

STATE OF ALABAMA )  
SHELBY COUNTY )

2916  
AFFIDAVIT

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

My name is Ralph Sorrell and I am 53 years of age. I am and have been a lifetime resident of the Pelham community in Shelby County, Alabama, and I am personally familiar and acquainted with the use, occupation, possession and location of the following described property situated in Shelby County, Alabama, and have been so familiar and acquainted with the same since 1942, to-wit:

Beginning where the North line of the NE $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Section 11, Township 21, Range 3 West, Shelby County, Alabama, intersects the West right-of-way line of the Montevallo and Ashville paved public highway, and running thence in a Southerly direction along the West right-of-way line of said Montevallo and Ashville highway to Buck Creek, thence in a Northwesterly direction along meanderings of said Buck Creek to the point where said Buck Creek intersects the half-mile section line of said Section 11, thence East along said half-mile section line to the point of beginning, said tract being partly in the NE $\frac{1}{4}$  of the SW $\frac{1}{4}$  of said Section 11 and partly in the NW $\frac{1}{4}$  of the SW $\frac{1}{4}$  of said Section 11, and said tract of land being all that part of the N $\frac{1}{2}$  of the SW $\frac{1}{4}$  of said Section 11 that lies North of Buck Creek and West of the said Montevallo and Ashville paved public highway, and said tract containing 30 acres, more or less.

I know of my own personal knowledge that the above described property was purchased by George W. Brasher, also known as G. W. Brasher, on April 1, 1942, from Pearl Walker and her husband, L. C. Walker, by Warranty Deed recorded in Deed Book 115, at page 117, in Office of Judge of Probate of Shelby County, Alabama. The said George W. Brasher was at the time of said conveyance married to Grace Evans Brasher, who was my aunt. I know of my own personal knowledge that George W. Brasher went into immediate occupation and possession of the above described property when he received said deed from Pearl Walker and husband on April 1, 1942. At that time there was a house on the land and about 26 of the remaining acres were in cultivation. George W. Brasher began living in the house on April 1, 1942, and lived there to the time of his death in October, 1968, and thereafter his widow, Grace Evans Brasher, and the life tenant under his Last Will and Testament, lived in the house on said property until the time of her death on October 12, 1969. When George W. Brasher first went into occupation and possession of the above described property, he farmed the same for approximately three (3) years, at which time he discontinued his farming operation and during 1945 leased the above described property less the home place to Kent Dairy Farms, who have farmed the approximately 26 acres in cultivation from 1945 up until the present time under and by virtue of the lease with George W. Brasher



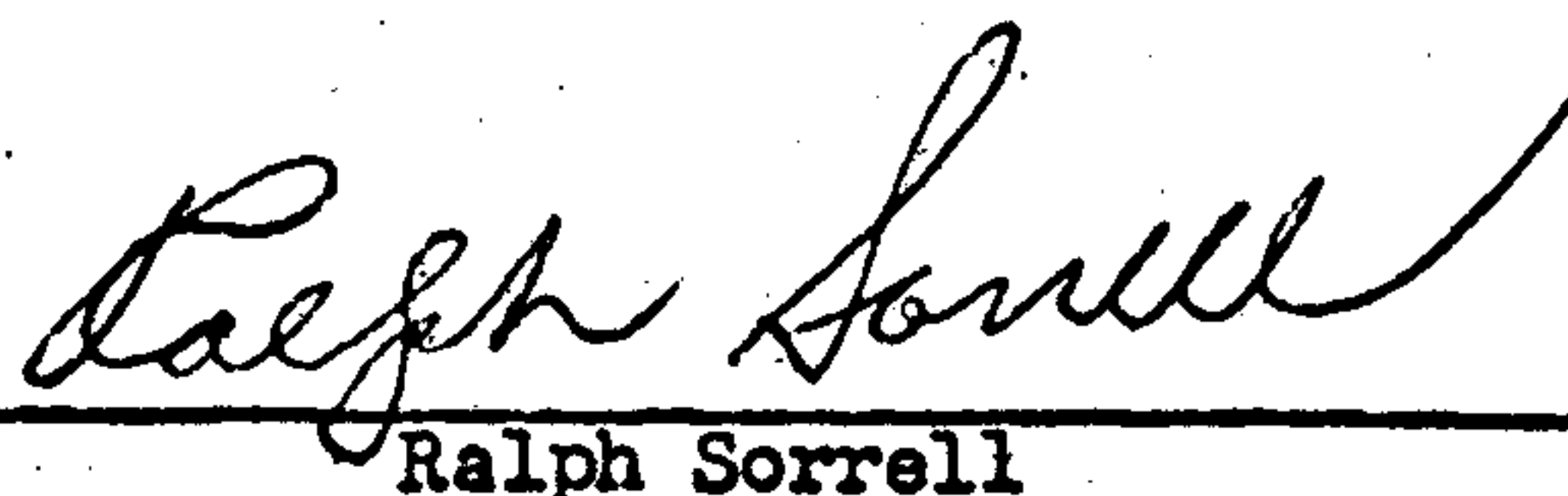
and his successors in title. I know of my own personal knowledge that from April 1, 1942, up until the time of his death in October, 1968, the said George W. Brasher was in actual, exclusive, open, notorious, hostile and continuous possession of all of the above described property either personally or through his tenant, Kent Dairy Farm, less and except approximately one acre thereof in the Northeast corner which George W. Brasher during his lifetime sold, being approximately 1/2 acre which he sold to Ben D. Adams and wife by deed recorded in Deed Book 140, at page 149, in said Probate Records describing a lot 78 feet by 245 feet and the approximate 1/2 acre lot that he sold by deed to Sam C. Busby and wife as recorded in Deed Book 140, at page 150, in said Probate Records, describing a lot 78 feet by 245 feet.

I know of my own personal knowledge that the title and possession of George W. Brasher was never questioned in any way during his lifetime and that from the time that he purchased the above described property up until the time of his death he assessed the same for taxes in his name and paid said taxes.

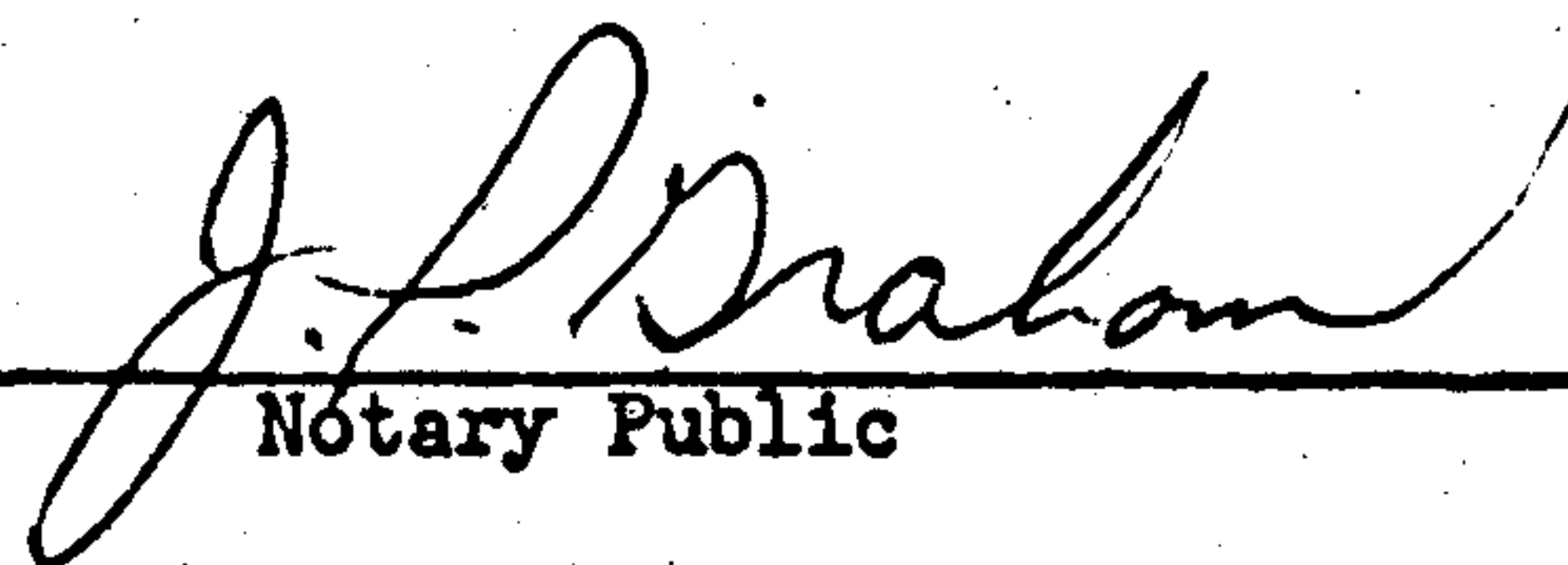
George W. Brasher departed this life testate in Shelby County, Alabama, in October, 1968, and by the terms of his Last Will and Testament, which was probated in Shelby County, Alabama, he devised the above described property to his wife, Grace Evans Brasher, for and during her life, with the remainder to myself, Ralph Sorrell, in fee simple absolutely. As stated above, I know of my own personal knowledge that my aunt, Grace Evans Brasher, departed this life in Shelby County, Alabama, on October 12, 1969.


After George W. Brasher's death Grace Evans Brasher continued to live in the house upon the above described property and continued to lease the remainder thereof to Kent Dairy Farms, less and except the approximate one acre, referred to above, in the Northeast corner thereof which Mr. Brasher sold during his lifetime. Upon the death of my aunt, Grace Evans Brasher, I went into actual possession and occupation of the above described property and continued to lease the same to Kent Dairy Farms, less and except the one acre thereof in the Northeast corner that had been sold by Mr. Brasher during his lifetime. I know of my own personal knowledge that after the death of George W. Brasher, his successors in title, Grace Evans Brasher and myself, Ralph Sorrell, either personally or through our tenant, were in actual, exclusive, open notorious, hostile and continuous possession of the above described property, and we assessed and paid taxes thereon, and our title and possession was never questioned in any way. Since the death of my aunt, Grace Evans Brasher, the above described property has been assessed for taxes in my name and the same have been paid.

Further deposing, affiant says that at the present time he owns the land in fee simple, and since the time when the above described property was purchased by George W. Brasher on April 1, 1942, it has been occupied and possessed by him and his successors in title, Grace Evans Brasher and Ralph Sorrell, and they have been in actual, exclusive, open, notorious, hostile and continuous possession of the above described property up to the present time and he has never heard the title of the present owner or the present owner's predecessors in title questioned or disputed in any way.

  
Ralph Sorrell

Sworn and subscribed to before me this the 6<sup>th</sup> day of MAY, 1971.

  
Notary Public

  
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Shelby Cnty Judge of Probate, AL  
05/07/1971 12:00:00 AM FILED/CERT

STATE OF ALA. SHELBY CO.  
CLERK OF COURTS  
1971 MAY -7 PM:10:01  
REC. CLK. & PAGE AS SHOWN ABOVE  
U.C.C. FILE NUMBER 99  
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