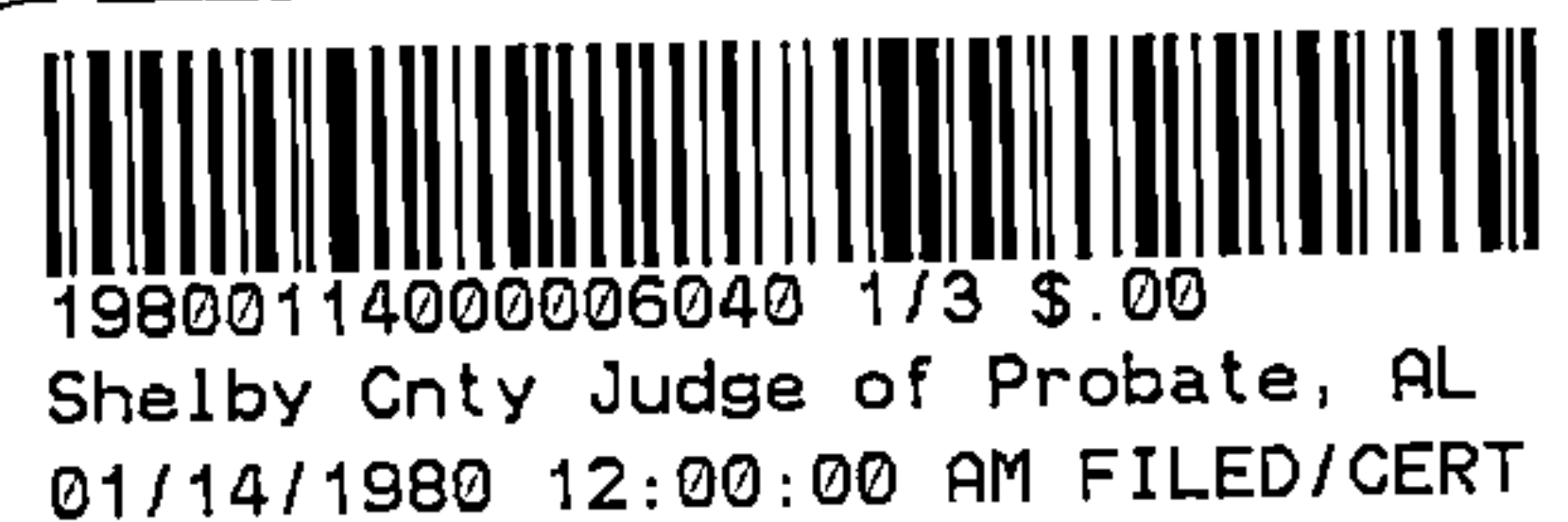


STATE OF ALABAMA

SHELBY COUNTY

486



Before me the undersigned authority in and for said County and State, personally appeared Lillian Dobbs, who after being first duly sworn, deposes and says as follows:

My name is Lillian Dobbs. I am 72 years of age and reside at Route 4, Box 40, Montevallo, Alabama.

Mary J. King, who died in July, 1958, was my aunt. Said Mary J. King was never married, and she never had any children born of her. Both the mother and the father of said Mary J. King have been dead for many years.

Said Mary J. King had only one sister and two brothers, namely, Henrietta Allen, James King, and Frank King, all of whom are now deceased. Said Henrietta Allen, the only sister of said Mary J. King, died in July, 1966, she being a widow and never having had any children born of her.

James King, who was a brother of said Mary J. King, was my father, and he predeceased said Mary J. King; I was the only child ever born of my said father, James King.

Frank King, who was the only other brother of said Mary J. King, predeceased said Mary J. King, and never had any children born of him.

Consequently, I am the only surviving heir at law and next of kin of said Mary J. King and of her sister, Henrietta Allen, who died in July, 1966, as aforesaid.

Said Mary J. King was the owner of the following described property situated in Shelby County, Alabama, at the time of her death, viz.:

A certain triangular plot or parcel of land described as follows: Beginning at the northernmost corner of the lot known as and called the "Henry King Lot"; thence in an easternly direction, the same being a continuation of the northern boundary line of said "Henry King Lot", sixty-seven (67) feet to the western boundary of Palmer Street, according to survey and map of Aldmont, as the same is recorded in the Office of the Probate Judge of Shelby County; thence in a southern direction 65 feet west, and parallel with the eastern boundary of Palmer Street, 90 feet; thence in a northwestern direction, to the point of beginning, 120 feet; in the SE $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Section 20, Township 22, Range 3 West.

The deed to said Mary J. King to said property shows that said property was conveyed to her in the year 1913, her deed from L. N. Nabors, an unmarried man, having been recorded in Deed Book 122 at page 609, Office

BOOK 34 PAGE 393



of Judge of Probate of Shelby County, Alabama.

Said Mary J. King lived on the above described property in a house which is situated on said property for more than forty years and until the time when she died, in July, 1958. I lived and resided in said house on said property with my said Aunt, Mary J. King, from the time I was 1½ years old until my said Aunt died in July, 1958, and I have continued to live and reside in said house on my property since July, 1958, and until the present time.

Said house which is situated on said property was remodeled in 1946, and my Aunt, Henrietta Allen, and I were the sole owners of said property after said Mary J. King died in July, 1958, and I have been the sole owner of said property since July, 1966.

Actually, my said Aunt, Mary J. King, left a Will willing said property to me, said Will dated May 14, 1946; said Will was witnessed by Hugh M. Sims and Clarice W. Luck, and I am attaching said Will hereto as Exhibit "A" and by reference hereto am making the same a part of this my affidavit. Said Will was never filed for probate, because I didn't know that it was supposed to be filed for probate, and I have had it in my possession ever since the time when my said Aunt died in July, 1958.

I know of my own personal knowledge that said Mary J. King and her successors in title, namely, said Henrietta Allen, and myself, have been in the open, continuous, notorious, undisturbed, peaceable, exclusive, hostile, actual adverse possession of the above described property for more than the past sixty years and until the present date.

Lillian Dobbs  
Lillian Dobbs

Sworn to and subscribed before me  
this 10<sup>th</sup> day of January, 1980.

19800114000006040 2/3 \$.00  
Shelby Cnty Judge of Probate, AL  
01/14/1980 12:00:00 AM FILED/CERT

Jessie L. Willis  
Notary Public

*my commission expires april 5, 1981*



STATE OF ALABAMA,

SHELBY COUNTY.....



19800114000006040 3/3 \$.00  
Shelby Cnty Judge of Probate, AL  
01/14/1980 12:00:00 AM FILED/CERT

KNOW ALL MEN BY THESE PRESENTS, That I, Mary J. King, being of sound mind and of disposing memory and being over the age of twenty-one years, do hereby make and publish this my Last Will and Testament, hereby revoking all former Wills which may have been made at any time heretofore by me:

FIRST: I will that all of my just debts and funeral expenses shall, by my Executrix, herein named, be paid out of my estate as soon after my decease as convenient.

SECOND: I give, devise, and bequeath unto my niece, Lillian Dobbs, all of the real property, personal property, choses in action and mixed property of every character whatsoever of which I shall die seized and possessed, own an interest in, or to which I may have any right, title, or interest at the time of my decease.

THIRD: I nominate and appoint my niece, Lillian Dobbs, as Executrix of this my Last Will and Testament, and declare that she shall not be required to give any bond for the performance of her duties arising hereunder, nor shall she be required to make or file an inventory, or to make any report, or final settlement to any Court of the property coming into her hands, or in the performance of her duties arising hereunder as such Executrix.

IN TESTIMONY WHEREOF, I, the said Mary J. King have to this my Last Will and Testament subscribed my name and affixed my seal on this the 14th. day of May, 1946.

Mary J. King (SEAL).

Signed, sealed, and declared by the said Mary J. King as her Last Will and Testament, in the presence of us, who, at her request and in her presence, and in the presence of each other, have subscribed our names as witnesses thereto on the day the same bears date. PM 2:35

Thomas A. Lounsbury, Jr.  
JUDGE OF PROBATE

STATE OF ALA. SHELBY CO.  
I CERTIFY THIS  
INSTRUMENT WAS FILED

1980 JAN 14 PM 2:35

Thomas A. Lounsbury, Jr.  
JUDGE OF PROBATE

Hugh M. Linn  
Charles W. Linn  
Rec. 450  
Ind. 100  
550