

STATE OF ALA., SHELBY CO.,
I CERTIFY THIS INSTRUMENT
WAS FILED ON *8/15/66*

RECORDED & \$____ MTG. TAX

\$____ DEED TAX HAS BEEN
PD. ON THIS INSTRUMENT.

Conrad M. Fowler

STATE OF ALABAMA)

SHELBY COUNTY)

Before me, the undersigned authority, a Notary Public in and for the State of Alabama, personally appeared J. E. EMBRY, who, after being by me first duly sworn to speak the truth, deposes and says as follows:

My name is J. E. Embry and I am the husband of Amelia M. Embry, the grantee in that certain deed executed on March 22, 1927, and recorded in Deed Book 81, page 437 in the Probate Records of Shelby County, Alabama. It has been called to my attention that the last mentioned deed executed in favor of Amelia M. Embry and deeds to and from several of her predecessors in title, excepted from the warranty clause a part of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 20, Township 21, Range 1 West, which measured some eighty (80) yards by fifty-two (52) yards. I understand that the records in the Probate Office of Shelby County, Alabama, do not explain why this exception was made. Actually, at one time there was a school house located on that portion of said $\frac{1}{4}$ $\frac{1}{4}$ Section to which the warranty in said last mentioned deed was not made operative. The school thereon was destroyed more than thirty (30) years ago and in or about 1930 or 1931 I obtained a deed from the last surviving trustee of said school to the portion of said $\frac{1}{4}$ $\frac{1}{4}$ Section which had been used for school purposes. I thought that said deed was recorded but it appears that it was not. In approximately 1931, I ran a fence along the Western boundary of said SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 20, Township 21, Range 1 West and placed the entire $\frac{1}{4}$ $\frac{1}{4}$ Section under fence along with the approximate 500 acres which was contained in the farm deeded to my wife as aforesaid. My said wife and I remained in the actual, adverse, hostile, and continuous possession of the entire SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Said Section 20, along with the rest of said farm up until the same was sold on July 16, 1942, to Edna Mae Panter by deed recorded in Deed Book 115, page 203, in the Probate Records of Shelby County, Alabama. Mrs. Panter remained in such possession of said property until the same was sold to Melvin J. Dean, Jr. and William F. Dean on July 7, 1959. Actually, the said fence along the Western boundary of said SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 20, is still under fence and during the more than 30 years I have known the occupation, use, and possession of said property it has been in the continuous, and notorious possession of the present owners and their predecessors in title. Actually, there has never been any dispute or question as to the sufficiency or validity of the present owners title to the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 20.

Sworn to and subscribed before me
this 13 day of September, 1966

Kathryn R. Randle
Notary Public

J E Embry

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