

STATE OF ALABAMA,)
)
JEFFERSON COUNTY.)

Before me, a Notary Public in and for said County in said State, personally appeared William F. Cornelius, who, being first duly sworn, deposes and says as follows:

That he is seventy-five years of age and has lived either on or in the vicinity of the following described property since March 19, 1923, said property being situated in Shelby County, Alabama, and described as follows:

The surface right only to the following described lands, to wit: the west half of the southeast quarter (W 1/2 of SE 1/4) of Section thirty-two (32) township eighteen (18) south, range one (1) west, and thirty (30) acres off of the north end of the northwest quarter of the northeast quarter (NW 1/4 of NE 1/4) of Section five (5) township nineteen (19) south, range one (1) west.

Also the fee simple interest to the following described lands, to wit: the west half of the east half of the southeast quarter (W 1/2 of E 1/2 of SE 1/4) of Section thirty-two (32) in township eighteen (18) south range one (1) west.

Also the southeast quarter of southwest quarter (SE 1/4 of SW 1/4) and a part of the northwest quarter of the southwest quarter (NW 1/4 of SW 1/4) being and lying on the south side of the following described boundary line, to wit: starting at the southeast (SE) corner of the said northwest quarter of southwest quarter (NW 1/4 of SW 1/4) and running northwest crossing the public road at a stake near said road and running northwest to the original west line of said forty, in section thirty two (32) township eighteen (18) range one (1) west; all south of the above described line, said part of the northwest quarter of southwest quarter (NW 1/4 of SW 1/4) containing ten (10) acres more or less. (The description in this paragraph being the corrected description by virtue of deed from J. H. Milner to Clarence G. Elliott on May 17, 1934).

Also the southwest quarter of the southwest quarter (SW 1/4 of SW 1/4) except ten (10) acres, more or less in the southwest corner of said forty in section thirty-two (32) township eighteen (18) range one (1) west, said part excepted lying southwest of the middle of the lane dividing and running between the lands of Howell Pearson and T. R. Krider.

That Clarence G. Elliott purchased the above described property from J. H. Milner and wife, Hattie M. Milner, on March 19, 1923, said deed being recorded in the Office of the Probate Judge of Shelby County, Alabama, and immediately upon purchasing said above described property, went into the actual possession of it, and continued the actual possession of said property until his death on November 20, 1957; affiant further says that the said Clarence G. Elliott has been in the actual, open, notorious, continuous, undis-

turbed and exclusive and hostile possession of all of said property for a period of over twenty (20) or more consecutive years prior to his death on November 20, 1957, and claimed to own said property in his own right during all of these years, and no other person, to his knowledge, has ever claimed or reputed to claim any interest in the above described property; that since the death of Clarence G. Elliott, his executors and devisees under his will have exercised all of the rights set forth in this paragraph in and to said property to the present date.

Affiant says that in about February or March, 1936, he leased a part of the above described property from Clarence G. Elliott, and has continued each year thereafter leasing a part thereof to the present time, having subleased a part thereof to Walter C. Maddox and his wife, Virginia A. Maddox; that in about the spring of 1936, affiant, under contract with Clarence G. Elliott, built a store building on a part of the above described property, as well as another house thereon, and thereafter leased said property described as being at or near the intersection of the Florida Short Route and the Ashville-Montevallo Road, and located in the NW 1/4 of the SW 1/4 and SW 1/4 of SW 1/4 of Section 32, Township 18, Range 1 West, Shelby County, Alabama; that in about the year 1946 your affiant built another house on said lands above described which was near the store building for the owner, Clarence G. Elliott.

Affiant further says that during all of the years that Clarence G. Elliott owned the above described property from March 19, 1923, and until his death on November 20, 1957, that he continuously each year had the actual possession of said lands, and during all of these years spent a large part of his time on said lands and exercised general supervision over it; that the said Clarence G. Elliott immediately upon buying said property on March 19, 1923, took actual possession of it and started farming all cleared parts thereof, and raised cotton, corn and vegetables on it; that after purchasing said property, the said Clarence G. Elliott kept stock on the property, kept horses, fenced it and built barns thereon; that Clarence G. Elliott continued to farm the above

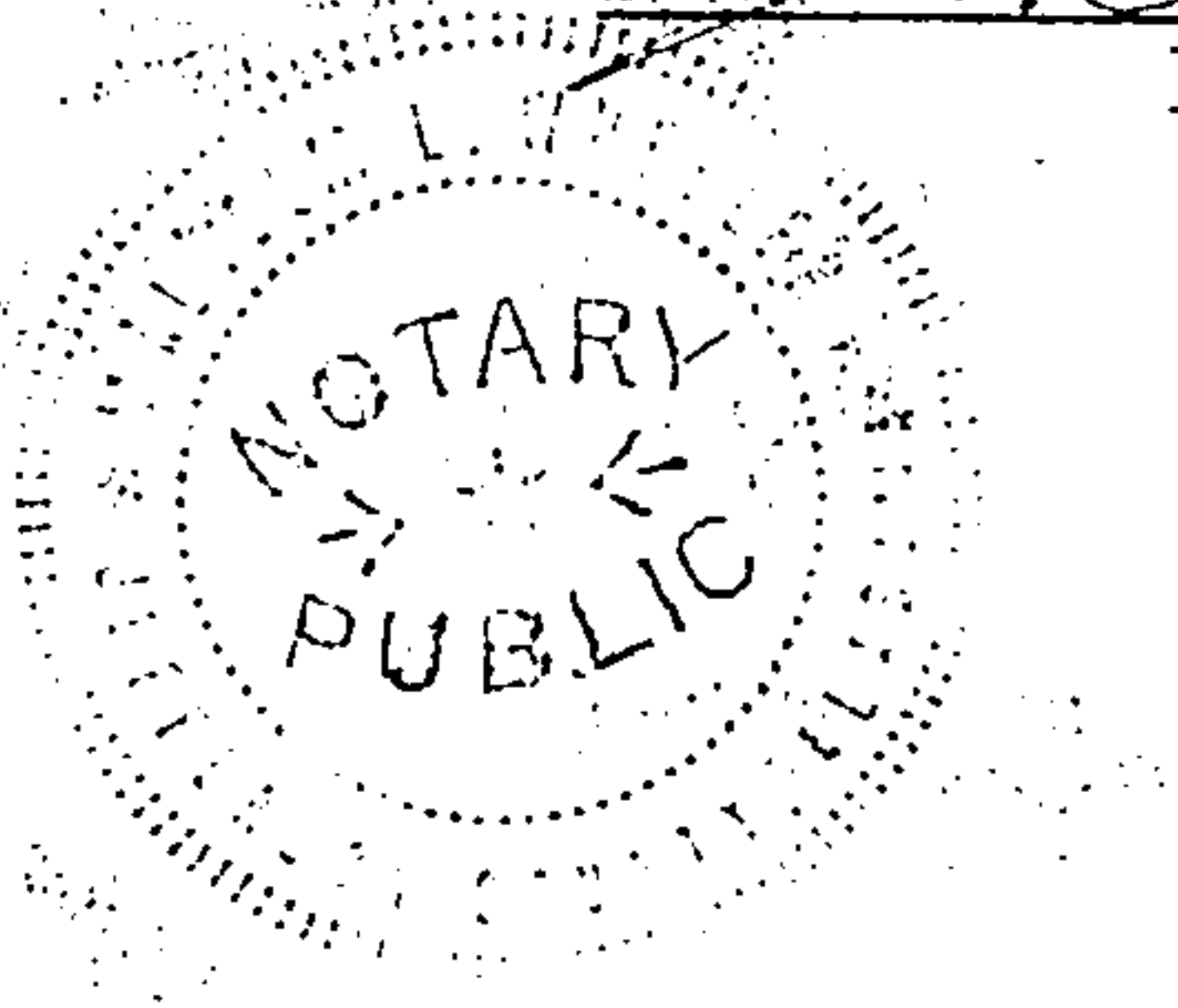
described property each year and until about the year 1936; that thereafter and almost continuously until his death, the said Clarence G. Elliott leased the pasture lands which lay along the highway to Mr. Boss Sheets, leased parts of the land and some of the buildings to your affiant, and rented the farm house to numerous tenants during these years; affiant says that the said Clarence G. Elliott fenced parts of the land at various times, and engaged the services of Mr. Boss Sheets to do this work for him; that Clarence G. Elliott built two lakes on said property, built or had built a log cabin to use as a summer home, lived on the lands, drilled several wells on various parts thereof; that Clarence G. Elliott during the years that he owned the property, from March 19, 1923, to the date of his death, improved all of said property by tearing down old buildings thereon, cutting and selling timber, cleaning it off and constantly during all of these years spent a great part of his time working on said property, supervising the building of new houses, adding to and extending the old (log) farm house, farming, cultivating, fencing and continuously during each of said years was in the active, actual and continuous possession of said above described lands.

William St. Cornelius
AFFIANT

Sworn to and subscribed before me

on this 29th day of December, 1958.

Malcolm L. Wheeler
NOTARY PUBLIC



State of Alabama, Shelby County
C. Walker, Judge of Probate hereby certify that the within Deed was filed in this office for record the 19th day of December 19 58 at 1 o'clock P.M. and recorded in Record 197 Page 413 & examined 2/1/58
and the Mortgage Tax of \$ 2.25 Deed Tax of \$ 1.00 has been paid.
Fee \$ 2.25 1.00 Judge of Probate C. Walker