

1951

STATE OF ALABAMA  
SHELBY COUNTY

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

My name is Delmus Guin. I am 60 years old and reside at Route 1, Shelby, Shelby County, Alabama.

I knew Eason Jones for many years prior to his death, which occurred about 1951. Said Eason Jones and I lived in the same community, and my first wife, Idella Carden Guin, was a sister of Velma Carden Jones, who was the first wife of said Eason Jones.

As stated, said Eason Jones died about 1951, intestate, while a resident of Shelby County, Alabama. His first wife, Velma Carden Jones, had died about 1929 or 1930, and his second wife, Irene Jones was his widow. Said Irene Jones and I were subsequently married and are presently living together as man and wife.

Said Velma Carden Jones, who was the wife of said Eason Jones in 1929 when he and his said wife received a conveyance for 50 acres of land from James Curtis and wife, Margaret Ann Curtis, as shown by deed recorded in Deed Book 99 at page 245, Office of Judge of Probate of Shelby County, Alabama.

Said Velma Carden Jones was not survived by any children or descendants of deceased children, she and Eason Jones having had only one child, which was born dead. Said Velma Carden Jones was never married to anyone except Eason Jones, and her mother and father, who were Johnny Carden and Emma Carden, both died prior to the death of said Velma Carden Jones. Said Velma Carden Jones



was survived by the following brothers and sisters, namely, Elmer Carden, <sup>Ida Lee Higgins,</sup> Julia Beil Etress, Idella Carden Guin (who was my first wife), Ernest Carden, Claude Carden, and Pete Carden; she was not survived by any other brothers or sisters or any other descendants of deceased brothers and sisters.

It is my understanding that the said deed to Eason Jones and wife, from James Curtis and wife, dated January, 1929, which is recorded in Deed Book 99 at page 245 contained an error in the property description, and thereafter,, the deed which the heirs of said Velma Carden Jones signed to Eason Jones after the death of said Velma Carden Jones, also contained another error in description.

Said Eason Jones and wife, Velma Carden Jones, actually went into possession of the following described property under their said deed from James Curtis and wife, in January, 1929:

The Northeast Quarter of Southwest Quarter, and the Northeast Quarter of Southeast Quarter of Southwest Quarter, of Section 14, Township 24 North, Range 15 East, containing 50 acres, more or less.

I first became familiar with said property at the time when it was conveyed by said James Curtis and wife to said Eason Jones and wife in January, 1929, and I know that said property, as described above, was intended by all concerned to be the property actually conveyed to said Eason Jones and wife.

I have been familiar with the ownership and possession of the said property, as described above in this affidavit, since 1929 and until the present date, and I know that there was a house on the NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of said Section 14, Township 24 North, Range 15 East at the time when said Eason Jones and wife bought said property and went into possession thereof in 1929, said house actually being reputed to be over a 100 years old at the present time. Said Eason Jones and wife lived in said house until the death of his first wife, said Eason Jones continuing to live in said house



until he married Irene Jones, and continuing to live in said house after his marriage to said Irene Jones as his homestead until his death in about 1951. Said widow, Irene Jones, and members of her family, continued to live in said house until 1953 when she and I were married, and she and I continued to live in said house as our homestead until 1964, when we moved off of the place.

Said Eason Jones and wife, Irene Jones, conveyed a 10 acre parcel described as the NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 14, Township 24 North, Range 15 East to Freeman Jones in 1946, and shortly thereafter, said Freeman Jones built a house on said parcel and has since resided in the same as his homestead with his family.

The only surviving children of said Eason Jones, which are his children by his second wife, said Irene Jones,<sup>are</sup> designated as follows: Bernice Jones Higgins, Barbara Jones Merrell, Jessé Douglas Jones, and James Harold Jones. There were other children born of said Eason Jones and Irene Jones, but they are all dead, and there are not any other children, or descendants of deceased children, other than those herein designated. Said children and their mother, Irene Jones Guin, are presently the owners of said NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 14, Township 24 North, Range 15 East, as the heirs at law and next of kin of their father, Eason Jones, except that said Jessé Douglas Jones has conveyed his interest in said property to Alexander Etress and wife, Flora Etress.

I know of my own personal knowledge that said Eason Jones, and his successors in title as designated above, have been in the open, continuous, notorious, undisturbed, peaceable, exclusive, hostile, actual adverse possession of all of said NE $\frac{1}{4}$  of SW $\frac{1}{4}$ , and NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 14, Township 24 North, Range 15 East since January, 1929, and until the present date.

I have never heard anyone question the title, ownership, or



possession of said Eason Jones and his said successors in title,  
as designated above.

Delmus Guin  
Delmus Guin

Sworn to and subscribed before me  
this the 3<sup>rd</sup> day of January, 1970.

Mary D. Thompson  
Notary Public

STATE OF ALABAMA  
COUNTY OF TALLADEGA  
INSTRUMENT WAS FILED  
1970 JAN 19 - 1 PM 10:19  
U.C.C. FILE NUMBER OR  
REC. BK. & PAGE AS SHOWN ABOVE  
Clerk of Court  
JAMES H. FOWLER