

5043

STATE OF ALABAMA

SHELBY COUNTY

Before me, a Notary Public in and for said County and State, personally appeared B. E. McClanahan, who is known to me, and who being by me first duly sworn, deposes and says as follows:

My name is B. E. McClanahan. I am 88 years of age and am sometimes called Bonsie McClanahan. My wife is Lula B. McClanahan and I have lived in Columbiana, Alabama, for the past 88 years.

My father, who was Barney McClanahan, died about 1900, and my mother, who was Mollie McClanahan, died about 1913.

My said father formerly owned some property at or near Columbiana, having received title to said property by deed dated December 20, 1880, said deed having been recorded in Deed Book 14 at page 324, Office of Judge of Probate of Shelby County, Alabama. I still have said original deed in my possession, and said original deed does show my said father's name to have been Barney McClanahan and not Barry McClanahan.

My said father had only five children ever born of him, namely, myself, B. E. McClanahan; my sister, Mattie Schultz, who is a widow; Annie McClanahan, John McClanahan, and Alice McClanahan. Said Annie McClanahan, John McClanahan, and Alice McClanahan each died many year ago--neither said Annie McClanahan, John McClanahan, nor Alice McClanahan were ever married, and neither ever had any children, each of said Annie McClanahan, John McClanahan, and Alice McClanahan, having died as children. My said sister, Mattie Schultz, and I, are the only children of my father who ever reached maturity.

After my father's death, my said sister, Mattie Schultz, and I, divided my said father's property, my deed from Mattie Schultz having been recorded in Deed Book 49 at page 639, Office of Judge of Probate of Shelby County, Alabama. The property which my wife and I conveyed to Charles Howard Horton and Mary Ella Horton on April 6, 1959, as shown by deed Book 203 at page 558, Office of Judge of Probate of Shelby County, Alabama, was intended to have been a portion of the land which my said sister conveyed to me by said deed recorded in Deed Book 49 at page 639. Both my said sister and I intended, at the time when we divided my father's property and when my said sister

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her interest in
executed the said deed to me, that my said sister was conveying/said property
to me. Said Mattie Schultz has never claimed any interest in said property
since she executed said conveyance to me which is recorded in Deed Book 49
at page 639, and of course I would not have conveyed said property to Charles
Howard Horton and Mary Ella Horton if I were not the owner of said property.

B. E. McClanshan

B. E. McClanshan

Sworn to and subscribed before me

this 12th day of June 1967.

[Signature]

Notary Public

STATE OF ALA., SHELBY CO.,
I CERTIFY THIS INSTRUMENT
WAS FILED ON 1:30 pm
6-12 1967

RECORDED & \$ — MTG. TAX

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

Conrad M. Fowler
JUDGE OF PROBATE