

BOOK 160 PAGE 334
STATE OF ALABAMA)
SHELBY COUNTY)

Before me, the undersigned authority, personally appeared EMORY BOOTHE, who, being first duly sworn, deposes and says as follows:

I am thirty-one years of age and have been a resident of Shelby County, Alabama, since I was six years old. I am and have been since my childhood acquainted with the occupation, use and possession of the following described real property:

Begin at the Southeast corner of Section 21, Township 20 South, Range 3 West, and run thence North 79 degrees 54 minutes West 1088.8 feet to an iron pin on the East margin of the Montevallo-Bessemer Public road; run thence North 13 degrees 25 minutes West along the East margin of said road 201.7 feet to an iron pin; run thence South 86 degrees 56 minutes East 765.5 feet to an iron pin; thence South 44 degrees 53 minutes East 502.5 feet to point of beginning, being a part of the $SE\frac{1}{4}$ of $SE\frac{1}{4}$, Section 21, Township 20 South, Range 3 West, This parcel of land being subject to an easement heretofore granted to Plantation Pipe Line Corporation and an easement heretofore granted to Southern Natural Gas Company.

From the time I was six years old until I was married in 1942, I lived about one-half mile from the above described property. I first remember the property when it was owned by Mr. B. E. Martin together with the other property which was purchased by Mr. Walter Boothe, my father-in-law in 1935. I do not recall whether or not Mr. Martin cultivated the land but I do remember that he lived in one of the two houses which were situated on this land. I remember that after Mr. Martin lived on this land that Mr. J. D. Lowery and his wife, Passie Lowery, lived on the same, and I recall that Mr. Lowery farmed this land during his ownership. I know that some time after Mr. Lowery moved on the land that the land was purchased by Mr. C. H. Hand who lived in the same house which was occupied by Mr. Lowery, which house was on the West side of the road and which is the same homesite that is now occupied by Mr. and Mrs. Walter Boothe.

I know that some time after Mr. Hand occupied the land that it was bought by Mr. T. R. Lubright and that Mr. Lubright sold said land to Mr. Walter Boothe on October 19, 1935. I know that upon the execution and delivery of this deed that Mr. Walter Boothe took possession of all of the land, living on the same as a resident and cultivating all of the land which was on the East side of the road up until about the year of 1942.

From my earliest recollection, the land on the East side of the road has been under fence and I know that in about the year 1942, the fence on the

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North side and on the East side, where the above described land joined Annie Floyd's land, was replaced by Walter Boothe and Annie Floyd, both of whom bore the expenses of this fence and I further know that the lines where this fence ~~has~~^{has} been has been accepted as the true line since I have known the property.

Since I have known the land I have never heard the title of those in possession questioned in any way, and I know that the parties mentioned above held the land during their tenure of ownership, actually, adversely, and exclusively, claiming to own the same.

Emory Boothe
Emory Boothe

Sworn to and subscribed before
me on this the 12th day of
May, 1953.

Paul R. Calhoun
Notary Public

Filed in the office of the Probate Judge on the 19 day of May 1953 at 4 o'clock P. M.
and recorded in Deed Book 160 Page 334 this 21 day of May 1953.
Deed Tax _____ Mortgage Tax _____ has been paid.
L.C. Walker, Judge of Probate