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Shelby Cnty Judge of Probate, AL
06/04/1971 12:00:00 AM FILED/CERT

STATE OF ALABAMA)
SHELBY COUNTY)

AFFIDAVIT

Before me the undersigned authority in the heretofore said County and State personally appeared the undersigned affiant who, after being by me first duly sworn to speak the truth, deposes and says as follows: My name is Tempie Norwood and I am 72 years of age, presently residing in Shelby County, Alabama, at 136 Ellis Street, Montevallo, Alabama. I am the widow of Lonnie Norwood, who departed this life intestate on December 27, 1947, in the South Highlands Hospital in Birmingham, Alabama, and who at the time of his death was a bona fide resident citizen of Shelby County, Alabama, and at the time of his death owned the following described property laying and being situated in Shelby County, Alabama:

Lots No. 57 and 58 in Block F according to the Plat of Ellis' Addition to East Montevallo, Alabama, situated in Shelby County Alabama.

My late husband, Lonnie Norwood, acquired title to the above described real property by Warranty Deed from Alma Ellis and husband, Jon. T. Ellis, dated February 12, 1930, and recorded on September 15, 1930, in Deed Book 91, at page 468, in the Office of Judge of Probate of Shelby County, Alabama. Lonnie Norwood and I were married when said deed was delivered to him on February 12, 1930, and I know of my own personal knowledge that upon delivery of said deed he went into possession of said Lots No. 57 and 58 and remained in continuous, exclusive, adverse, notorious and hostile possession up until the time of his death on December 27, 1947, and during said period assessed said property in his name and paid taxes thereon. I know of my own personal knowledge that no one ever questioned or disputed his title to Lots No. 57 and 58 in any way from the delivery and taking of possession on February 12, 1930, up until the time of his death on December 27, 1947.

At the time of his death on December 27, 1947, my late husband was a resident of Shelby County, Alabama, and his estate was solvent and he had no Last Will and Testament. The only children born of Lonnie Norwood were the children he had by me and there were only six such children that Lonnie Norwood and I had that lived past infancy, the names of said children

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being as follows: Charlotte Norwood, Nathan E. Norwood, James G. Norwood, Lonnie Norwood, Jr., John Andrew Norwood and Ethel Norwood. All six of said children were living at the time of Lonnie Norwood's death and said children, along with myself as his widow, constituted all the heirs and next of kin of Lonnie Norwood at the time of his death on December 27, 1947.

Immediately upon Lonnie Norwood's death on December 27, 1947, myself, as his widow, and his aforementioned six children, as his heirs and next of kin, went into possession of said Lots No. 57 and 58 and have remained in continuous, exclusive, adverse, notorious and hostile possession of said lots up until the present date and have throughout period of time assessed said property for taxes and paid the same. No one has ever questioned or disputed our title to said lots in any way. Each of Lonnie Norwood's six children have executed Quitclaim Deeds to me covering Lots No. 57 and 58 and said deeds have been recorded in the Office of Judge of Probate of Shelby County, Alabama. No one has ever questioned or disputed my title to these lots in any way and I continue to hold exclusive, adverse, notorious and hostile possession of the same.

It has been called to my attention that there is a judgment recorded in the Probate Office of Shelby County, Alabama, in Judgment Record Book I, page 123, against "Lonnie E. Norwood" and in favor of University Hospital, which said judgment was dated September 16, 1964, and shows that Manley and Manley were Attorneys of Record for the plaintiff. I know of my own personal knowledge that the "Lonnie E. Norwood" referred to in said judgment certificate is not the same person as my late husband, Lonnie Norwood, who had been deceased for approximately seventeen years prior to said judgment being obtained, for my said late husband, Lonnie Norwood, was never treated at the University Hospital and never incurred any indebtedness to it during his lifetime. Furthermore, I have been advised by letter from Manley and Manley that the Lonnie E. Norwood against whom they have judgment in favor of the University Hospital is presently a resident of Harpersville, Alabama, and has been for the past ten years, and as above stated, my late husband has been dead for more than ten years and was never a resident of Harpersville, Alabama.

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It has also been called to my attention that there is an unsatisfied mortgage covering Lots No. 57 and 58 that I executed to A-1 Roofing and Sheet Metal Contractors on May 4, 1955, which said mortgage was recorded on May 4, 1955, in Mortgage Book 238, at page 177, in the Probate Records of Shelby County. This mortgage has in fact been paid and satisfied in full and was paid in full by me and my daughter, Charlotte Norwood, in 1957. Dr. James H. Walker was also a co-signer on the note that was secured by this mortgage and everyone, including the mortgagee, has regarded this mortgage as paid in full since 1957. Through my attorney and my own efforts, I have diligently tried to locate the said "A-1 Roofing and Sheet Metal Contractors" so that this mortgage can be satisfied or record, but have been unable to locate any such corporation or anyone who is connected with a business by that name. In this effort I have determined that the number listed in the Birmingham telephone directory for "A-1 Roofing" has been disconnected and contact with the telephone operator reveals that no new listing has been obtained, also, I have contacted other persons in this type construction business and they know of no such company.

Further deposing, affiant says that at the present time I own said Lots No. 57 and 58 in fee simple and since February 12, 1930, said lots have been owned by me and my late husband, as my predecessor in title, and have been occupied by us actually, exclusively, openly, notoriously, hostilely and continuously since that time and our title has never been questioned in any way.

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Temple Norwood
Temple Norwood

Sworn and subscribed to before me this the 3rd day of June,
1971.

Luis N. Allen
Notary Public

STATE OF ALA. SHELBY CO.
RECORDS SECTION
1971 JUN -4 PM 3:40
RECEIVED
INDEXED
FILED
U.C.C. SECTION 8
RECORDS SECTION ABOVE
INDEX OF PROBATE

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