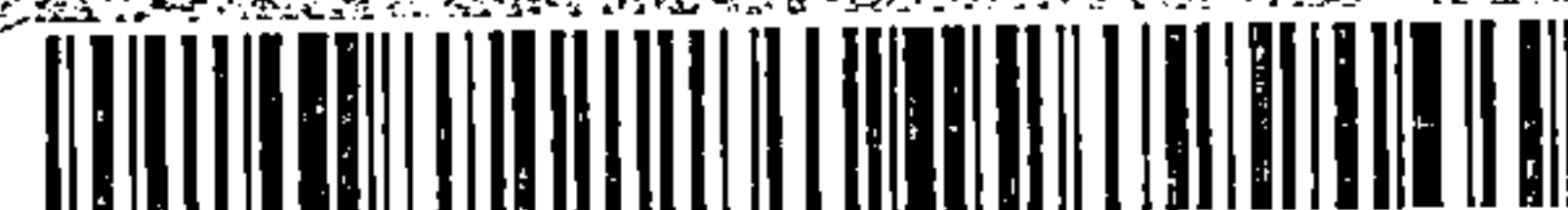


STATE OF ALABAMA)  
SHELBY COUNTY )

7476  
AFFIDAVIT



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Shelby Cnty Judge of Probate, AL  
04/13/1977 12:00:00 AM FILED/CERT

Before me, the undersigned authority, on this 1st day of April, 1977, personally appeared WILLIAM S. MOUGHON, who is of lawful age and who after being duly sworn deposes and says as follows:

My name is WILLIAM S. MOUGHON. I am 77 years old and live in Birmingham, Jefferson County, Alabama. I have lived in this vicinity for 77 years. However, for the past 29 years I have been familiar with the use and occupancy of a certain tract of land situated in Shelby County, Alabama, which is described as follows:

A parcel of land situated in the NE $\frac{1}{4}$  of Section 11, Township 19 South, Range 2 West, Shelby County, Alabama and being more particularly described as follows: Begin at the Southwest corner of the SW $\frac{1}{4}$  of the NE $\frac{1}{4}$ ; thence run Northerly along the West line of said quarter quarter Section for 979.17 feet to a point on the Southerly right of way line of a public road, said point being on a curve, having a radius of 2904.79 and subtending a central angle of 8 degrees 56 minutes 23 seconds; thence an angle right of 50 degrees 34 minutes 28 seconds to chord of said curve and run in a North-easterly direction along the arc of said curve for 453.09 feet to a point; thence from tangent to said curve continue Northeasterly for 462.19 feet to the Westerly corner of the Murray property; thence an angle right of 70 degrees 41 minutes 49 seconds and run Southeasterly along the Southwest line of said Murray property for 713.48 feet to the Northeast corner of the SW $\frac{1}{4}$  of the NE $\frac{1}{4}$ ; thence an angle right of 63 degrees 14 minutes 46 seconds and run Southerly along the East line of said quarter quarter for 1325.15 feet to the Southeast corner; thence an angle right of 92 degrees 32 minutes 38 seconds and run Westerly along the South line of said quarter quarter Section for 1319.88 feet to the point of beginning. Said parcel contains 41.6056 Acres.

Said tract being the land now owned by Mallie M. Ireland and Katharine M. Robinson.

During the period of time that I have been familiar with this tract, I have owned property adjacent to this tract and I have been in a position to know the occupants of said tract and all of the facts with respect to the use and occupancy of the tract. I know that for the past 29 years the present owners, Mallie M. Ireland and Katharine M. Robinson, and the previous owners, Nat B. Lynch and wife, Catherine W. Lynch, from whom Mallie M. Ireland

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and Katharine M. Robinson purchased this land, have used the land for a garden, an orchard, have fenced and cross-fenced this land, and that they at one time allowed J. D. Williams and wife to live on the land.

That during all of said period of time said tract has been actually occupied as stated above and such occupancy and claim of title have been open, visible, notorious, continuous, peaceable, exclusive and adverse to all the world, and those claiming said tract as aforesaid have recognized no title superior to theirs during all of said period of time, and that the aforesaid occupants of said tract have used, cultivated and enjoyed the same and have exercised exclusive acts of ownership of the same and have appropriated the rents, income and revenues derived therefrom during all of said period of time without any hostile claim or interference from any source whatsoever.

That said owners of said tract have claimed under deeds duly recorded in which the boundaries of said tract have been accurately described and the claim of ownership has extended to the boundaries defined in said deeds.

That the boundaries of said tract have been well marked and defined on the ground. That there has been no dispute or controversy with respect to the correct location thereof; but on the contrary, they have been well established, either by monuments on the ground or by acquiescence and general reputation during all of said period of time.

Said tract is now in the peaceable, open, notorious, adverse possession of Mallie M. Ireland and Katharine M. Robinson, whose claim is under the above-mentioned predecessors in title.



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*William J. Maughan*

Sworn to and subscribed before me this 1<sup>ST</sup> day of April, 1977. **STATE OF ALA. SHELBY CO.**  
**I CERTIFY THIS INSTRUMENT WAS FILED**

*Jack D. Ireland*  
Notary Public  
My commission expires Feb 26, 1979

**77 APR 13 PM 3:32**  
*Thomas A. Scarborough, Jr.*  
JUDGE OF PROBATE

*Fee* 3.00  
*Ind* 1.00  
**\$ 4.00**