STATE OF ALABAMA

SHELBY COUNTY

Before me, the undersigned authority, in and for said County, in said State, personally appeared T. M. Spruell, who, being first duly sworn, deposes and says that he resides at Harpersville, in Shelby County, Alabama; that he is 72 years of age, and that for a period of more than 60 years, last past, he has been acquainted with the location, boundaries, parties in possession, and the owners of the following described lands situated in Shelby County, Alabama, to wit:

The Southwest Quarter of Section 16, and the South Half of the Northwest Quarter of Section 16, and the West Half of the Southeast Quarter of Section 16, and 13 acres off of the East side of the Northwest Quarter of the Northwest Quarter of Section lo; and all that part of the West Half of the Northeast Quarter situated West of the Harpersville Road, and North of the Vincent Road, and all of the Northeast Quarter of the Northwest Quarter of Section 16, except that tract of land sold to J. E. Davis described as follows: Beginning with the Vincent Road, which point of intersection of the Harpersville Road with the Vincent Road, which point is in the Northwest Quarter of the Northeast Quarter of said Section 16, and run thence North 41 degrees and 45 minutes West along said road 580 feet; run thence North 78 degrees West along said Road 243 feet to a point; run thence South 700 feet to a point; run thence East 443 feet to a point run thece South 31 degrees East 198.5 feet to the Harpersville Road; run thence North 12 degrees East along said Harpersville Road a distance of 296 feet to point of beginning, and containing 5.07 acres, more or less, and being a part of the Northwest Quarter of the Northeast Quarter and the Northeast Quarter of the Northwest Quarter of Section 16, Township 19, Range 2 East; also, except the Bertie Mae Stephens tract of land described as beginning at the point of intersection of the Harpersville Road with the Vincent Road in the Northwest Quarter of the Northeast Quarter of Section 16, and run thence North 420 feet; run thence South 76 degrees .08 minutes East 432.7 feet; run thence South 420 feet to the Vincent Road; run thence Westerly direction North 85 degrees West along said Vincent Road 179.2 feet; continue thence Westerly along said road Norty 68 degrees West, thence 166.7 feet to the point of beginning, and containing 4.25 acres, and being in the Northwest Quarter of the Northeast Quarter of said Section 16, Township 19, Range 2 East. Also, all that part of the Northeast Quarter of the Northeast Quarter of said Section 16 situated North

of the Vincent Road and West of Baker Spring Branch in Section 16, Township 19, Range 2 East.

Also, the South Half of the Southeast Quarter of the Southwest Quarter and the South Half of the Southwest Quarter of the Southeast Quarter and that part of the Southeast Quarter of the Southeast Quarter which lies South of Spring Creek and West of Baker Spring Branch, all in Section 9, Township 19, Range 2 East, all situated in Shelby County, Alabama.

Affiant further says that he knew C. C. Elliott during his lifetime, and that he remembers the occasion when the said C. C. Elliott bought said parts of the above described lands, being described as the West Half of the Southwest Quarter, and the Southwest Quarter of the Northwest Quarter of said Section 16, from the several heir at law and next of kin of Bennett Davis and wife, Eliza T. Davis, and secured deeds from the several heirs at law of said Bennett Davis and wife, conveying to the said C. C. Elliott the last described 120 acres of land.

Affiant further says that he remembers the occasion when C. C. Elliott purchased certain parts of the above described lands, described as the West Half of the East Half, and the East Half of the West Half of said Section 16, from James L. Elliott, who was the father of the said C. C. Elliott, and from J. E. Elliott, as shown of deed of record; that he, also, remembers the occasion of the purchase by C. C. Elliott from James L. Elliott, T. E. Elliott, J. K. Elliott, that part of the above described lands situated in Section 9, Township 19, Range 2 East; and also, the occasion of the purchase of that part of the Northeast Quarter of the Northeast Quarter of Section 16, lying North of the Vincent public road, and West of the Baker Spring Branch.

Affiant further says that he has resided in the same community in which the above described lands are situated for a period of more than 60 years, last past, and that of his own personal knowledge, he knows that for a peribd of more than 60 years, last past, that Hilliary Herbert Elliott, Lilla Elliott Fancher, James Lawrence Elliott, and Louis Denson Elliott, who are all of the heirs at law and next of kin of C. C. Elliott, deceased, and wife

Tennie Fallon Elliott, deceased, and those through whom they hold title, namely, Tennie Fallon Elliott, C. C. Elliott, James L. Elliott, the heirs at law and next of kin of Bennett Davis, Sophronia Elliott, J. E. Elliott, Lilla E. Kidd, and T. E. Elliott, and C. F. Elliott, to the above described lands, have been, respectively, in the open, notorious, continuous, peaceable, adverse possession of said lands, claiming the same as their own, respectively, against all the world, and regularly exercising acts of ownership over said lands, either in person or by tenants or agents and regularly and continuously residing upon said lands, and using the same for farming purposes, and that the several owners, as aforesaid, have been in the continuous possession; and that said lands have been used as a plantation and have been cultivated in agricultural crops from year to year, and that several residences have been located and occupied thereon by the several owners or their tenants or agents for a period of more than 60 years, and that theaffiant has never heard the rights, or title of the several owners herein named to be questioned by any one during the time he has known said lands.

Affiant further says that he knows that for more than 50 years, last past, neither T. J. Martin, or his wife E. M. Martin, or L. Lamar, or E. Lamar, or L & E Lamar have ever been in the possession, or made any claim insofar as your affiant knows or has ever heard, to the lest Half of the Southeast Quarter of Section 16, Township 19, Range 2 East, in Shelby County, Alabama.

T. M. Spruell

Sworn to and subscribed before me on this the 14 day of May, 1949.

Paul O. Luck Notary Public, Shelby County, Alabama.

Filed in the office of Probate Judge on the 12th day of July and recorded in Deed Record 138 on page 582 on the 18th day of July, 1949.

L C. Walker

Judge of Probate

OCK ON ALAE!