

2361

STATE OF ALA. SHELBY CO.
I CERTIFY THIS INSTRUMENT
WAS FILED ON 2/13/63
RECORDED & \$.....MTO. TAX
& \$.....DEED TAX HAS BEEN
PD. ON THIS INSTRUMENT.

STATE OF ALABAMA)
SHELBY COUNTY)

Conrad M. Faulkner

JUDGE OF PROBATE

Before me, the undersigned authority, in and for said County and State, personally appeared E. R. McDavid Jr. who, being known to me and being by me first duly sworn, deposes and says as follows:

I am 64 years of age and was intimately acquainted with Mrs. Mary I. Glass during her lifetime and know of my own knowledge that she died without leaving a Will in the year 1946, and left surviving her as her next of kin and sole surviving heirs at law, the following named children: Josie Lorene Glass Burney, Bennie B. Glass Hosley and William F. Glass. I further know that there was no administration on the Estate of Mary I. Glass, there being none necessary, inasmuch as she left no debts, or if she did, they were small and have long since been paid.

I further know that the grantors in that certain deed to Lewis S. Glass dated January 13, 1949, recorded in Deed Book 133, page 87, in the Probate Office of Shelby County, Alabama, was executed by the next of kin and sole surviving heirs at law of Mary I. Glass and their respective spouses, each of whom were over the age of 21 years at the time they executed the deed.

It has been called to my attention that Earle H. Hays and wife, Carabel Nobles Hays executed a transmission line permit to Alabama Power Company in July of 1956, which is recorded in the Probate Office of Shelby County, Alabama in Deed Book 182, page 51. I note that the transmission line permit included the following land: "SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 36, Tp 18, R 2 W". I assume that this was simply an error, inasmuch as the land of Mr. and Mrs. Hays lies some distance from that Quarter Quarter Section, and I know of my own knowledge that they never claimed any interest of any kind in said SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 36, Tp. 18, R 2 West. Lewis S. Glass is the present owner of the following described land; I have never heard the title questioned or disputed in any way:

Commencing at the NW corner of the SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 36, Tp 18, S, R 2 W; thence run S 88 deg. 05' E along North boundary of said SE $\frac{1}{4}$ of NW $\frac{1}{4}$ a distance of 490 feet; thence turn angle of 120 deg. 49' to right and run S 32 deg. 44' W 568.3 feet to NE boundary of Hwy 91, known as Florida Short Route; thence turn angle of 101 deg. 09' to right and run North 46 deg. 07' W along said Hwy right of way a distance of 252.62 feet to W line of said SE $\frac{1}{4}$ of NW $\frac{1}{4}$; thence run W along W line of said SE $\frac{1}{4}$ of NW $\frac{1}{4}$ a distance of 339.18 feet to point of beginning. Said tract being Lot 2 of Mrs. M.I. Glass estate, according to map recorded in Map Book 3, page 71, Probate Office, Shelby County, Alabama.

BOOK 224 PAGE 197

Sworn to and subscribed before me
this 21st day of January, 1963.

Notary Public

E. R. McDavid Jr.