

STATE OF ALABAMA)
SHELBY COUNTY)

5947

Before me, the undersigned authority, in and for said County and State, personally appeared J. H. Kincaid who, being known to me, and being by me first duly sworn, deposes and says as follows:

My name is J. H. Kincaid, Rt 1 Box 66 Vincent. I was acquainted with and knew Will Carroll during his lifetime. The said Will Carroll died without leaving a Last Will and Testament more than ten years prior to the date hereof, and all claims and debts of his estate have heretofore been paid in full.

The following constituted all of the children and the sole heirs of Will Carroll on August 19, 1955, and at said time there were no other children having been born to the said Will Carroll, nor children of deceased children, or other heirs. The said children and heirs of Will Carroll being as follows: Ada Gaddy Carroll, William Austin Carroll, Lilliema Carroll Bowden, Ann Carroll, Mildred Carroll Lewis, Roland Chester Carroll, David Richard Carroll, and Bertha Carroll Nalley.

On August 19, 1955 and on February 10, 1956 and at all times in between, the hereinafter described property did not constitute any part of the homestead of any of the Will Carroll heirs; said property being situated in Shelby County, Alabama, and more particularly described as follows:

The West 30 acres of the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 17, Township 19, Range 2 East, Shelby County, Alabama.

At the present time, Joel Nalley and wife, Bertha Carroll Nalley own said land in fee simple, and since the time that I first knew the land it has been owned by the present owners, and their predecessors in title and has been occupied by them actually, exclusively, openly, notoriously, hostilely, and continuously, and I have never heard the title of the present owners or their predecessors in title questioned in any way.

J. H. Kincaid

Sworn to and subscribed before me this 30 day of Dec, 1975.

[Signature]
Notary Public

My Comm. Ex. Proc.
1979 12-28

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Shelby Cnty Judge of Probate, AL
06/03/1976 12:00:00 AM FILED/CERT

[Signature]
JUDGE OF PROBATE

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED
1976 JUN -3 AM 9:51