STATE OF ALABAMA

44048

SHELBY COUNTY

Personally came and appeared before me, S. A. Lokey, a notary public in and for State of Alabama at Large, Mr. J. C. Garrett, who after being first by me duly sworn according to law to speak the truth deposes and says:

I, am 65 years of age. I have lived in Shelby County for 65 years. I am well acquainted with the following described land have have lived near it and have known the owners and those in possession for more thanhthirty years, to-wit:

That part of the Southeast Quarter of the Northeast Quarter of Section 8, which lies East of the top of the ridge and the West half of the Southwest Quarter of the Northwest Quarter of Section 9, Township 21 South, Range 2 West, Shelby County, Alabama.

James M. Hale was in possession of this land claiming to own it more than forty years age. He lived upon the land, cultivated it and in every way used it as a farm and homestead until his death about the year 1914 or 15. After the death of James M. Hale, his widow, Martha C. Hale and his heirs sold the above described property to J. N. Roach in 1916. Roach went into emmediate possession of said property and his brother lived upon and cultivated it for several years when J. N. Roach took possession in person and moved on the land and lived on it and cultivated it each year until the bouse burned about the year 1944. The property was vacant then with no one using it for about two years when he sold it to Mrs. Ada Spain in 1946 and placed her in possession. Mrs. Ada Spain and her husband, Vester Spain have since been in possession of said land claiming to own it and are now in possession of it, pasturing part, cultivating part and gatherin fruit from part of it.

I have never known of Long Veiw Saginaw Lime Company being in possession of any part of said land or making any claim to it in the past forty years. There is a fence running along the top of the mountain, which separates this land from the land of the Saginaw Lime Company land on the West and this line has been recognized by Roach and the Saginaw Lime Company for more than thirty years.

Possession of said J. N. Roach and Mrs. Ida Spain has been for more than thirty years, continuous, actual, exclusive, peaceful, quiet, direct, open, notorious, hostile, adverse and under color of title and claim of ownership and I have known of no persons or corporations being in possession of any part of said lands during said time claiming adverse to these owners nor have I known of any one disputing their title.

Sworn to and subscribed before me on this 9th day of August, 1949.

S. A. Lokey Notary Public

Filed in the office of Probate Judge on the 11th day of August, at 9 A. M. and recorded in Deed Record 139 page 112 on the 11th day of August, 1949.

L. C. Walker

Judge of Probate