

AFFIDAVIT OF ADVERSE POSSESSION

STATE OF ALABAMA
SHELBY COUNTY

Before me, the undersigned authority, a Notary Public in and for said County, in said State, personally appeared the undersigned affiant, who, after being by me first duly sworn to speak the truth, deposes and says as follows:

My name is Bernice Harvill and I am 62 years of age. I have been familiar with the occupation, use, ownership and possession of the hereinafter described property for a period in excess of 50 years. Said property being described on Exhibit "A" attached hereto and made part and parcel hereof as fully as if set out herein which is signed by me for identification purposes.

There are two (2) parcels described on said Exhibit "A" and both of said parcels have been in the continuous, exclusive, notorious, hostile and adverse possession of Will and Anna Reed for more than 50 years. No other person, firm or corporation has been in possession of either Parcel 1 or Parcel 2 during the more than 50 years I have known said property, nor has any other person, firm or corporation ascertained any rights, title or interest to the same or any part thereof. During the more than 50 years I have known the occupation, use and possession of both Parcels 1 and 2 on said Exhibit "A", there has never been any dispute whatsoever concerning the ownership of the property and all have recognized that it was and is the property of Will and Anna Reed.

The property described on Exhibit "A" was purchased by Will Reed in August, 1927, by tax deed recorded in Deed Book 82, Page 421, in the Probate Records of Shelby County. I remember that when he purchased the property in 1927 there was an old frame house on the property but immediately after Will Reed got the aforesaid deed, he tore down the old frame house and rebuilt the new house which we lived in from 1927 up until the storm in 1932 tore the house down. Immediately after the existing house was torn down in 1932, Will and Anna Reed rebuilt the house which now stands on said property and Will and Anna Reed, up until their deaths, and their family thereafter, have resided in that house continuously and exclusively for each and every year from 1932 up to and including the date of this affidavit. The possession of Will and Anna Reed extended to each and every part of both Parcel 1 and Parcel 2 above. With respect to Parcel 2, described on said Exhibit "A", Will and Anna Reed possessed all the way up to the chert road which forms the eastern boundary of said Parcel 2, actually built buildings on said Parcel 2, cut the grass and kept this as a part of their yard for each and every year for more than the last 50 years without any disputes whatsoever concerning the ownership, use, and occupational possession of said property. They lived on said property, had buildings on it, farmed and gardened it and maintained it as a part of their yard and houseplace continuously for each and every year for more than 50 years.

Bernice Harvill
Bernice Harvill

Sworn to and subscribed before me on
this 27th day of August,
1984.

Regan J. Letson
Notary Public

STATE OF ALABAMA
SHELBY COUNTY

Before me, the undersigned authority, a Notary Public in and for said County, in said State, personally appeared the undersigned affiant, who,

W. E. J. F.

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after being by me first duly sworn to speak the truth, deposes and says as follows:

My name is Mose Sutton and I have cognizance of the facts and matters stated in the above affidavit and such facts and matters as stated are true and correct.

Mose Sutton
Mose Sutton

Sworn to and subscribed before me on
this 27th day of August,
1984.

Peggy J. Letson
Notary Public



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EXHIBIT "A"

PARCEL 1:

Commence at the SE corner of SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 23, Township 21 South, Range 1 West, and run West along South line of said $\frac{1}{4}$ Section for a distance of 354.0 feet; thence turn an angle of 89 deg. 30' to the right and run a distance of 502.20 feet to a point on the North margin of Sterrett Street; thence turn an angle of 83 deg. 20' to the right and run along the North margin of Sterrett Street for a distance of 33 feet for the point of beginning; thence continue on the same course along the North margin of Sterrett Street for a distance of 105 feet; thence turn an angle of 84 deg. 42' to the left and run a distance of 210.0 feet; thence turn an angle of 95 deg. 18' to the left and run a distance of 59.34 feet to a point on the Southeasterly R.O.W. line of State Highway #25; thence turn an angle of 30 deg. 04' 21" to the left and run along the Southeasterly right of way line of State Highway #25 for a distance of 6.26 feet; thence turn an angle of 9 deg. 07' 21" to the right and run along said Highway #25 right of way for a distance of 45.0 feet; thence turn an angle of 63 deg. 45' to the left and run a distance of 190.69 feet to the point of beginning, containing 0.49 acres, more or less. Situated in Shelby County, Alabama.

PARCEL 2:

Commence at the SE corner of SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 23, Township 21 South, Range 1 West, and run West along the South line of said $\frac{1}{4}$ Section for a distance of 354.0 feet; thence turn an angle of 89 deg. 30' to the right and run a distance of 502.2 feet to a point on the North margin of Sterrett Street; thence turn an angle of 83 deg. 20' to the right and run along the North margin of Sterrett Street for a distance of 138 feet for the point of beginning; thence continue on the same course along the North margin of Sterrett Street for a distance of 95 feet more or less to the Southwesterly edge of a 10 foot chert road; thence turn an angle to the left and run in a Northwesterly direction along the Southwesterly edge of said chert road for a distance of 225 feet more or less to a point which is the NE corner of Parcel 1 described above; thence turn an angle to the left and run in a Westerly direction for a distance of 9 feet more or less; thence turn an angle to the left and run in a Southerly direction for a distance of 210 feet to the point of beginning. Situated in Shelby County, Alabama.

SIGNED FOR IDENTIFICATION:

Bernice Harvill
Bernice Harvill

MOSE SUTTON
Mose Sutton

STATE OF ALA. 3-11-60.
I CERTIFY THIS
INSTRUMENT WAS FILED

1984 SEP 14 PM 3:56

Thomas R. [Signature]
JUDGE TO RECORDE

Rec 7.50
Jud 1.00
8.50

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