

STATE OF ALABAMA,)
SHELBY COUNTY.)

Personally appeared before me, Wm. J. Thornton
a Notary Public in and for the State of
Alabama, ^{at large} F. H. PEARCE who, first being duly sworn, de-
poses and says:

My name is F. H. Pearce. I reside in Shelby
County, Alabama, near the Florida Short Route Highway
No. 91 and near a place on said highway known as "The
Narrows," which is about seventeen miles south of
Birmingham.

I am familiar with the following described proper-
ty:

The South Half of the Southwest Quarter (S $\frac{1}{2}$
of SW $\frac{1}{4}$) of Section 20, Township 19, Range 1
West, less one and one-half (1 $\frac{1}{2}$) acres in
the Northwest corner thereof, the top of the
mountain to be the line in said Northwest
corner, and also the North Half of the North-
west Quarter (N $\frac{1}{2}$ of NW $\frac{1}{4}$) of Section 29, Town-
ship 19, Range 1 West.

I am - 59 - years of age and I have been very
familiar with this property for more than 50 years.
I knew Mr. H. G. Dyer and I knew that he bought this
property sometime around 1932. I also knew Betty
Hildebrandt (Beasley), and I am acquainted with Mr.
Dewey A. White.

For more than twenty years now, to my knowledge,
this property described above has been continuously
partly under cultivation and partly used as pasture
land. A fence has been around most of it practically

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all of that time. The fence didn't go all the way around the property but it was sufficient to keep in cattle and stock and that part of the property where there was no fence was so rough and hilly that a fence was not necessary to keep in cattle and stock.

After H. G. Dyer bought the property around 1932 he did some truck farming on it and had tenants living on it and he operated it partly as a truck farm and used part of it as pasture land. Of my own knowledge I know that H. G. Dyer occupied the property from 1932 up until he sold it sometime around 1942. During all of that time he either occupied it personally or had tenants on the property and he claimed title to the property as the owner of it. He was in possession of all of the property either personally or through his tenants during that time. My understanding is that Mr. Dyer sold the property in 1942 to Harry Newton Ward and his wife, Emma Ellen Ward, who shortly thereafter in turn sold it to Betty Hildebrandt. Betty Hildebrandt later married a man by the name of Beasley. Betty Hildebrandt bought the property in 1942, as I recall. After Betty Hildebrandt (Beasley) acquired the property it was continued to be cultivated in part and used as a pasture in part by her or by her tenants. Tenants throughout the past 20 years and more lived on the property all the time in the house on it and cultivated a part of the property and used the other part that was useable as a pasture.

After Betty Hildebrandt (Beasley) sold the property to Mr. Dewey A. White in 1944 Mr. Dewey A. White kept tenants on the property and cultivated parts

of it and used parts of it as pasture land. Mr. Dewey A. White now has some fifty to sixty acres of the land sowed in clover and other pasture cover and has some twenty-five head of white-face cattle on the property.

Of my own knowledge I know that the said Dyer, Ward, Beasley and White together have continuously occupied and cultivated or used as pasture under a claim of ownership the said property as far back as 1932.

During all this time I have owned property adjoining or nearby the property mentioned above and Mr. E. M. Turner has also owned property adjoining or nearby the above described property. For many years there has been a roadway from the property mentioned above across a part of my property and across the part of the said Mr. Turner's property over to the Florida Short Route Highway No. 91. This road has been used from this property over to the highway for well over twenty years. Prior to 1942 there was no deed or other record evidencing the right of the owner of the above described property to use this roadway. In 1942 the said Mr. E. M. Turner and I executed a right-of-way agreement to Mr. H. G. Dyer, the then owner of the above described property, giving him, his heirs and assigns, a roadway right-of-way thirty feet in width along the section line across our property from the Florida Short Route No. 91 to his property and since that time, on several occasions this thirty foot strip has been worked by the County and has been used as a roadway to and from the above described property.

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Mr. Dewey A. White and whoever hereafter acquires the above described property has, and will have, a roadway right-of-way along the said thirty foot strip to and from the said highway to the property described above for means of ingress and egress. As a matter of fact, this road is now worked by the County and I assume it is what you would now call a County road.

I have never heard of anybody claiming any title or right to the property described above since the said Mr. Dyer obtained it around 1932 other than the said H. G. Dyer and after him Harry Newton Ward and his wife and after Harry Newton Ward and his wife, Betty Hildebrandt Beasley and after Betty Hildebrandt Beasley, Dewey A. White.

F. H. Pearce
F. H. Pearce

Sworn to and subscribed
before me this 14th day
of September, 1952.

Wm. J. Thornton
Notary Public, State of, Alabama at Large.

Filed in the office of the Probate Judge on the 22 day of Sept 1952 at 8 o'clock P M
and recorded in Deed Book 155 Page 260 this 23 day of Sept 1952
Deed Tax C Mortgage Tax has been paid.

L.C. Walker, Judge of Probate