

Power of Attorney

State of Alabama)
)
 Shelby County)

Before me, Grace Carter, a Notary Public in and for said County, in said State, personally appeared John D. Copeland, who is known to me and who, being by me first duly sworn, dep@ses and says:

I am acquainted with the following described land, situated in Shelby County, Alabama, viz:

A part of the north east quarter of the north east quarter of Section 7, Township 21, Range 2 West, described as follows: Begin at the north east corner of said forty, and run thence west along the section line south 89 degrees 54 minutes west 1348.5 feet, to the north west corner of said forty, which is marked by an iron pipe, thence along the western boundary line of said forty south 3 degrees 30 minutes east 1002.7 feet, to a crooked gum three corner, also marked by an iron pipe, thence north 89 degrees 50 minutes east 778.2 feet to a crooked pine knot corner, also marked by an iron pipe, thence north 3 degrees 16 minutes west 221.3 feet to a white oak tree, at what is known as the "Wash Place", and which point is also marked by an iron pipe, thence north 89 degrees 50 minutes east 565.0 feet to the east boundary line of said forty, which is also marked by an iron pipe, thence along the east boundary line of said forty north 3 degrees 16 minutes west 775.5 feet, to the point of beginning.

I was acquainted with Polly Ann Hale, who deeded this land to Mrs. Mattie Horton in 1921, which deed is recorded in the Probate Office of Shelby County, Alabama, in deed book 70 at page 243.

Said Polly Anna Hale was living on this land when she executed the aforementioned deed and was in possession of it under the boundaries herein above described and set out. She was the mother of R. F. Hale, who is one and the same person to whom R. C. Naish and wife, Julia Naish, deeded the land on November 10, 1900, by deed which is recorded in the Probate Office of Shelby County, Alabama, in deed book 31 at page 182.

Said Polly Ann Hale was never married and R. F. Hale was her sole and only child. Said R. F. Hale married Lee Massey, who was a daughter of James Massey and Mattie Massey, and by this wife he had one child and only one child and never did have any other children. He died prior to 1921, and left surviving him his widow, said Lee Massey Hale, and one child who was an infant of tender years, and it lived a few years thereafter and died, and left surviving him his mother, who was the sole and only heir. The widow of said Hale died prior to 1922, and had no other children or heirs at law except her father and mother, James Massey and Mattie Massey, who executed a deed to Sam Horton and Mattie Horton on the 6th day of February, 1922, and which deed is recorded in the Probate Office of Shelby County, Alabama, in deed book 76 at page 476.

Said Mattie Horton and husband Sam Horton went into possession of said land as described above, upon the execution to them of the deed above described, which is recorded in deed book 76 at page 476 and remained in possession of it, living upon it, and cultivating portions of it until they deeded it to D. H. Copeland, on the 19th day of September, 1923, which deed is recorded in the Probate Office of Shelby County, Alabama, in deed book 73 at page 124, and upon the execution of said deed said D. H. Copeland went in possession of the land above described and lived upon it, and cultivated portions of it until he deeded it to affiant and Nancy Copeland on January 28th, 1927, as shown by deed recorded in the Probate Office of Shelby County, Alabama, in deed book 75 at page 456.

Affiant and said Nancy Copeland went in possession of said land upon the execution

of the last described deed, which possession extended to boundaries hereinafter set out and have remained in the continuous, exclusive, actual, notorious, adverse possession of same, living upon it and cultivating portions of it each and every year to the present time.

In the deed of S. C. Horton and Mattie Horton to D. H. Copeland, the original deed which is before me when I make this affidavit is to Davit H. Copeland but there is an error in spelling his name in the deed, that is, my father, David H. Copeland, was the grantee, and there was no such person as Davit H. Copeland.

I am likewise acquainted with the balance of the forty acre tract of land other than that above described, and which embraces about 13.24 acres. I also own that land, in fact, I own the entire forty, having bought the balance of said forty, except that hereinabove particularly described, from the Saginaw Lime & Stone Company in 1932, but that deed was lost (but has since been found), and on the 10th day of October, 1938, Longview Saginaw Lime Works, Inc. deeded the land to me, by deed which is not recorded, but the recitals therein are true, and I have been in the actual possession of said tract of land deeded and sold to me by the Saginaw Lime & Stone Corporation continuously to the present time, practically all of it being under fence and in cultivation.

J. D. Copeland

Sworn and subscribed to before me
this the 29th day of November, 1938.

Grace Carter, Notary Public.

Filed for record in this office the 30th day of November, 1938 at 4:30 PM and recorded in Deed Record #105 on page 365 and examined.

L. C. Walker, Judge of Probate