# 1/6

STATE OF ALABAMA.

SHELBY COUNTY

Before the undersigned authority personally appeared Bunery Lowery, who is known to me and who being by me first duly sworn deposes and says:

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

Beginning at the NW corner of the NE<sup>1</sup>/<sub>4</sub> of Section 5, Township 24 North, Range 13 East; thence

East along the north line of said Section 5 a distance of 1282,0 feet to a point which is known as the

McRae corner; thence 87° 57' 30" to the right in a southwesterly direction a distance of 1394.36 ft.

to a point on the northerly right of way line of the Southern R.R.; thence 104°27' to the right in a

northwesterly direction along the northerly right of way line of the Southern R.R. a distance of

999.4 ft. to the (P.C.) point of a curve; thence in a curve to the right having a radius of 5679.5

ft. and a central angle of 3° 43' a distance of 368.42' ft. to the (P?T.) point of tangent of said curve;

thence in a tangent to said curve a distance of 17.7 ft. to a point on the west line of the NE<sup>1</sup>/<sub>4</sub> of said

Section 5, Township 24 N orth, Range 13 East; thence north along the west line of the NE<sup>1</sup>/<sub>4</sub> a distance

of 1079.5 ft. to the point of beginning.

Containing 37.638 acres.

I have known this land intimately about thirty-five years. During a large part of that time I worked for Mr. F.H. Hardy, who was in the lime manufacturing business. For twenty or twenty-five years before his death Mr. F.H. Hardy was in possession of the above described land. He frequently cut timber from it for use at his lime manufacturing plant. As fact as the timber would grow to the proper size he would send employees in to cut the timber for the purpose above mentioned, and this happened regularly as the timber grew to the right size. During that time I know of no one, person or corporation, who advanced any claim tothis property and certainly no one but Mr. Hardy has possession of it.

About twenty-five years ago I was working for Mr. R.E. Bowdoin and he had a man by the name of Douglas survey out this property for Mr. Hardy and Mr. Bowdoin and the lines were established according to the description about set out and the land thus described is the land Mr. Hardy was in possession of and continued in possession of until he died about eight years ago.

At the time the survey above mentioned was made the lines were run around the  $E_2^1$  of  $E_2^1$  of  $E_2^1$ , Section 24, Township 22 South, Range 3 West, Shelby County, Alabama. I was with the surveyor when the lines were run and have known this land for thirty or thirty-five years. For more than twenty years prior to his death Mr. Hardy was in possession of it and he used it for the purpose of cutting timber for operation of his lime plant near by. Through the years Mr. Hardy had the timber cut for the purpose above mentioned as fast as it grew to the right size, and no other person besides Mr. Hardy was in possession of it during that time.

Bunery Lowery

Sworn and subscribed to before me this the 17th day of November, 1949.

Handy Ellis

Notary Public State at Large.

Filed in the office of the Probate Judge the 19th day of November, 1949 at 11 o'clock A.M. and recorded in the Deed Record 139 on page 511 on this the 5th day of December, 1949.

L.C. Walker,

NO TAX DUE ON THIS INSTRUMENT

Judge of Probate