

THIS INSTRUMENT PREPARED BY: MIKE T. ATCHISON, ATTORNEY AT LAW
POST OFFICE BOX 822
COLUMBIANA, ALABAMA 35051

780

AFFIDAVIT

STATE OF ALABAMA

SHELBY COUNTY



19810925000103360 1/2 \$.00
Shelby Cnty Judge of Probate, AL
09/25/1981 12:00:00 AM FILED/CERT

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

My name is Irvin Stone and I have been familiar with the following described
property, for 70 years:

DESCRIPTION: Beginning at a point 660.4 feet South 22½ degrees East of NW
corner of S½ of S½ of NW¼, Section 26, Township 20 South, Range 1 East;
thence East 2471 feet; thence South 664 feet; thence West 2183 feet; thence
North 22½ degrees West 713.7 feet to point of beginning. Containing 35-1/3
acres, more or less.

The above described land is situated in S½ of S½ of NW¼ and N½ of SW¼,
Section 26, Township 20 South, Range 1 East, Shelby County, Alabama.

I know for a fact that Pernie T. Taylor was the owner of the above described
property, as shown in Deed Book 53, Page 483. That Pernie T. Taylor later married
Irvin Wingard and that marriage produced two sons, namely John Wingard and Thomas
Wingard. That Pernie T. Taylor Wingard died intestate, leaving no Last Will and
Testament on or about the 15th day of May, 1940 and that her
estate has never been probated. That she left surviving her Irvin Wingard, her
widower and two sons, namely, John Wingard and Thomas Wingard, the only surviving
heirs of Pernie T. Taylor Wingard. And that there are no children of deceased
children of the marriage of Pernie T. Taylor and Irvin Wingard.

I also know for a fact that James Dewberry purchased from the next of kin of
Pernie T. Taylor on the 19th day of October, 1948, and remained in open, notorious
and continuous possession of said property under color of title thereto, under the
deed recorded in Deed Book 136, Page 129, from the 19th day of October, 1948, to the
present date except that portion of caption lands which James Dewberry conveyed to
Joe and Terry Stone on 30th April, 1963 by deed recorded in Deed Book 225, Page 596.
described in D.Bk 225 page 596
And that Joe and Terry Stone have remained in possession of said property/exclusively,
openly, adversely, notoriously, and continuously to this day.

In witness whereof, I have hereunto set my hand and seal on this the 15th
day of Sept, 1981.

Irvin Stone
Irvin Stone - Affiant

Sworn to and subscribed before me this the 15th day of September 1981.

Mary F. Farmer
Notary Public

My commission expires: _____

Jack a

AFFIDAVIT

STATE OF ALABAMA

SHELBY COUNTY

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

My name is Clyde McEwen, and I have been familiar with the
above described facts and confirm that they are true and correct.

In witness whereof, I have hereunto set my hand and seal on this the 15th
day of September, 1981.

Clyde McEwen
Affiant

Sworn to and subscribed before me this the 15 day of September 1981.

19810925000103360 2/2 \$.00
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Mary F. Farmer
Notary Public
My commission expires: _____

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

1981 SEP 25 PM 12:05

Thomas A. Shoulen, Jr.
JUDGE OF PROBATE

Rec. 300
Ind. 100
400

BOOK 42 PAGE 235