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STATE OF ALABAMA

SHELBY COUNTY

Before me, the undersigned authority, in and for said County, in said State, personally appeared Albert Datcher, who, after being by me first duly sworn to speak the truth, deposes and says:

My name is Albert Datcher. I am 57 years of age. I was born within two miles of the hereinafter described land and have lived in the same vicinity of said land all of my life. Said land being described as follows:

All that part of the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 25, Township 19 South, Range 2 East that lies south of Pond Spring, containing 6 $\frac{6}{7}$ acres, more or less;

Also the E $\frac{1}{2}$ of NE $\frac{1}{4}$ and NE $\frac{1}{4}$ of SE $\frac{1}{4}$ and E $\frac{1}{2}$ of NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 36, Township 19 South, Range 2 East;

Also the E $\frac{1}{2}$ of SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 36, Township 19 South, Range 2 East, EXCEPT 2 acres in southeast corner as described in Deed Book 209 page 264 in the Probate Office;

being situated in Shelby County, Alabama.

Affiant says he has heard his father talk about C. Butler and Son, but never heard of them owning any interest in the above described land and knows they haven't owned or made any claim to it since he has known the same.

Affiant says his father farmed the above described land when he was a little boy for some 3 or 4 years as the tenant of Mrs. Amelia G. Creswell and she rented said land to tenants each and every year until her death, which affiant says he does not remember the exact date, but does remember when she died. After she died, her husband William Hamlett Herd and her three children, namely: Justina Herd who later married Royce Murray; Margaret Herd, who later married Truman Gabbert; and Lindsey Bruce Herd, who later married Genevie Herd, rented the land out to tenants until the present time. Affiant says he has never heard of any other children or heirs of Amelia G. Creswell and he has read the affidavit made by Margaret Herd Gabbert and Justina Herd Murray on January 12, 1965, and from as far back as he can remember, he knows the same to be true and correct. Affiant further says after the death of Amelia G. Creswell, her children rented the land to tenants and Major and Bob White rented the land for some ten years and after that affiant's brother, Aldrich Datcher rented the land for approximately 8 years and they each cultivated corn and cotton on it and since that time, affiant has been renting it and farming it each and every year until the present time.

There has been called to affiant's attention a Tax Sale in the name Mrs. Jane Gallup to the State of Alabama covering E $\frac{1}{2}$ of NE $\frac{1}{4}$ of said Section 36, which is recorded in Tax Sale Record 9 page 341 in said Probate Office. Affiant says he knows of his own knowledge Mrs. Jane Gallup did not own the above land nor any part of it in 1926 and she has never owned any part of it since.

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There has been called to affiant's attention a Transmission Line Permit from W. E. Fuller and Mildred Fuller to Alabama Power Company across 6 acres in the southwest corner of SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 36. Affiant says Mr. & Mrs. Fuller never owned any land in said forty acres, but they did own some land in the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 36.

Affiant is not related by blood or marriage to any of the parties owning said land. Affiant says throughout all the years he has known the land, he has never heard of anyone contesting the title or disputing the possession of the Herd heirs or their predecessors in title.

Sworn to and subscribed to before me on this the 12 day of March, 1965.

Albert Datcher
Albert Datcher

Mildred Morris
Notary Public, State of Alabama at Large
My Commission Expires May 17, 1968
State of Alabama
Shelby County

Before me, the undersigned authority in and for said County in said State, personally appeared Aldrich Datcher, who, after being by me first duly sworn to speak the truth, deposes and says:

My name is Aldrich Datcher. I am 67 years of age. I have read the affidavit of Albert Datcher and know the same to be true and correct as far back as I can remember and affiant can remember the land farther back than Albert Datcher and knows it has been in the Creswell family throughout all of said years.

Aldrich Datcher
Aldrich Datcher

Sworn to and subscribed to before me this the 12 day of March, 1965.

Mildred Morris
Notary Public
Notary Public, State of Alabama at Large
My Commission Expires May 17, 1968

STATE OF ALA. SHELBY CO.
I CERTIFY THIS INSTRUMENT
WAS FILED ON 8-12-65
4/18 1965
RECORDED & \$.....MTG. TAX
& \$.....DEED TAX HAS BEEN
PD. ON THIS INSTRUMENT.

Conrad M. Sealer
JUDGE OF PROBATE