

SHELBY COUNTY

Before the undersigned authority personally appeared M. W. Hammond, who is known to me, and who being by me first duly sworn deposes and says:

The deed of George Walker and wife to D. M. McElroy and wife, dated September 10, 1946, and recorded in the Probate Office of Shelby County, Alabama, in Deed Book 125, at page 425; is not in the Southwest corner of the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 24, Township 20, Range 3 West. It is the same property as the Lola Levy property, about which I have heretofore made an affidavit.

The railroad runs across the West side of the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ and embraces only a small area of that forty. The Levy property, also being the same as the McElroy property, lies East of the Railroad and not West of it. In fact the old Birmingham and Montgomery Highway lies East of the railroad, and the new Birmingham and Montgomery Highway lies still further east, and the property which is the subject of this affidavit lies East of the highway.

I have known this land for many, many years and I know where the Levy property is and I know that the property does not lie West of the railroad, but as stated it lies quite a distance further East of the railroad and as stated it is East of the old Birmingham and Montgomery Highway and the new Birmingham and Montgomery Highway. The old Birmingham and Montgomery Highway is between the railroad and the new highway.

There was a mistake in the deed in some way because neither Lola Levy nor D. M. McElroy nor anyone else has been in possession of that portion of the forty West of the railroad for many, many years during which time it has been in possession of the Keystone Lime Works, Inc.

M. W. Hammond

Sworn to and subscribed before me on this 2nd day of December, 1955.

Henry E. Allen

Notary Public
State Atlarge for Alabama

My commission expires January, 1959.

STATE OF ALABAMA, SHELBY COUNTY

I, L.C. Walker, Judge of Probate, hereby certify that the within was filed for record the 12 day of Dec, 1955, at 8 o'clock and recorded in Record 126 Page 430 and the Mortgage Tax of _____ Doed Tax of _____ has been paid.

L.C. Walker Judge of Probate