

STATE OF ALABAMA

SHELBY COUNTY

Personally appeared before me, the undersigned authority in and for said State and County, M. G. ELLIOTT, who resides at Vincent, Alabama and is over the age of 21 years, who first after being duly sworn upon his oath deposes and says:

I did personally know Frank E. Clements and wife, Ophelia Clements during each of their lifetime and that they jointly owned, with right of survivorship, in fee simple, the following described real estate:

"The NW $\frac{1}{4}$ of the NW $\frac{1}{4}$, Section 15, Township 19 South, Range 2 East, except the West 75 feet of said Forty that lies North of the Vincent public road. Also the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$, Section 15, Township 19 South, Range 2 East, except two acres in the SE corner of said Forty, being 210 feet wide, North and South and 420 feet long East and West. Also except easement granted to Colonial Pipe Line Co. as recited in the deed recorded in the Office of the Probate Judge, Shelby County, Alabama in Deed Book 221 at Page 9 and also except utility permits and public highway rights of way as recorded in the Office of the Probate Judge, Shelby County, Alabama."

That the aforesaid real estate was conveyed and recited in that one certain deed from E. C. Elliott, et al, to Frank E. Clements and wife, Ophelia Clements as recorded in the Office of the Probate Judge, Shelby County, Alabama in Deed Record Book 134 at Page 142, and the granting clause in the aforesaid deed recites "has granted, bargained, and sold and by these presents does grant, bargain, sell, and convey unto the said party of the second part, namely Frank E. Clements and wife, Ophelia Clements for and during their joint lives and remainder to the last survivor of the said Frank E. Clements and wife, Ophelia Clements, and the right of reversion unto the said Frank E. Clements and wife, Ophelia Clements, and to their heirs and assigns the following described real property", and the habendum clause in the aforesaid deed recited, "TO HAVE AND TO HOLD, to the said Frank E. Clements and wife, Ophelia Clements, party of the second part, for and during the term of their joint lives, and the remainder to the survivor of them and to the heirs and assigns of such survivor and the right of reversion unto Frank E. Clements and Ophelia Clements as tenants in common and to their heirs and assigns forever."

Your complainant further avers that Ophelia Clements, the wife of Frank E. Clements, departed this life on the 1st day of April, 1962 and died intestate. That Frank E. Clements departed this life on April 9, 1965.

That the said Frank E. Clements died testate and his Will has been duly probated in the Probate Court of Shelby County, Alabama and no contest being

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made thereof. That under the Last Will and Testament of the said Frank E. Clements, all of his real estate was devised to his two sons, Clyde Clements and Frank Clements and Fannie C. Elliott. All of the next of kin and heirs at law of Fannie C. Elliott have, by deed conveyance, conveyed all their right, title and interest in and to the real estate herein described to Frank Clements. Clyde Clements and his wife, Graco Clements have by deed conveyance, conveyed all their right, title and interest in and to the real estate herein described to Frank Clements. That Frank Clements owns, in fee simple, all of the real estate herein described.

This the 30TH day of September, 1966.

M. G. Zeeb
Affiant

Sworn and subscribed to before me this the 30TH day of September, 1966.

My Commission expires March 31, 1970

James H. Sharbutt
Notary Public

STATE OF ALA., SHELBY CO.,
I CERTIFY THIS INSTRUMENT
WAS FILED ON

_____ 19____

RECORDED & \$____ MTG. TAX

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

Conrad M. Fowler
JUDGE OF PROBATE