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STATE OF ALABAMA)

SHELBY COUNTY)

Before me, the undersigned authority, a Notary Public in and for said County and State, personally appeared CLARENCE EUSTUS HARTSFIELD, who, after being by me first duly sworn to speak the truth, deposes and says as follows:

- My name is Clarence Eustus Hartsfield and I am 65 years of age. I presently reside at Sterrett, Alabama. I have been familiar with the occupation, use, and possession of the hereinafter described property for a period in excess of 50 years, to-wit:

The NW¹/₄ and NW¹/₄ of NE¹/₄, Section 3, Township 19 South, Range 1 East. Minerals and Mining Rights Excepted
Also NW¹/₄ of NW¹/₄; S¹/₂ of NW¹/₄; S¹/₂ of NE¹/₄; N¹/₂ of SE¹/₄; SW¹/₄ of SE¹/₄ and SW¹/₄ of Section 4, Township 19 South, Range 1 East.

I am one in the same person as Eustus C. Hartsfield, the grantee in that certain deed dated May 17, 1924, and recorded in Deed Book 172, page 276, in the Probate Records of Shelby County, Alabama, in which said deed L. W. Hartsfield and S. F. Hartsfield deeded to me the NW¹/₄ of SE¹/₄ of Section 4, Township 19 South, Range 1 East, Shelby County, Alabama. The property conveyed by said last mentioned deed was the property of my father and he had been in possession of the same for more than 10 years before the execution of said deed to me on May 17, 1924. In 1914, my said father built several houses on said NW¹/₄ of SE¹/₄ of said Section 4, Township 19 South, Range 1 East, for the purpose of housing mill workers working at the sawmill on adjacent lands. Immediately after the houses were constructed on said forty in 1914, my father and his employees cut and cleared the timber on said NW¹/₄ of NE¹/₄. All of the timber was cleared and cut from said property by no later than 1915. After the property was cleared of the timber in about 1915 my father cultivated a portion of said forty consisting of approximately 10 acres of land. Said 10 acres of land was cultivated and crops such as corn grown thereon for each and every year from the time said timber was cleared up to and including the crop season of 1922. My mother, S. F. Hartsfield, died in 1923 and shortly after her death we moved away from the vicinity of said NW¹/₄ of SE¹/₄. Actually, my said father, L. W. Hartsfield, remained in the actual, exclusive, adverse, notorious, hostile, continuous and open possession of said NW¹/₄ of SE¹/₄ up to and including the time the property was deeded to me, as aforesaid on May 17, 1924. Immediately after the execution of said last mentioned deed on May 17, 1924, I went into the actual, exclusive, adverse, notorious, hostile, continuous and open possession of said property and so remained in possession up to the time I sold said property to James Albright as agent for the estate of S. J. Albright on October 7, 1929,

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by deed recorded in Deed Book 172, page 264, in the Probate Records of Shelby County, Alabama. I was a single man and unmarried at the time of the execution of the last referred to deed. Said James Albright remained in the actual, exclusive, notorious, adverse, hostile, continuous and open possession of the same up to the time of his death on June 9, 1948, in Montevallo, Shelby County, Alabama. About 1935 said James Albright sold the timber off of said NW $\frac{1}{4}$ of SE $\frac{1}{4}$ to Belcher Lumber Company and the said timber thereon was completely cut at approximately that time. For the more than 50 years I have known the occupation, use, and possession of said NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 4, Township 19, Range 1 East, the same has been in the continuous, exclusive, notorious hostile, adverse and open possession of the heirs of James Albright and S. J. Albright affiant, and affiant's father, L. W. Hartsfield. I have never heard the title of the present said owners or any of the predecessors in title hereinabove named questioned or disputed in any way.

During the time I have known the occupation, use, and possession of the first above described property I have never known any portion thereof to be possessed or claimed by J. W. or A. M. Hamilton. Neither W. L. Mathis nor wife Iona Mathis, mortgagors in that certain mortgage dated April 23, 1924, and recorded in Mortgage Book 136, page 283, in the Probate Records of Shelby County, Alabama, have ever asserted any right, claim, or interest in and to any of the first above described property or been in possession of the same or any part thereof. Neither George W. Mark nor any of his heirs or persons claiming under him have asserted any right, title, or interest in and to any of the first above described property during the more than 50 years I have known the occupation, use, and possession of the same and none of said persons have had possession of any portion of said property during said time.

C. E. Hartsfield
C. E. Hartsfield

Sworn to and subscribed before me
this 23rd day of January, 1967.

Francis Warren
Notary Public

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED
1967 FEB - 7 PM 3:14
U.C.C. FILE NUMBER OR
REC. BK. & PAGE AS SHOWN ABOVE
C. E. Hartsfield
JUDGE OF PROBATE

