443

Before me, the undersigned authority, personally appeared Johnnie Weaver who, being first duly sworn, on oath by me deposes and says as follows:

My name is Johnnie Weaver . I am 68 years of age and reside in Shelby County, Alabama. I have been familiar with the possession, claim of ownership and use of the following described land for more than 50 years.

A parcel of land in Section 12, Township 21 South, Range 1 East, described as follows: Begin at the Southwest corner of the Northwest Quarter of the Northwest Quarter (NW, of NW) of said Section 12, run thence North 80 degrees East along the South boundary of Joe Newsome's property 1340.3 feet; run thence East 420 feet to the East side of the Old Montgomery Road; run thence Morth 16 degrees East along said road 200 feet; run thence South 70 degrees run thence North 56 degrees East 84 feet; run thence North 24 degrees East 561 feet; run thence North 87 degrees East 243 feet to the North and South median line of said Section 12; run thence South along said median line 2541.4 feet; run thence South 87 degrees 30 minutes West 911 feet to the Southeast corner of Chet Templin property; run thence North 10 degrees East 960 feet; run thence per North 20 degrees East 810 feet; run thence South 60 degrees West 825 feet to the Old Montgomery Road at a point near an oak tree; run thence South 16 degrees West along said road 200 feet; run thence West 210 feet; run thence South 16 degrees West 420 feet; run thence West along the North boundary of. Ward Ray's property 1098 feet more or less to the West boundary of said Section 12; run thence North on Section line 1073 feet to point of beginning, situated in Shelby County, Alabama, less and except three tracts or parcels of land as described in deed from Clarence Hebb and wife Louise Hebb to Lavert William Hobbs and wife Frances Lucille Hobbs as recorded in Deed Book 185, page 134, dated February 2, 1957, and deed from Clarence Hebb and wife Erances Louise Hebt to Weaver W. Vansant as shown of record in Deed Book 207, page 493 dated Movember 1, 1958, and also deed from Clarence Hebb and wife Louise Hebb to Wohn W. Boyles and wife Jimmie Lou Boyles dated November 1, 1958 as shown of record in Deed Book 207, page 495 in the Office of Judge of Probate, Shelby County, Alabama.

I know that more than 50 years ago this land was in the possession of J. R. Taylor. Ruth C. Depositer and George Depoister succeeded J. R. Taylor in possession of this land about 1915 or 1916. Preston Marion Cannon succeeded Ruth C. Depoister and husband in possession of this land and later gave up possession in favor of Mary Elizabeth Cannon. M. F. Taylor, also known as Frank Taylor, succeeded Mary Elizabeth Cannon in possession of this land and later gave up possession in favor of Clarence Hebb about 1950.

I know that Clarence Hebb and his predecessors in title have been in possession of this land for more than 50 years and their possession has been open, actual, continuous, exclusive, notorious and hostile under claim of ownership for more than 50 years; they have assessed this land for taxes and paid the taxed due for this period of time.

Since I have been familiar with this land, Clarence Hebb and his predecessors in title have cultivated portions of this land in cotton, corn and oats, etc., fenced and crossed fenced portions of this land and kept livestock used in general farming, cut and disposed of merchantable timber and cut other timber and used for heating and cooking. Then Preston Marion Cannon took possession of this land there were three dwellings located thereon. Preston Marion Cannon and M. F. Taylor did not reside on this particular land but had tenants residing thereon while they were in possession. This was a part of a larger tract of land claimed by Preston Marion Cannon and M. F. Taylor. Ruth C. Depoister and husband did reside in one of the three dwellings that stood on this land. Two of the dwellings were wrecked and desposed of and the other dwellings burned down. Clarence Hebb rebuilt a dwelling where the one stood that burned and has resided on this land until the present time. All other usual and normal acts of possession consistent with the nature of this land has been exercised by those mentioned above.

I know of no person or persons claiming any right to or disputing the possession of this land under claim of ownership by Clarence Hebb or his predecessors in title for a period of more than 50 years.

Colmie Weaver

Sworn to und subscribed before me this 19 day of august, 1966

otary Fublic - State at Large

Tract "o. 109 Clarence Hebb

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

10-18 1966

RECORDED & \$___MTG. TAX

\$___DEED TAX HAS BILIN PD. ON THIS INSTRUMENT.

JUDGE OF PROBATE