

STATE OF ALABAMA )

SHELBY COUNTY )

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

My name is Lillian Kirkpatrick Davis and I have been familiar with the occupation, use and possession of the hereinafter described property for a period in excess of twenty (20) years. Said property is situated in Shelby County, Alabama, and is more particularly described as follows, to-wit:

The SW<sup>1</sup>/<sub>4</sub> of the SW<sup>1</sup>/<sub>4</sub> of Section 4, and the NW<sup>1</sup>/<sub>4</sub> of Section 9, all in Township 22, Range 1 West.

Affiant is the widow of C. B. Kirkpatrick, Deceased, and has lived on the above described property at various times in recent years. I know the location of all of the boundary lines to said property and have for many years. Said property is now owned by the heirs of C. B. Kirkpatrick, Deceased, which said heirs are Ruby Fay Marchant and affiant, Lillian Kirkpatrick Davis. Said property is all under fence and parts of the same are open and in permanent pasture and parts are still in woodland. There is a house situated on the above described property which for more than 20 years has been in the occupation use and possession of the said present owners or their tenants for each and every year. The pasture land has either been in the possession of the present owners for each and every year for the last 20 years or rented out to various tenants who would use the same for the purpose of raising cattle or cutting hay.

There has never been any other person, firm, or corporation in possession of said property or any part thereof other than the said Ruby Fay Marchant and affiant, Lillian Kirkpatrick Davis and C. B. Kirkpatrick, Deceased, and their predecessors in title. It has been called to my attention that Lucille Mason and Ada Kennedy executed a mortgage to Dixie Fence and Construction Company, Inc. which mortgage is recorded in Mortgage Book 290, page 356, in the Probate Records of Shelby County, Alabama. I know of my own knowledge that neither Lucille Mason nor Ada Kennedy or Dixie Fence and Construction Company, Inc. have never been in possession of any part or parcel of the first above described property and have never asserted any right, title or interest therein. Actually, the property which is owned by Lucille Mason and Ada Kennedy lies North of this property and does not actually touch the same.

*Lillian Kirkpatrick Davis*

Sworn to and subscribed before me  
this 22nd day of June, 1971.

*Nancy B. Brasher*  
Notary Public



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Shelby Cnty Judge of Probate, AL  
06/22/1971 12:00:00 AM FILED/CERT

268 PAGE 515

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