

STATE OF ALABAMA)

SHELBY COUNTY)

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

My name is Curtis Martin and I am the grantee in that certain deed executed by Jimmy Martin and wife, Gladys Martin dated May 25, 1944, and recorded in Deed Book 116, page 440, in the Probate Records of Shelby County, Alabama. I have been familiar with the occupation, use and possession of the hereinafter described property situated in Shelby County, Alabama, for a period in excess of twenty-five years. Said property is more particularly described as follows, to-wit:

A part of the SE $\frac{1}{4}$ of NE $\frac{1}{4}$, Section 7, Township 20 South, Range 2 West, described as follows: Beginning on the West boundary of said $\frac{1}{4}$ $\frac{1}{4}$ Section at a point which is 365 feet South of the NW corner of said SE $\frac{1}{4}$ of NE $\frac{1}{4}$ and run Southerly along the West boundary line of said SE $\frac{1}{4}$ of NE $\frac{1}{4}$ a distance of 373 feet; thence in a Northeasterly direction in a direct line with an iron stob at a point where formerly a post oak tree grew on the North boundary of said SE $\frac{1}{4}$ of NE $\frac{1}{4}$ a distance of 295 yards from Northwest corner of said SE $\frac{1}{4}$ of NE $\frac{1}{4}$, a distance of 392 feet; run thence in a Westerly direction 337 feet to point of beginning.

EXCEPTING lot sold to Landon Martin and wife Ruth Martin as described in Deed Book 207, page 354, in the Probate Records.

At one time the above described property was owned by J. H. Martin who died intestate more than twenty-five years ago. The heirs of J. H. Martin, deceased, and their spouses conveyed the property above described, along with other property to Jimmy Martin on May 23, 1944, by deed recorded in Deed Book 118, page 425, in the Probate Records of Shelby County, Alabama. The grantors in the last referred to deed constitute all of the heirs of said J. H. Martin and their respective spouses. Shortly after Jimmy Martin received the deed last referred to he conveyed the property, along with his wife, to your affiant by deed recorded in Deed Book 116, page 440, in the Probate Records of Shelby County, Alabama. When the above described property was conveyed to affiant on May 25, 1944, it was conveyed along with another piece of contiguous property which joined said property. Shortly after receiving said deed on May 25, 1944, to the first above described property and the said contiguous property which the same adjoins, the affiant Curtis Martin began construction of a house on said property and the same was shortly thereafter completed. Affiant lived on said above described property in the house located on the adjoining property and possessed the first above described property foreach and every year up until the same was conveyed to William R. C. Headley and wife, Doris Estelle Headley on October 8, 1952. In fact,

your affiant has continued to reside for each and every year on the piece of contiguous property which affiant retained ownership to and, in fact, still owns, As aforesaid, on October 8, 1952, affiant and affiant's wife deeded the first above described property to William R. C. Headley and wife, Doris Estelle Headley and within a few months from the time said deed was made to Mr. and Mrs. Headley they began the construction of their house on the first above described property. Said house was constructed shortly thereafter and Mr. and Mrs. Headley resided in the house located on the first above described property for each and every year from 1952 up until the property was conveyed to Roy Lee Martin on January 7, 1969, by deed recorded in Deed Book 256, page 261. Subsequent to the transfer of the property to Roy Lee Martin he has continued to occupy the same by and through tenants up to and including the date of this affidavit.

During the more than 25 years I have known the occupation, use, and possession of the above described property it has been in the continuous, exclusive, notorious, adverse and hostile possession of the present owner Roy Lee Martin and his predecessors in title Doris Estelle Headley, William R. C. Headley, Curtis Martin, and Jimmy Martin, and their predecessors in title. No other person, firm, or corporation has been in possession of said property or any part thereof during said period and there has never been any question or dispute whatsoever concerning the ownership, use, possession, or boundary lines of said property.

At the time the heirs of J. H. Martin, as aforesaid, conveyed the above property to Jimmy Martin by deed recorded in Deed Book 118, page 425, in the Probate Records of Shelby County, Alabama, the same was not the homestead of either Ila Edwards Scott or Kester R. Dennis, or any of the other grantors in said deed.

It has been called to my attention that in the deed from Jimmy Martin and wife, Gladys Martin to affiant recorded in Deed Book 116, page 440, the name of the grantors and the grantees were reversed in the granting clause which might cause some confusion as to whether the property was conveyed by Jimmy Martin to affiant or by affiant to Jimmy Martin. Any confusion to the contrary notwithstanding, the property by said deed was actually conveyed to your affiant Curtis Martin. Anything to the contrary was simply a typographical error.

Without limiting anything above said, I further state that during the more than 25 years I have known the occupation, use and possession of the first above described property neither of the following have been in possession of said property or any part thereof: Forest C. Oates, Paul O. Luck, Clarice White Luck, Art Brewer,

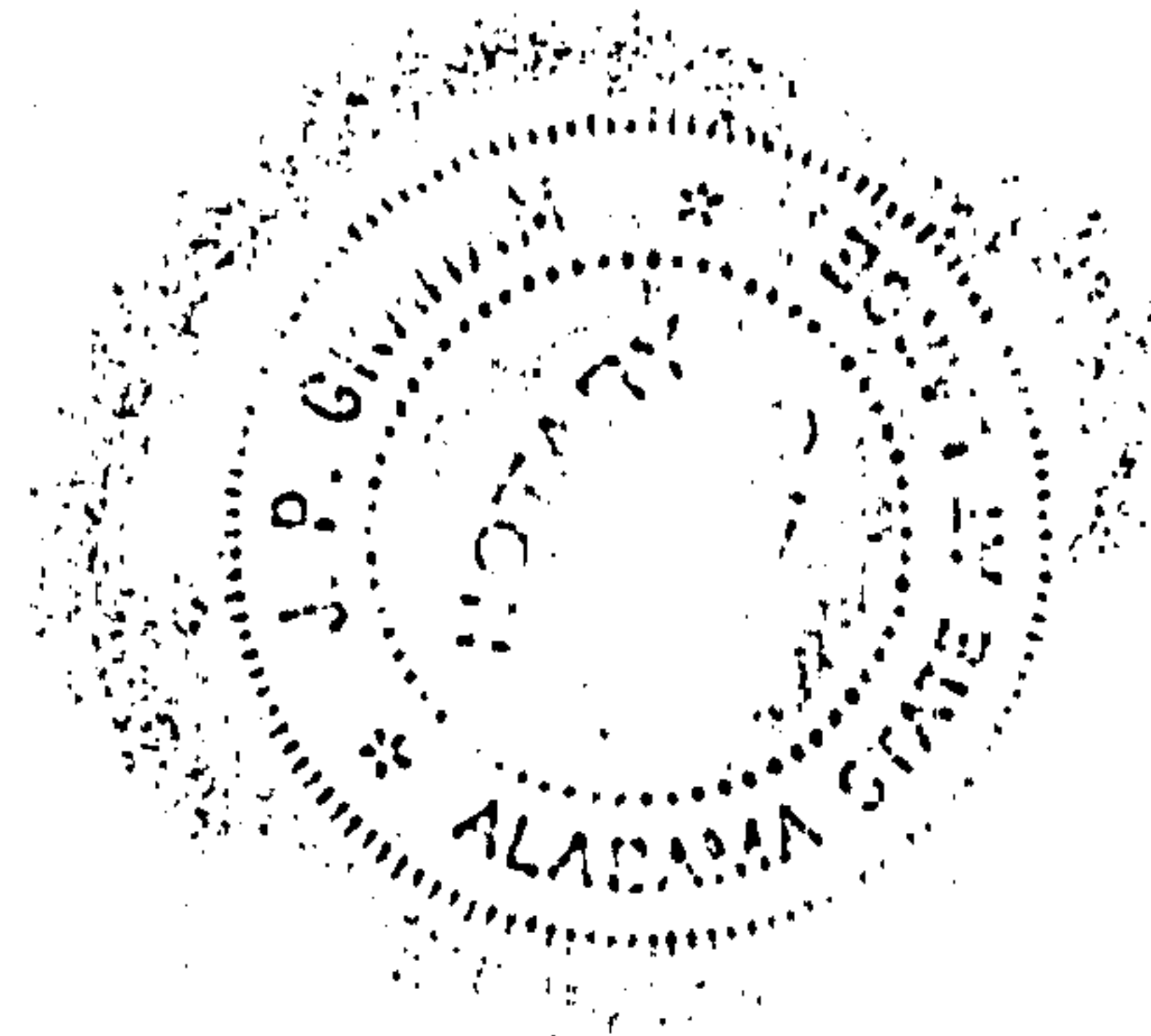
Lena Brewer, Harris M. Gordon, J. M. Collum, Henry B. Walthall, Milton Oglesby, Evelyn Oglesby, Billy Joe Pickett, Aileen Pickett, Ida Scheinert.

Doris Estelle Headley was a single woman on January 7, 1969, when she executed that certain deed recorded in Deed Book 256, page 261, in the Probate Records of Shelby County, Alabama.

Martin W. W. W.

Sworn to and subscribed before me
this 26th day of October, 1970.

J. F. Graham
Notary Public



STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED
1970 NOV -2 PM 12:27
U.C.C. FILE NUMBER OR
REQ. OK. & PAGE AS SHOWN ABOVE
Conrad H. H. H.
JUDGE OF PROBATE