

STATE OF ALABAMA)

SHELBY COUNTY)

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

My name is Rochelle Ford and I am 53 years of age. I presently reside at Calera, Shelby County, Alabama. I have been familiar with the occupation, use, and possession of the hereinafter described property for a period in excess of 28 years, said property being situated in Calera, Shelby County, Alabama, and being more particularly described as follows:

Lot 199 according to J. H. Dunstan's Map of the Town of Calera, Shelby County, Alabama.

The above described property in its entirety is presently owned by Nettie L. Hughes, the wife of Howard Hughes. I remember when the above described property was purchased by William Bassham in or about 1942. At the time the property was purchased by William Bassham in 1942 it was open land and there was no residence or other improvement situated thereon. Within a few months after the property was purchased by William Bassham in 1942 he constructed a residence thereon. Immediately after this residence was completed William Bassham moved into the residence and lived therein and on the above described property until 1944 when said residence was destroyed by fire. After the residence was burned William Bassham resided with affiant for approximately one month while he repaired another structure located on the above described property. Approximately one month after the fire he moved back into the structure situated on said property and resided there until a new residence was constructed on the above described property in 1945. Immediately after the construction of the new residence he moved into the same where he resided continuously and exclusively for each and every year up until July 11, 1949, when he conveyed all of the above described property to Paul William Adams. Immediately after the execution of the last mentioned deed on July 11, 1949, said Paul William Adams moved into the residence situated on the above described property and resided therein and thereon as his home for each and every year continuously and exclusively up to and including October 20, 1958, when said above described property and said residence was conveyed to James H. Hughes and Nettie Lee Hughes by deed recorded in Deed Book 196, page 213, in the Probate Records of Shelby County, Alabama. Immediately after the execution of the last mentioned deed in 1958 Mr. and Mrs. Hughes, who are the present owners, moved into the residence situated on the above described property where they resided continuously and exclusively

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for each and every year from October 20, 1958, up until approximately three months ago when they moved to another home in Calera.

Actually, in addition to residing on the above described property each of the aforesaid predecessors in title to Nettie L. Hughes and James H. Hughes have occupied and possessed each and every part and parcel of said land and, in fact, the entire boundaries thereof have been under fence for more than 20 years. More than 20 years ago William Bassham, one of the aforesaid predecessors in title to the present owners, constructed a fence around the boundaries of the above described property for the purpose of containing horses and any other livestock which he may have owned. During the time William Bassham owned the property he not only lived in the residence situated thereon but also farmed the part not in use as a residence and kept a horse and other livestock situated thereon. The fence which was built by William Bassham more than 20 years ago has been maintained and is still in existence as of the date of this affidavit. Affiant actually owns property which adjoins the above described property and knows that there has been no dispute whatsoever concerning the location of the boundary lines around the above described property for more than 20 years and that the present owner Nettie L. Hughes and her predecessors in title named above, namely, James H. Hughes and Nettie L. Hughes, Paul William Adams, and William Bassham have been in the continuous, exclusive, notorious, adverse, and hostile possession of the above described property for each and every year during the more than 28 years I have known the occupation, use, and possession thereof. There have been no disputes concerning the ownership or possession thereof.

When the above described property was first purchased by William Bassham in the early 1940's as aforesaid, the same was unimproved and uncleared timber land. About the time he constructed the aforesaid residence on the property he cleared the same and moved the bulk of the timber therefrom.

During the more than 28 years I have known the occupation, use, and possession of the above described property it has been in the continuous, exclusive, notorious, hostile and adverse possession of William Bassham, Paul William Adams, and James H. Hughes and wife, Nettie L. Hughes. No other person, firm, or corporation has been in possession of said property or any part thereof whatsoever during said period and I have never heard the title of Nettie L. Hughes and her aforesaid predecessors in title question or disputed in any way.

Sworn to and subscribed before me
this 30 day of September, 1968.

William J. Anderson
Notary Public

REC'D. H. & J. HUGHES & J. ADAMS
JUL 20 1968

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STATE OF ALA. SHELBY CO.
INSTRUMENT WAS FILED
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