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STATE OF ALABAMA  
SHELBY COUNTY

Before me, the undersigned authority, personally appeared C. D. Cowart, who, being by me first duly sworn, desposes and says as follows:

My name is C. D. Cowart, ... I am 65 years old and have lived in Calera, Shelby County, Alabama, for the past 40 years, or more.

I remember James Wakeland and his wife, Janie Wakeland, who lived in or around Calera, Alabama, for several years. I do not know the present whereabouts, residences, or addresses of James Wakeland and wife, Janie Wakeland. I have not seen them or heard any information concerning them for the past 10 years or more. It is my understanding that they have probably moved from this County or possibly they are dead. James Wakeland was around 65 years old, and Janie Wakeland was around 55 years old when I knew them in 1942.

I purchased the following described property from James Wakeland and wife, Janie Wakeland, on or about June, 1942.

A part of Tract No. 325 according to Pickett's Farm Map of Calera, Alabama, being in the NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 22, Township 22 South, Range 2 West, more particularly described as follows: Begin at the intersection of the East line of said NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of NW $\frac{1}{4}$  with the North right of way line of Present Alabama Highway # 25 (Columbiana-Calera paved Highway) and run thence North along the said East line of said NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of NW $\frac{1}{4}$  and along a fence a distance of 137 feet more or less to the northeast corner of said NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of NW $\frac{1}{4}$ ; run thence West along the North line of said NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of NW $\frac{1}{4}$  and along a fence a distance of 196 $\frac{1}{2}$  feet more or less to an old fence corner; thence run in a southerly direction along a fence which separated the land herein described from land now or formerly owned by Hazel B. Green and from land now owned by Willie Mae B. Green and husband, Joel Elvin Green, a distance of 184 $\frac{1}{2}$  feet more or less to a point on the North right of way line present Alabama Highway #25; thence in a northeasterly direction along the North right of way line of present Alabama Highway #25 to the point of beginning.

I received a deed executed by James Wakeland and wife, Janie Wakeland, when I purchased said property on or about June, 1942. Apparently said deed was not recorded in the Office of the Judge of Probate of Shelby County, Alabama. I do not have said deed in my possession at the present time, nor do I know where it is. It probably has been lost or misplaced.

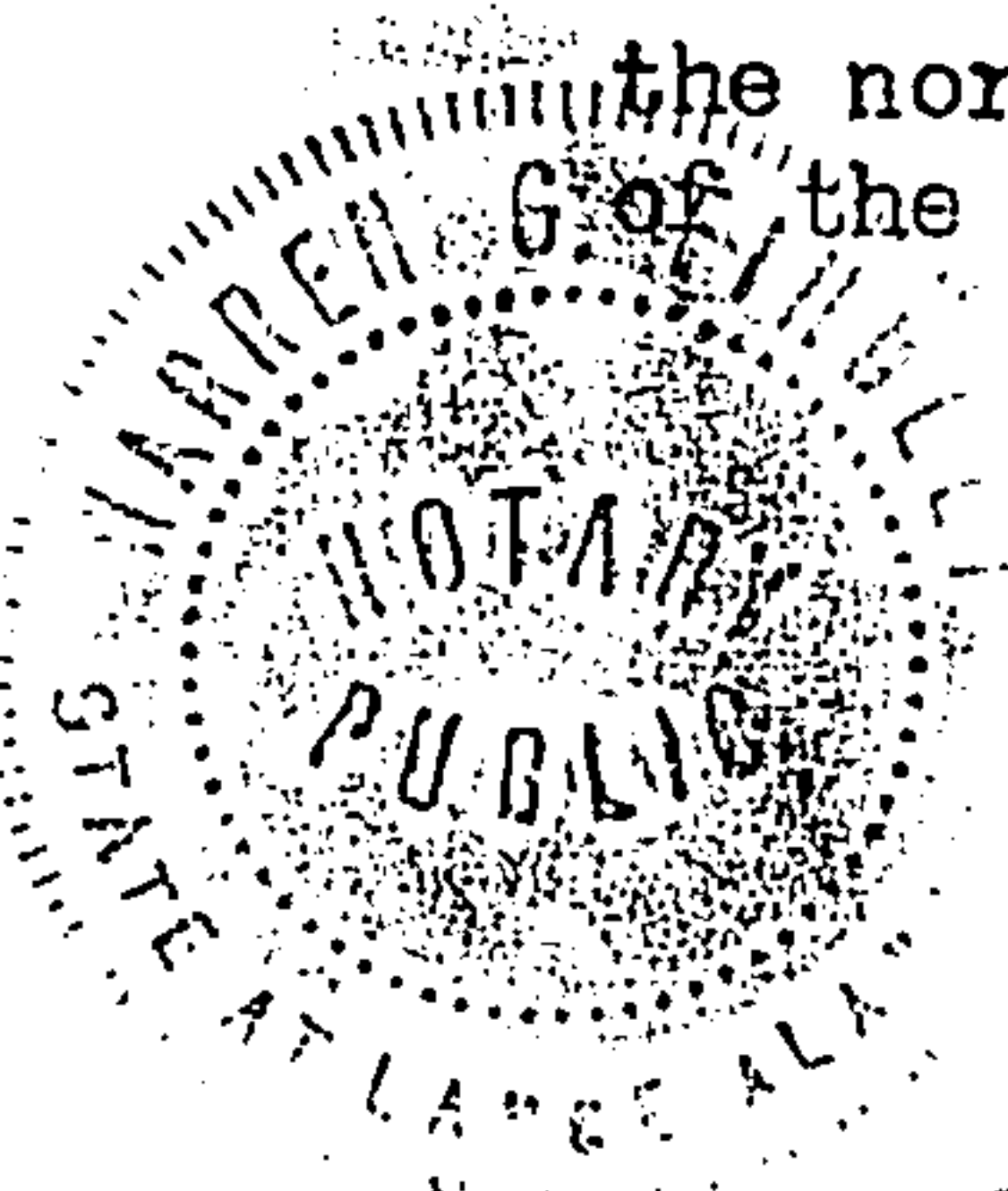
I remember selling the said property to Janie Vick and husband, Fred Vick, on or about November, 1943, describing the said property in the deed which my wife and I executed and delivered to Janie Vick and husband Fred Vick, as said property was described in the deed which I received from James Wakeland and wife, Janie Wakeland. Apparently the deed which I executed to Janie Vick and husband, Fred Vick, has been lost or misplaced and has never been recorded in the Office of the Judge of Probate of Shelby County, Alabama. It is my understanding that said Fred Vick now lives in Chattanooga, Tennessee, and does not have the said deed in his possession and does not know the whereabouts of said deed.

I have been personally familiar with the possession and ownership of said property since I purchased said property on or about June, 1942, as aforesaid, and until the present date. Janie Vick and husband, Fred Vick, conveyed said property to Willie Mae Butterworth in December, 1944, and Willie Mae Butterworth Green and husband, Joel Elvin Green, conveyed said property to Mrs. Orlena Butterworth, the present owner, in December, 1952.

Mrs. Orlena Butterworth, and her predecessors in title the said Willie Mae Butterworth Green, and husband, Joel Elvin Green, the said Janie Vick and husband, Fred Vick and myself, as aforesaid, to my personal knowledge, have been in actual, open, peaceable, notorious, continuous, exclusive, undisturbed, adverse possession of all the said property, claiming the same against the world and against the claims of all persons, since on or about June, 1942, and until the present date. Said property fronts on Alabama, Highway No. 25 and has been fenced on the other three sides for the past 16 years or more. The house located on this property and now occupied as a residence by Mrs. Orlena Butterworth has been there since before the Wakelands owned the property.

It has been brought to my attention that said property has been incorrectly described in past deeds which appear on the records in the Office of the Judge of Probate of Shelby County, Alabama, all of which deeds are consistent with the present title and ownership of Mrs. Orlena Butterworth. Said description contained in said deeds described the north line of said land as being 96 $\frac{1}{2}$  feet long. The actual length of





the north line of said land is approximately 196 $\frac{1}{2}$  feet long, a correct description of all of the said land appearing above.

C. D. Cowart  
C. D. Cowart:

Sworn and subscribed to before me this 27th day of October, 1958.

My Commission expires 11/29/59 Harmon G. Thibault  
Notary Public

State of Alabama, Shelby County

I, L. C. Walker, Judge of Probate hereby certify that the within app'd was filed in this office for record the 27 day of October 1958 at 8 o'clock P.M., and recorded Deed Record 196 Page 338 & examined 11/29/59 and the Mortgage Tax of \$ 1.50 Deed Tax of \$ 1.50 has been paid.  
Fee \$ 1.50 L. C. Walker Judge of Probate