

9808
STATE OF ALABAMA

SHELBY COUNTY

Before me, the undersigned authority in and for said County in said State, personally appeared Ollie Williams, who, after being by me first duly sworn to speak the truth, deposes and says:

My name is Ollie Williams. I am 61 years of age and have lived all of my life in and around Columbiana. I knew Mariah Townsend during her lifetime. I do not remember her husband, but I understand his name was David Townsend and he died many years ago. There has been called to my attention a deed from Sarah Tramble to Cora and Adam Carter dated August 30, 1947, recorded in Deed Book 158 page 289 in the Probate Office of Shelby County, Alabama. The said Sarah Tramble was one and the same as Sarah Dandy. There is also called to my attention a deed from Henry Townsend and wife to Cora and Adam Carter dated August 30, 1947, recorded in Deed Book 158 page 285 in said Probate Office. Also called to my attention is a deed from Will Townsend and wife Hattie to Cora and Adam Carter dated August 30, 1947, recorded in Deed Book 158 page 287 in said Probate Office. Also called to my attention is a deed from Millard Townsend to Cora and Adam Carter dated August 30, 1947, recorded in Deed Book 158 page 291 in said Probate Office. Affiant says he knows of his own knowledge that the said Sarah Tramble, Henry Townsend, Will Townsend, Millard Townsend and Cora Carter were brothers and sisters and were the sole and surviving heirs at law of Mariah Townsend, deceased, in 1947 when said deeds were executed. Affiant further says he knows that Cora Carter had already been living on said land for several years prior to the time the deeds were made, but went into possession as the owner with her husband Adam Carter in 1947 and they lived on the land until about the year 1955, when I am informed the land was sold through foreclosure by C. W. Hardy, as shown by foreclosure deed recorded in Deed Book 174 page 30 in said Probate Office. After Mr. Hardy, who I did not know well, purchased the land, I am informed he filed a suit to quiet title and later sold the land to Nathan Mooney, the present owner of the land. The house remained on the property until some ten years ago or a little longer when it burned. The west line of the property is bordered by the L & N Railroad right of way, the east line is bounded by the Columbiana-SHELBY paved road, the north line by a public road and the south line by adjoining property owned by Alf McClanahan which is marked by a ditch.

Throughout all the years I have known the property involved, I have never heard of anyone contesting the title or disputing the possession of Nathan Mooney or his predecessors in title.

The land about which I have been making this affidavit is described as follows:

A tract of land lying in NW $\frac{1}{4}$ of SW $\frac{1}{4}$, NE $\frac{1}{4}$ of SW $\frac{1}{4}$ and SE $\frac{1}{4}$ of SW $\frac{1}{4}$, Section 36, Township 21 South, Range 1 West and more particularly described as follows: Beginning at a point on the east 40' R.O.W. line of the L & N RR Company, being marked by an iron pipe (said point being the NW corner of the Alfred McClanahan lot); thence north 86 deg. 15 min. east a distance of 118.47 feet to point of intersection with the west 40' R.O.W. line of Columbiana-Shelby road; thence north 21 deg. 32 min. west along said R.O.W. line a distance of 427.18 feet to a point; thence north 20 deg. 20 min. west along said right of way line a distance of 194.81 feet to a point; thence 90 deg. to the right a distance of 15 feet; thence north 20 deg. 20 min. west along the west 25' R.O.W. line a distance of 147.17 feet to a point; thence 90 deg. to the left a distance of 15 feet to a point; thence northwesterly along the west 40' R.O.W. line along a 5 deg. curve to the left having a radius of 1146.28 feet, a distance of 261.27 feet to a point; thence continuing along said right of way line a distance of 303.90 feet to a point; thence northwesterly along a 6 deg. curve to the right having a radius of 955.37 feet along said right of way line, a distance of 283.17 feet to a point; thence continuing northwesterly along said R.O.W. line a distance of 91.0 feet to a point; thence northwesterly along a 3 deg. curve to the right having a radius of 1910.08 feet along said R.O.W. line a distance of 213.68 feet to a point; thence south 53 deg. 27 min. west a distance of 42.50 feet to a point; thence south 30 deg. 50 min. west a distance of 98.60 feet to a point 40 feet from centerline of L & N Railroad; thence south 23 deg. 54 min. east along the east right of way line of L & N Railroad a distance of 1813.59 feet to the point of beginning; situated in Shelby County, Alabama.

Ollie Williams
Ollie Williams

Sworn to and subscribed to before me on this

the 23rd day of October, 1967.

Walter B. Jones
Notary Public

STATE OF ALABAMA
SHELBY COUNTY
CLERK OF COURTS
100 APR 17 AM 9:53
U.C.C. FILED IN 1967 OR
REC. BK. & PAGE NO. SHOWN ABOVE
CLERK OF COURTS
JUDICIAL DEPARTMENT