

STATE OF ALABAMA

SHELBY COUNTY

Before me, the undersigned authority in and for said County in said State, personally appeared Walter R. Adkins, Jr., who, after being by me first duly sworn to speak the truth, deposes and says:

My name is Walter R. Adkins, Jr. I am 47 years of age and have been a resident of Montevallo, R.F.D. 2, since August of 1931 when my father purchased a part of the hereinafter described land from Emma Scott and husband Amos Scott as shown b, deed to my father in August of 1931 which is recorded in Deed Book 84, page 405. All of said land referred to in this affidavit being described as follows:

The E $\frac{1}{2}$ of SW $\frac{1}{4}$ of Section 6 and N $\frac{1}{2}$ of NE $\frac{1}{4}$ of Section 7, All in Township 24 North, Range 13 East.

Subject to Easement to Water Works Board of Town of Montevallo and Excepting Highway right of way.

As stated above, my father purchased the SE of SW of Section 6, in the N $\frac{1}{2}$ of the N $\frac{1}{2}$ in the NE $\frac{1}{4}$ of Section 7, Township 24, Range 13 East, from Emma Scott and her husband, Amos Scott in August of 1931. At that time, there was a dwelling house situated on the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 6 and a barn and it is my information that the house has been there since about 1850. There was no dwelling house in the N $\frac{1}{2}$ of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Section 7 at the time my father purchased the same but he built a dwelling house in the same year that he purchased said land.

In November of 1934, my father purchased from W. S. Scott and wife, Minnie Scott the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 6 as recorded in Deed Book 94, page 358. When my father purchased the first mentioned land in 1931, there was a fence around all of the same and he went into immediate possession of said land, began improving it and began cultivating portions of it until 1934 when he purchased the last 40 acres and he went into immediate possession and cultivated portions and used portions of it for pasture each and every year from the time he first purchased each of said parcels until his death; and, since that time, my mother has been in possession of same and she has used said land for pasture purposes. I might mention there is also a dwelling house and barn on the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 6 and it appeared to have been there, at the time my father bought it, over 40 years.

Although I have been in the military service since 1941, I have made regular and frequent visits back to my home where my mother and father were

living and I am quite familiar with said land.

Affiant further says that he knew R. H. Hardy, who is said to have purchased some of the above described land at tax sale as shown by tax deed in August of 1917 as shown in Deed Book 61, page 317 in the Probate Office of Shelby County, Alabama. Affiant says he knew Mr. Hardy and remembers where he lived and remember when he died. At no time did he ever own any interest in or claim any right to the above described land.

It is called to my attention that a deed from Leila Anderson and husband, Walker Anderson to Emma Scott was executed on July 11, 1922 as recorded in Deed Book 72, page 373 and which covers the following described land:

SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 6 in the N $\frac{1}{2}$ of N $\frac{1}{2}$ of NE $\frac{1}{4}$ of said Section 7.

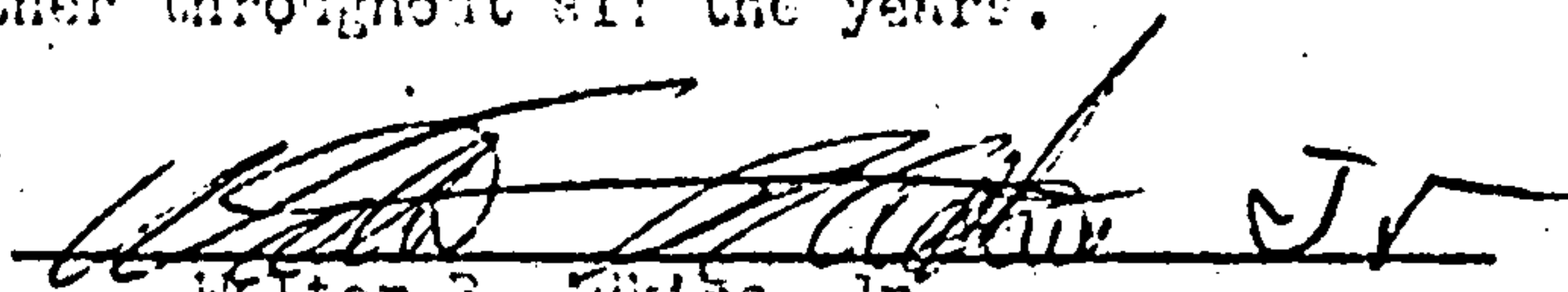
Affiant says that Mrs. Leila Anderson was a sister of Amos Scott, who was the husband of Emma Scott to whom said land was conveyed. Affiant further says that it is his understanding that Leila Anderson and Amos Scott were the sole heirs at law of John J. Scott, deceased, who affiant understands formerly owned said land and it is the affiant's understanding that it was either willed to them or they inherited it from their father.

It is called to the affiant's attention a deed was executed from W. F. Scott and wife, Minnie Scott to Walker Anderson and Leila Anderson dated April 3, 1924 and recorded in Deed Book 75, page 426 in said Probate Office, which I understand covers a portion of the NW of the NE which is further described as beginning at the NW corner of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ and running East 23 yards; thence North 220 yards; thence West 32 yards; thence South 220 yards to the point of beginning. Said land was said to be situated in Section 7 which described in detail the last mentioned tract to have been a part of the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 6. Affiant says this was clearly a mistake in the deed and in the description and neither Mr. Walker Anderson nor Leila Anderson have owned any interest in the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 6 or any of the other land described in this affidavit since affiant has known the same and since the affiant's father and mother purchased the same.

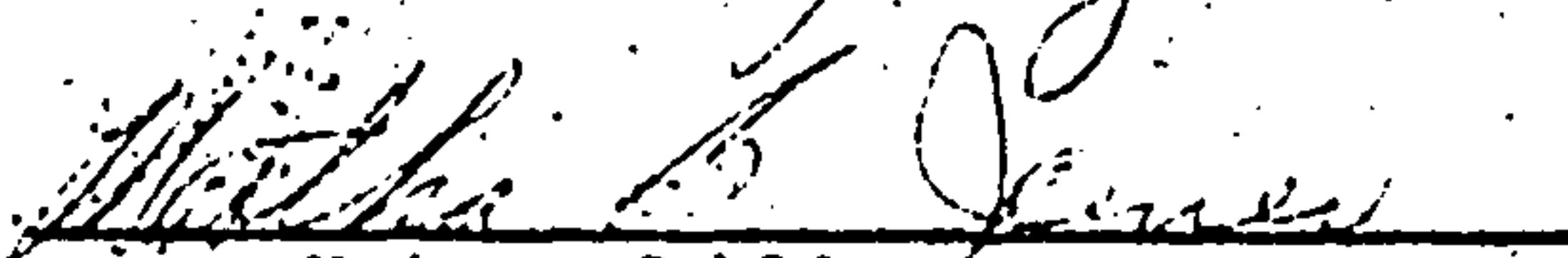
It is called to the affiant's attention that a deed was executed from C. W. Jones and wife, Sara M. Jones to H. E. or H. F. Williams made August 1, 1947 covering the S $\frac{1}{2}$ of the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ of SW $\frac{1}{4}$, Section 6, Township 24, Range 13 East, Shelby County, Alabama. Affiant says that this was clearly an error in the description; that he has never heard of any of said parties in all

the years he has known said land and that none of them have ever claimed any interest in any of the land described in detail at the beginning of this affidavit.

Affiant further says that throughout all the years that he has known the above described land since 1931 and 1934 respectfully it has been in the actual possession of his father and since his death, in the possession of he and his brother and his mother who has used said land for pasture purposes and that the said owners of said land have assessed it for taxes each and every year and affiant says it has been under fence continually and that when his father first purchased said land, the fence appeared to have been at least 20 years old. Affiant says he has never heard of anyone contesting title or disputing possession of affiant, his said brother, and his said mother throughout all the years.


Walter R. Adkins, Jr.

Sworn to and subscribed to before me on
this the 17th day of July, 1969.

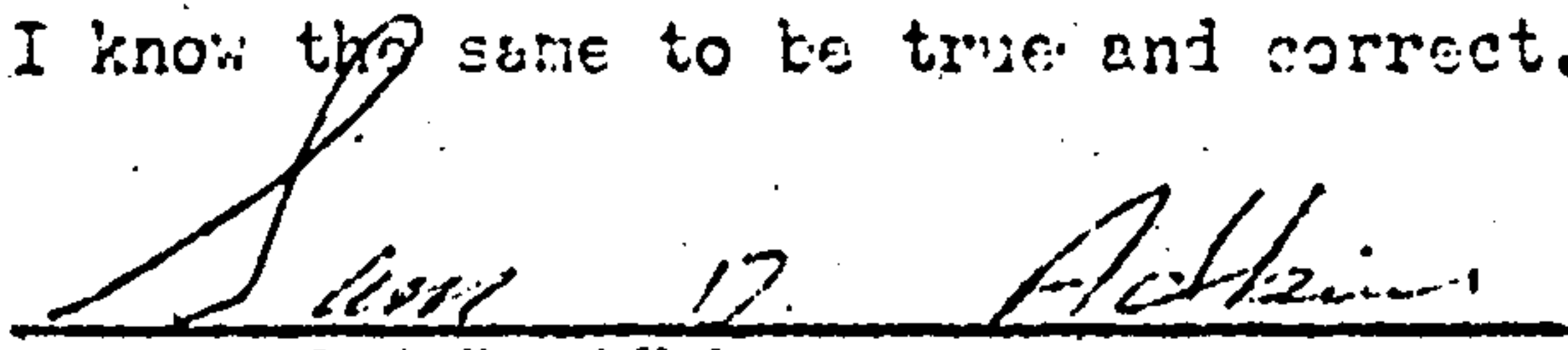

Notary Public

State of Alabama

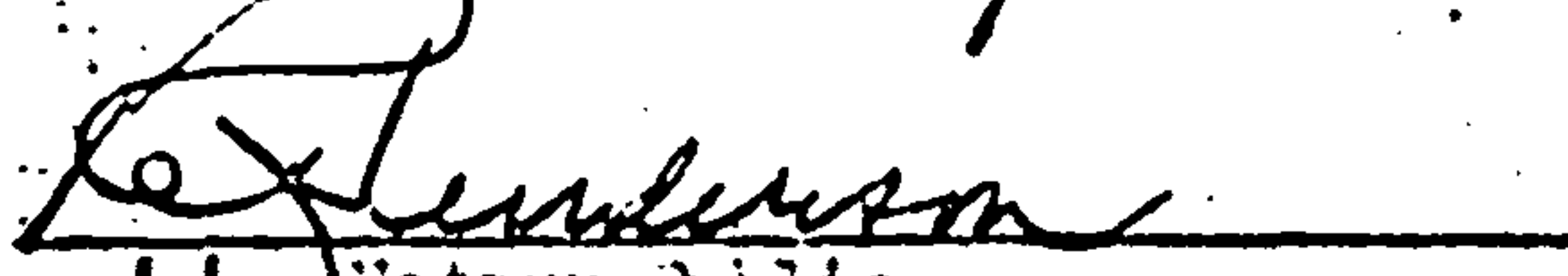
Shelby County

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

My name is Sam D. Adkins. I am 44 years of age and am a brother of Walter R. Adkins, Jr. who made the above affidavit. I have read said affidavit and as far back as I can remember, I know the same to be true and correct.


Sam D. Adkins

Sworn to and subscribed to before me on
this the 23 day of August, 1969.


Notary Public

State of Alabama

Shelb. County

Before me, the undersigned authority in and for said County in said State, personally appeared R. E. Reid, Jr., who, after being by me first duly sworn to speak the truth, deposes and says:

My name is R. E. Reid, Jr. I am 49 years of age and have lived in the same community in which the Walter R. Adkins, Sr. land is situated near Montevallo in Shelby County, Alabama, for the past 49 years. I have read the attached affidavit and I know the same to be true and correct. I am not related by blood or marriage to either Mr. Walter R. Adkins, Jr. or his brother, Sam D. Adkins, or their mother.

R. E. Reid, Jr.
R. E. Reid, Jr.

Sworn to and subscribed to before me on
this the 6 day of March, 1970.

Durward W. Harp
Notary Public

STATE OF ALA. SHELBY CO.
NOTARY PUBLIC
1970 AUG 25 PM 1:53
REC. FILE & FREE AT SHELBY CO. CLERK'S OFFICE
Clerk of Court
Harris for Notary