

1994
STATE OF ALABAMA

SHELBY COUNTY

Before me, a Notary Public in and for said County and State, personally appeared Maurine Lee, who being by me first duly sworn, deposes and says as follows:

My name is Maurine Lee. I am the widow of John P. Lee and reside at Pelham, Shelby County, Alabama.

I have been familiar with the ownership and possession of the following described property, to-wit:

A part of the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 24, Township 20 South, Range 3 West, described as follows: Begin at the intersection of the West line of Main Street with the South line of West Street in Town of Pelham and run in a Southerly direction along West line of Main Street a distance of 424.9 feet to NE corner of lot formerly known as Presbyterian Church lot; thence Westerly along the North line of lot formerly known as Presbyterian Church lot 100 feet to East line of Fortenberry lot; thence Northerly along East line of Fortenberry lot 148.29 feet to SE corner of Moore lot; thence Northwesterly direction along Eastline of Moore lot 208.87 feet to Southeast line of West Street; thence Northeasterly direction along Southeast line of West Street to point of beginning, EXCEPTING lot 100 by 100 feet in the NE corner belonging to Baptist church and also EXCEPTING lot 50 by 50 feet in SW corner formerly known as Lodge lot and now belonging to Fortenberry,

since I was 12 or 13 years old, my present age being 67. I have actually lived and resided within a quarter of a mile of said property for the past 40 years, and I have been a member and attender of the Pelham Baptist Church, which joins said property, since 1932. The Pelham Baptist Church building has been located in the same spot next to the above said property since 1913 or 1914.

When I first became familar with the above described property more than 40 years ago, it was owned and possessed by Mr. E. L. Bentley. Mr. Bentley later sold and conveyed said property to Mrs. Blanche Sorrell, about 1939. It is my understanding that said property was, in the year 1968, conveyed from Mrs. Sorrell through court proceedings to Paul Yeager and that said Paul Yeager

subsequently conveyed said property to Ralph E. Sorrell and wife, Bonnie B. Sorrell, said Ralph E. Sorrell being the son of Mrs. Blanche Sorrell. Said Ralph E. Sorrell and wife, Bonnie B. Sorrell, have just recently conveyed said property to First Baptist Church of Pelham, said Church being the same Church referred to as The Pelham Baptist Church whose property and building situated thereon do adjoin the above described property.

I do not know, and have never known, either J. A. Johnston, Mollie Johnston, G. M. Johnston, Melvin Johnston, Mattie Ward, Luther Johnston, Evelyn Hale, Elbert Johnston, Clifton Johnston, nor Stanley Johnston, but I do know that neither of said persons has ever owned or possessed said property, or any part thereof, for the past 40 or more years and since the property was owned and possessed by E. L. Bentley, as aforesaid, said E. L. Bentley, and his successors in title, having been in the open, continuous, notorious, undisturbed, peaceable, exclusive, hostile, actual adverse possession of said property for the past 40 or more years and until the present date.

Maurine Lee
Maurine Lee

Sworn to and subscribed before
me this 20 day of March, 1970.

Willie Mae L. Dennis
Notary Public

STATE OF ALABAMA

SHELBY COUNTY

Before me, a Notary Public in and for said County and State, personally appeared Mary Walton, who being by me first duly sworn, deposes and says as follows:

My name is Mary Walton. My residence address is Route 1, Box 87, Siluria, Shelby County, Alabama.

I have read the above affidavit of Maurine Lee, and I know

of my own personal knowledge that the facts and statements set forth in said affidavit of said Maurine Lee are true and accurate, as I have been familar with the ownership and possession of the property described in said affidavit of Maurine Lee for more than the past 40 years. I lived in Pelham, and in the same community of said property, until about 7 years ago, and I have, in the past, been a member of the Baptist Church at Pelham which joins the above described property. I do not know, and have never known, J. A. Johnston, Mollie Johnston, G. M. Johnston, Melvin Johnston, Mattie Ward, Luther Johnston, Evelyn Hale, Elbert Johnston, Clifton Johnston, nor Stanley Johnston, but I do know that neither of said persons has ever owned or possessed said property, or any part thereof, for the past 40 or more years and since the property was owned and possessed by E. L. Bentley, as aforesaid, said E. L. Bentley, and his successors in title, having been in the open, continuous, notorious, undisturbed, peaceable, exclusive, hostile, actual adverse possession of said property for the past 40 or more years and until the present date.

Mary M. Walton
Mary Walton

Sworn to and subscribed before me
this 20 day of March, 1970.

William D. L. Dennis
Notary Public

STATE OF ALABAMA

SHELBY COUNTY

Before me, a Notary Public in and for said County and State, personally appeared Ralph E. Sorrell, who being by me first duly sworn, deposes and says as follows:

My name is Ralph E. Sorrell and I reside at Pelham, Shelby County, Alabama. I have read the above affidavit of Mrs.

Maurine Lee, and I know of my own personal knowledge that the facts as set forth in said affidavit of Maurine Lee are true and accurate as they apply to the property described in said affidavit of said Maurine Lee during the past 40 years that I have been familar with the ownership and possession of said property as described in said affidavit of Maurine Lee.

I previously made another affidavit concerning this property and an unrecorded deed which has been in the possession of my mother, Mrs. Blanche Sorrell, since 1938, said affidavit having been recorded in Deed Book 261 at page 36-38, Office of Judge of Probate of Shelby County, Alabama.

When my mother bought said property in 1939, she received an abstract prepared by the Shelby County Abstract Company, Mr. W. J. Horsley, Manager, and later extended by said Shelby County Abstract Company, Mr. Paul O. Luck, Manager, said abstract covering the period of time from the United States Entry to April 9, 1928. This abstract has remained in the possession of my mother and myself since 1939, and I am attaching to this affidavit pages 38 and 39 of said abstract, page 38 of said abstract showing a warranty deed from Mollie Johnston and others to E. L. Bentley dated June 29, 1922, and page 39 of said abstract showing a guardian's deed conveying the interests of Elbert Johnston and others to said E. L. Bentley on June 29, 1922. Apparently the original deeds shown by said pages 38 and 39 of said abstract and which are attached hereto were lost before they were recorded in the Office of the Judge of Probate of Shelby County, Alabama.

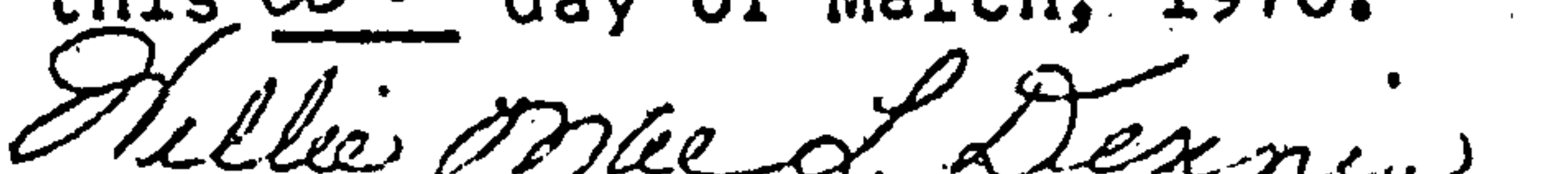
I have never heard anyone question the title, ownership, or possession of Mr. E. L. Bentley and his successors in title, as designated above in the affidavit of Mrs. Maurine Lee during the time that I have been familar with the ownership and possession of said property.



Ralph E. Sorrell

Sworn to and subscribed before me

this 20 day of March, 1970.


Notary Public

✓ Mollie Johnston
✓ G. M. Johnston
✓ and wife, Carrie,
Mattie Ward and
husband, Rose,
Luther Johnston
✓ and wife, Myrtle,
Evelyn Hale and
✓ husband, Sam Hale,
✓ Elbert Johnston

Dated 29th June 1922

WARRANTY.

Cons: \$635.00, paid.

Probate File 4-92

CONVEYS:-

and wife, Nina, -TO-, E.L.BENTLEY.

All that part of the N W 1/4 of N W 1/4 of Section 24 Tp 20 Range 3 West situated in the town of Pelham, Shelby County Alabama, which lies south of West Street, in said town, west of Main Street east of L. D. West lot and north of the school house and church property.

Also all of the N W 1/4 of N W 1/4 of Section 24 Tp 20 Range 3 West which is described as follows: Commencing at the point where the Main street in the town of Pelham Alabama intersects the section line running between sections 13 and 24 of Tp 20 Range 3 West, thence running east along section line to the top of the mountain, thence along the top of the mountain in a southerly direction to an iron stake, thence in a SWly direction to the S E corner of the J. P. Tomlinson lot, thence northerly along the eastern boundary of said Tomlinson's lot 200 feet, thence westwardly 100 feet to Main Street, thence in a northerly direction along the east side of Main Street to the point of beginning, containing 15 acres more or less, and being all of the W. S. Cross tract of land sold and conveyed to Cecil Blowne by deed dated August 23, 1906 and recorded in deed book 36 page 289 in the office of the Judge of Probate of Shelby County Alabama, except so much thereof as has not been heretofore sold and conveyed to J. P. Tomlinson, the A B & A R R Co., and R. M. Deshazo which lands lie west of the A B & A R R, also except a lot 70 yards by 100 feet which is known as the Richmond Walker lot, the same lying east of the property of W. B. Douglass, and bounded on the north by West Street, on the east by J. A. Johnston property and on the south by the school property; also except a certain lot 100 feet by 100 feet, which is the property which is the property of the Baptist Church in the town of Pelham, said lot being bounded on the west by said West Street, on the east by Main Street and on the south and north by the J. A. Johnston property. All the above described property lying and being in the town of Pelham, Shelby County Alabama.

No witnesses.

All grantors sign.

General joint ack. of Mollie Johnston, a widow, and G. M. Johnston and wife Carrie, Mattie Ward and husband Rose, Luther Johnston and wife Myrtle, Evelyn Hale and husband Sam. A. Hale, and separate ack. of Carrie Johnston, separate ack. of Mattie Ward wife of Rose Ward, separate ck. of Myrtle Johnston wife of Luther Johnston, separate ack. Evelyn wife of Sam A Hale, separate ck. of Nina wife of Elbert Johnston, all on 29th day of June 1922 before W. H. Boyce, Justice of the Peace, Shelby County Alabama.

BOOK 261 PAGE 681

Elbert Johnston,

Dated 29th June 1922

Stanley Johnston

& Clifton Johnston GUARDIAN'S Cons:- \$375.00, paid.

By Mollie Johnston, D E E D .
Gdn.

-TO-

E. L. Bentley.

CONVEYS:-

All that part of the N W 1/4 of N W 1/4 of Section 34 Tp 30 Range 3 West situated in the town of Pelham, Shelby County Alabama, which lies south of West Street, in said town, west of Main Street east of L. D. West lot and north of the school house and church property.

Also all of the N W 1/4 of N W 1/4 of Section 34 Tp 30 Range 3 West which is described as follows: Commencing at the point where the Main Street in the town of Pelham Alabama intersects the section line running between sections 13 and 24 of Tp 30 Range 3 West, thence running east along section line to the top of the mountain, thence along the top of the mountain in a southe ly direction to an iron stake, thence in a SWly direction to the S E corner of the J. P. Tomlinson lot, thence northward along the eastern boundary of said Tomlinson's lot 300 feet, thence westwardly 100 feet to Main Street, thence in a northerly direction along the east side of Main Street to the point of beginning, containing 15 acres more or less, and being all of the W. S. Cross tract of land sold and conveyed to Cecil Blowne by deed dated August 23, 1906 and recorded in deed book 36 page 289 in the office of the Judge of Probate of Shelby County Alabama, except so much thereof as has not been heretofore sold and conveyed to J. P. Tomlinson, the A B & A R R Co., and R. M. DASHAZO which lands lie west of the A B & A R R, also except a lot 70 yards by 100 feet which is known as the Rich and Walker lot, the same lying east of the property of R. B. Douglass, and bounded on the north by West Street, on the east by J. A. Johnston property and on the south by the school property; also except a certain lot 100 feet by 100 feet, which is the property which is the property of the Baptist Church in the town of Pelham, said lot being bounded on the west by said West Street, on the east by Main Street and on the south and north by the J. A. Johnston property. All the above described property lying and being in the town of Pelham, Shelby County Alabama.

No witnesses.

General Ack. of grantor on 29th June
1922 before W. H. Boyce, J. P. Shelby
County, Alabama.

STATE OF ALA. SHELBY CO.
NOTARIAL PUBLIC
1970 MAR 27 AM 7:05
U.C. FILE NUMBER OR
REC. BK. & PAGE AS SHOWN ABOVE
JUDGE OF PROBATE

BOOK 281 PAGE 682