

6250

STATE OF ALABAMA
SHELBY COUNTY

Before me, L. E. Parker, a Notary Public in and for the State of Alabama at Large, personally appeared Elven Spates, who is known to me and after first being duly sworn, deposes and says as follows:

My name is Elven Spates. I am 60 years of age and reside in Shelby County, Alabama in the vicinity of the land described hereinbelow. I have been familiar with this land and have known its possessors all during the past 40 years or more. This land is best described as:

TRACT NO. 370

22 acres on each side of Fraction "E", Section 29, Township 19 South, Range 3 East, and 18 acres on the south end of West Half of Northwest Quarter of Fractional Section 28, Township 19 South, Range 3 East, less one acre in Northeast corner of said tract (which will be Tract No. 509), situated in Shelby County, Alabama, which is owned by Clyde Glaze.

TRACT NO. 509

One acre in the Northeast corner of the following described land, viz: Twenty-two acres on the east side of Fraction E, Section 29, Township 19 South, Range 3 East, and eighteen acres on the south end of the West Half of the Northwest Quarter of Section 28, Township 19 South, Range 3 East, leaving thirteen and one-half acres, more or less, on the north end of said West Half of the Northwest Quarter (W 1/2 of NW 1/4) of said Section 28, Township 19 South, Range 3 East, Shelby County, Alabama, which is owned by Frank Head, Wales W. Wallace, Jr., and James H. Sharbutt, except that part previously conveyed to Alabama Power Company.

I know that in about 1925 all of the above described land was in the possession of Clyde Glaze who claimed title thereto. The said Clyde Glaze has continued as possessor and title claimant of all this land except 1 acre (Tract #509) from about 1925 up until the present time. In about 1958 the said Clyde Glaze conveyed a one acre parcel (Tract #509) of this land and relinquished his possession to Frank Head, Wales W. Wallace, Jr., James H. Sharbutt and Karl C. Harrison. The said Karl C. Harrison quit claimed away his record interest, leaving the said Frank Head, Wales W. Wallace, Jr., and James H. Sharbutt as joint possessors and title claimants of all this one acre tract of land except for that part previously conveyed to Alabama Power Company.

I know that Clyde Glaze has been in the actual, continuous and exclusive possession of all the land described hereinabove for more than 40 years except for the one acre sold off to Frank Head, et al, in about 1958 the time his possession terminated to this acre (Tract No. 509). Clyde Glaze's possession of this land has been visible, open, hostile and notorious. He has assessed his land for taxes and has paid the taxes due thereon.

I know that Frank Head and his co-owners of the one acre tract described hereinabove as Tract No. 509 have been in the actual, continuous and exclusive possession of their respective parcel of land and have held this land openly, hostilely and notoriously. They have assessed their parcel of this land for taxes and have paid the taxes due thereon.

I know that the above described one acre parcel of land (Tract 509) has been set aside as a river cottage lot since its division from the Glaze lands. The Clyde Glaze lands (Tract 370) has been used as a farm homelace. Clyde Glaze has maintained a trailer on this land as a dwelling. He has constructed the necessary outbuildings on this land, has dug a well, installed a water system and sewage system and boat dock on this land. A portion of this land has been used in years past for the cultivation of major crops of cotton and corn. Other portions have been fenced and cross-fenced with livestock kept within. I know that Clyde Glaze, Frank Head and his co-owners have exercised every other act necessary to the peaceful use and enjoyment of their respective lands as was consistent with the nature of the land. The said Clyde Glaze has granted power line easements across portion of these lands and has successfully defended his rights to the use of a road into this land in court.

I know of no person or persons claiming any right to the hereinabove described lands adversely to the herein named owners and their predecessors in title during the past 40 years nor have I known of any person or persons disputing the possession of these lands by the respective owners during this same period of time.

I know that there has been some deeds, mortgages and other instruments executed by adjacent land owners that did not describe the intended lands clearly or tended to cast a cloud on the title of the said Clyde Glaze to the hereinabove described lands but I know that the corners and boundary lines of the above described parcels of land are firmly established and are recognized through this vicinity and there has been no dispute between the said present owners of Tract 370 and Tract 509 and their adjacent land owners.

I know that no person other than Clyde Glaze and his successors in title to the above land have been in possession of any portion of this land. I know that J. F. McGraw, S. F. McGraw, Signa W. McGraw, R. T. McGraw, James C. McGraw, Peggy M. Taylor or Barnes Taylor, Jr., have not been in possession of any portion of the hereinabove described land during the past 40 years or more.

I know that Clyde Glaze is one and the same person as Clide Glaze and Edward C. Glaze.

Elinor Boster

Sworn to, and subscribed before me
this 12th day of July, 1967.

[Signature]
Notary Public - State at Large

Tract No. 370 - Clyde Glaze

Tract No. 509 - Frank Head, et al

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED
67 AUG 22 AM 9:35
U.C.C. FILE NUMBER OR
BOOK PAGE AS SHOWN ABOVE
Chas. F. Smith