

919

AFFIDAVIT OF ADVERSE POSSESSION

STATE OF ALABAMA            )

SHELBY COUNTY                )

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

That she is 56 years of age and has lived in the Town of Vandiver, Shelby County, Alabama, continuously since the year 1927 to the date of this Affidavit.

That Affiant's aunt, Evelyn Brasher, received property from L.M. Brasher, a widow, on October 14, 1947 and more particularly described in Deed Book 186, Page 127, in the Probate Office Office of Shelby County, Alabama, being subject property, and being hereinafter described. On January 21, 1956, subject property was conveyed by Evelyn Brasher to my husband and I and shown recorded in Deed Book 186, Page 128 in said Probate Office. We immediately were in possession of said property, assessed the property in our names, planted a garden and raised corn, watermelons and other garden vegetables on the same. We have cut firewood from the said property from time to time. Said property is more particularly described as follows:

SE $\frac{1}{4}$  of the SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 1, Township 18, Range 1 East, Shelby County, Alabama. LESS AND EXCEPT a part of the SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 1, Township 18 South, Range 1 East and a part of the NW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 12, Township 18 South, Range 1 East and being more particularly described as follows: Commence at the Southeast corner of the SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 1, Township 18 South, Range 1 East, thence West along the South line of said  $\frac{1}{4}$ - $\frac{1}{4}$  Section 132 feet to the point of beginning of the tract herein described; thence 90 degrees 00 minutes to the right in a Northerly direction 178.20 feet; thence 90 degrees 00 minutes to the left in a Westerly direction 132 feet; thence 90 degrees 00 minutes to the left in a Southerly direction 178.20 feet; thence 2 degrees 16 minutes to the right 196.54 feet to the Northwestern right-of-way of a County Road, said point being on a curve to the right having a radius of 1100.54 feet; thence 130 degrees 20 minutes to the left to the tangent of said curve; thence in a Northeasterly direction along the Northwestern right-of-way of said County Road and along the arc of said curve 163.20 feet; thence 58 degrees 10 minutes to the left from the tangent of said curve 105.62 feet to the point of beginning. Situated in Shelby County, Alabama.

That Affiant and her husband conveyed a small parcel of land, which is shown as an exception above, to their son Byron Shaw on January 13, 1983 and recorded in Deed Book 344, Page 651, in said Probate Office.

That Affiant and her husband, L.P. Shaw, have been in the actual, notorious, open, adverse, peaceful and exclusive possession of this land claiming to own the

52 PAGE 734

BOOK

*Handwritten signature: H. L. Shaw*

same in the year 1956. They have farmed the said land and cultivated the land as referred to above, and have paid the taxes each and every year on said property.

The Affiant states that she has known this land for 56 years and during all the time that she has known said land have never known or heard of anyone disputing the ownership of L.P. Shaw and wife, Sadie Shaw or anyone making any claim to any part thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this the 16 day of September, 1983.

Sadie V. Shaw  
Sadie V. Shaw

Sworn to and subscribed before me  
this 16<sup>th</sup> day of September, 1983.

Judith R. Davis  
Notary Public

My name is L.P. Shaw, and I have read the foregoing Affidavit signed by Sadie V.

Shaw and I know of my own personal knowledge that the facts set out herein are true and correct.

L. P. Shaw  
L.P. Shaw

Sworn to and subscribed before me  
this 16<sup>th</sup> day of September, 1983.

Judith R. Davis  
Notary Public

STATE OF ALA. SHERIFF CO.  
I CERTIFY THIS  
AFFIDAVIT WAS FILED

1983 SEP 20 PM 1:52

Thomas A. Chandler, Jr.  
JUDGE OF PROBATE

Rec 3.00  
Jud 1.00  
4.00

BOOK 52 PAGE 735