefully read the above affidavit of my said wife, Florence Ruston, relative to the property of G. E. Lewis, and I herein and hereby

state that I know of my own personal knowledge that the facts stated in said affidavit of Florence Ruston are true and correct.

I have known said property of G. E. Lewis and as described above in said affidavit of Florence Ruston for more than 50 years, and I know of my own personal knowledge that said G. E. Lewis, and his predecessors in title as designated above in the affidavit of said Florence Ruston, have been in the open, continuous, notorious, undisturbed, peaceable, exclusive, hostile, actual adverse possession of all of said property for the past 50 years and until the present date.

Ben Ruston

Ben Ruston

Sworn to and subscribed before me this

25<sup>th</sup> day of September, 1967.

[Signature]  
Notary Public

STATE OF ALA. SHELBY CO.  
I CERTIFY THIS  
INSTRUMENT WAS FILED

1967 SEP 27 AM 9:26

U.C.C. FILE NUMBER OR  
REC. BK. & PAGE AS SHOWN ABOVE

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JUDGE OF PROBATE