State of Alabama Shelby County.

Before me, L. H. Ellis, a Motary Public in and for said County, in said State, personally appeared Maggie H. Weaver, who is known to me and who, being by me first duly sworn, deposes and says:

I am acquainted with the following described real estate situated in the Town of Columbiana, Shelby County, Alabama, and which is now owned by me and which was recently surveyed by R. McMillan, County Surveyor of Shelby County, Alabama, viz:

A certain parcel or tract of land being a portion of the north half of the north west quarter and a protion of the south west quarter of the north west quarter of section 36, Township 21, Range 1 West, and more particularly described as follows: Begin at the south west corner of the north west quarter of the north west quarter of said Section 36, Mownship 21, Range 1 West and run thence north 84 degrees 40 minutes east 865 feet to a stake on the west side of the Columbiana-Shelby public road, which is the point of beginning of the tract hereinafter described, thence north 84 degrees 40 minutes east 1029.9 feet, thence north 4 degrees 20 minutes west 742.8 feet to the south boundary line of the road leading from the Columbiana-Shelby public road to Nathan Mooney's, thence along the south margin of said road south 85 degrees 10 minutes west 816.3 feet, thence south 4 degrees 10 minutes east 88.7 feet, thence south 88 degrees 20 minutes west 555 feet, crossing the Columbiana-Shelby road, and to the Western margin thereof, thence along the western right of way of said public Foad north 32 degrees 40 minutes west 110 feet, thence south 85 degrees 10 minutes west 170.6 feet to the eastern line of the right of way of the Louisville & Nashville Railroad, thence along the eastern margin of said Railroad 23 degrees 10 minutes East 1401.9 feet thence north 63 degrees 50 minutes east 292 feet to the western side of the Columbiana-Shelby public road, thence along the western margin of said public road north 27 degrees 40 minutes west 435.7 feet to the point of beginning, containing 29 acres, more or less, situated in Shelby County, Alabama.

I purchased that portion of the aforementioned land lying in the north half of Section 36 from Phoebe L. Weaver on the 2nd day of November, 1898, and procured a deed therefor from her which deed is recorded in the Probate Office of Shelby County, Alabama in deed book 21 at page 325. The land that I purchased from Mrs. Phoebe L. Weaver embraces the present land now owned by me in the north half of the north west quarter of Section 36, and other land which I later sold respectively to Levi Longshore and to W. E. Morrow, and which land thus sold to Morrow and Longshore respectively, lies north of the land now owned by me. I attach hereto Exhibit "A" a map made by J. R. McMillan, County Surveyor, in May, 1936, which gives a correct description of the land now owned by me in said Section 36, and which embraces and describes the land that I purchased from Mrs. Phoebe L. Weaver as aforesaid, except the portion thereof sold to Levi Longshore and W. E. Morrow, as above referred to.

That portion of the land shown in the McMillan map which lies in the south west quarter of the north west quarter of Section 36, Township 21 Range 1 West, I purchased from A. M. Elliott by deed dated March 18, 1909, and which deed is recorded in the Probate Office of Shelby County, Alabama, in deed book 94 at page 238. Immediately upon the purchase of said land from said Elliott and the delivery of said deed above referred to to me, I went into possession of the land conveyed in said deed, which is that portion of the south west quarter of the north west quarter shown in the McMillan survey, and have remained in the actual, open, notorious, continuous, exclusive, adverse possession of same down to the present time, except as hereinafter noted. Immediately upon the execution and delivery of the deed from Phoebe L. Weaver to me to which reference has been made by me heretofore in this affidavit, I went into possession of the land included in said deed, immediately built a house thereon and have remained in the actual, open, notorious, continuous, exclusive, adverse possession of it living upon it or having tenants in possession of it each and every year and all the while until the present time, except as hereinafter noted.

In 1920 I sold both parcels of this land to John S. Pearson and made a deed to him, which is recorded in the Probate Office of Shelby County, Alabama, in deed book 69 at page 289. He went into possession of said land under said deed immediately after the execution and delivery of said deed and remained in possession of it until he deeded it back to me on November 29, 1922, by deed which is recorded in the Probate Office of Shelby County, Alabama,

in deed book 69 at page 534. The deed I made to Pearson and the one he made back to me were intended to convey the land now owned and as is described in the McMillan map hereto attached and the description hereinbefore set out in this affidavit, and said John S. Pearson was in the actual, open, notorious, exclusive, adverse possession of said land, lived upon it and cultivated portions of it all the while from the time I made him the deed aforementioned until he deeded it back to me.

When I first purchased the Lum Holcombe tract, being that portion of the land now owned by me lying in the south west quarter of the north west quarter of Section 36, there was a house on it, and that house has remained on it continuously to the present time and during all the time I have owned it I have had possession of it through tenants who have occupied it regularly.

Further deposing affiant says that Levi Longshore tract of land and the W. E. Morrow tract of land which I deeded to them off of the north side of the Phoebe L. Weaver tract lies north of the present Newillan survey and is not included in the description of land hereinbefore set out in this affidavit and is not included in the land as surveyed and platted by J. R. McMillan, County Surveyor, as aforesaid, to which Land I am today executing a deed to Richard Krudop.

Maggie H. Weaver

Sworn and subscribed to before me this the 26th day of May, 1936.

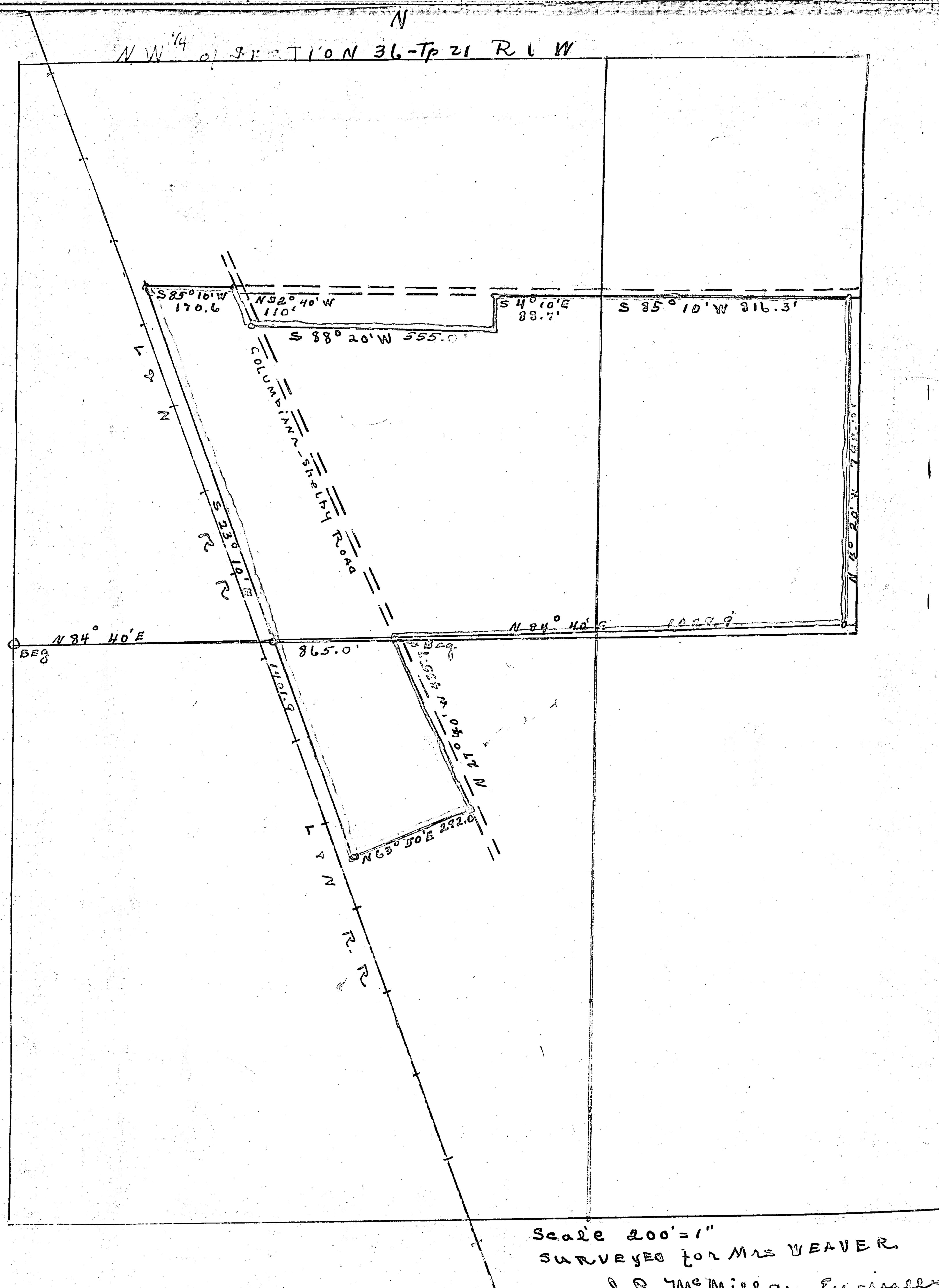
L. H. Ellis,

Notary Public.

Filed for record in this office the 26th day of May, 1936 at 3:30 PM and recorded in Deed Record #99, on page 499, and examined.

L. C. Walker, Judge of Probate.

(See Map on opposite page)



J. R. McMillan Enginser May 1936