

4398

STATE OF ALABAMA
SHELBY COUNTY

Before me, L. S. Parker, a Notary Public in and for the State of Alabama at Larre, personally appeared E. L. Etress, who is known to me and after first being duly sworn, deposes and says as follows.

My name is E. L. Etress. I am 80 years of age and reside in Shelby County, Alabama. I have been familiar with the land described hereinbelow and have known its possessors for more than 30 years. This land is best described as:

The South Half of the Southwest Quarter of the Southwest Quarter (S $\frac{1}{2}$ of SW $\frac{1}{4}$ of SW $\frac{1}{4}$), Section 24, Township 24 North, Range 15 East, Shelby County, Alabama.

I know that in about 1933, the above land was in the possession of the Shelby County Holding Company, who claimed title thereto. In about 1942 the Shelby County Holding Company conveyed this land by deed to Paul O. Luck and Harry Gordon who moved into the immediate possession of this land under the claim of co-ownership. In about 1948 the said Harry Gordon and his wife, Ila Gordon, conveyed their one half undivided interest in this land to their son, H. M. Gordon, who moved into possession of this land as title claimant to a one half undivided interest. Clarice White Luck continued as co-owner and possessor of this land with H. M. Gordon, by virtue of the will of Paul O. Luck, who died in about 1960. In about 1964 the said Clarice White Luck and H. M. Gordon conveyed their interest and relinquished their possession of this land to James D. Haynes, the present possessor and title claimant.

I know that James D. Haynes and his predecessors in title have been in the actual, continuous, and exclusive possession of the hereinabove described land for more than 30 years. Their possession has been visible, open, hostile and notorious. They have assessed this land for taxes and have paid the taxes due thereon.

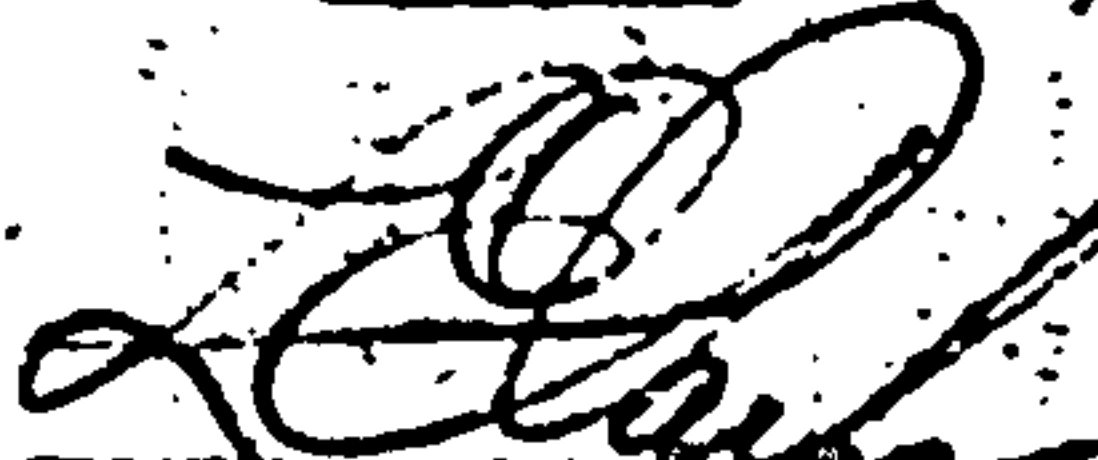
I know that James D. Haynes and his predecessors in title, during the past 30 years, have used the hereinabove described land for the growing and harvesting of timber for market and for their own use. They have exercised every other act necessary to the peaceful use and enjoyment of this land as was consistent with the nature of the land.

I know of no person or persons claiming any right to this land or disputing the possession of this land by James D. Haynes and his predecessors in title under the claim of title, during the past 30 years.

I more specifically know that W. W. Connell or his heirs have not been in possession of the hereinabove described land or any portion thereof during the past 30 years.

I know that H. M. Gordon is one and the same person as Harry M. Gordon.

Sworn to and subscribed before me
this 29th day of November, 1965.


Notary Public - State at Large

Tract No. 406
James D. Haynes

the 29th day of November
E. L. Etress
STATE OF ALA. SHELBY CO.
I CERTIFY THIS INSTRUMENT
WAS FILED ON 8 AM
4-2 12 66
RECORDED
& S. DEED IN
PD. ON THIS INSTRUMENT
James D. Haynes
JUDGE OF PROBATE

BOOK 241 PAGE 533