

STATE OF ALABAMA
SHELBY COUNTY

8-36

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

My name is **Albert Datcher**. I am 60 years of age and reside in Shelby County, Alabama. I have been familiar with the land described hereinbelow and have known its possessors for more than 40 years. This land is best described as:

All that part of the South Half of Southwest Quarter (S $\frac{1}{2}$ of SW $\frac{1}{4}$) of Fractional Section 17, Township 19, South, Range 3 East that lies west of Coosa River; situated in Shelby County, Alabama.

I know that Wade H. Jones had been in the possession of all the above described land and other lands under the claim of title for several years prior to his death in about 1923. Later that same year the heirs of the said Wade H. Jones conveyed this portion of land to Ada J. Hundley, a daughter of the said Wade H. Jones. The said Ada J. Hundley continued as possessor and title claimant from about 1923 until in about 1955 when she and her husband Ashberry Jones, whom she had subsequently married, deeded this land to G. C. Thompson who moved into immediate possession thereof. G. C. Thompson deeded this land to his son, Fred H. Thompson and daughter-in-law, Betty Jo Thompson, in about 1955. The said Fred H. Thompson and Betty Jo Thompson have continued as possessors under the claim of title from the date of their deed up until the present time. (There was a swapping of deeds between Fred H. Thompson and G. C. Thompson between 1955 and 1957 for the purpose of securing a Federal Land Bank mortgage for improvements). However, the possession of the said Fred H. Thompson and Betty Jo Thompson was not interrupted.

I know that Fred H. Thompson, Betty Jo Thompson and their predecessors in title have been in the actual, continuous and exclusive possession of the hereinabove described land for more than 40 years. Their possession has been visible, open, hostile and notorious. They have assessed this land for taxes and have paid the taxes due thereon.

I know that Fred H. Thompson, Betty Jo Thompson and their predecessors during the past 40 years have constructed a dwelling house, barn and other necessary outbuildings on portion of this land. They have built fences and cross-fences and have kept live-stock therein and they have used this land as security for mortgages. The Thompsons have operated a pony ranch on portion of this land, they have planted field crops, gardens, flowers and trees on this land and have exercised every other act necessary to the peaceful use and enjoyment of this land as was consistent with the nature of the land.

I know of no person or persons disputing the possession of this land by Fred H. Thompson, Betty Jo Thompson and their predecessors during the past 40 years. Nor have I known of any person claiming any right to the hereinabove described land or exercising any act that would adversely affect the title of the said Thompsons.

I more specifically know that A. D. Heath, Allie Nichols, J. A. Nichols, Marion S. Smith, J. C. Elliott, their spouses, heirs or assigns have not exercised any possession, act or claim of interest in the hereinabove described land during the past 40 years or more.

I know that Flora Jones is deceased.

I know that Maude C. Smith the wife of Marion S. Smith is deceased.

I know that M. C. Elliott is deceased.

Albert Datcher

Sworn to and subscribed before me
this 19th day of September, 1967.

[Signature]
Notary Public - State at Large

Tract No. 397
Fred H. Thompson and Betty Jo Thompson

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED
1967 NOV 13 AM 10:27
U.C.C. FILE NUMBER OR
REC. BK. & PAGE AS SHOWN ABOVE
Conrad J. [Signature]
JUDGE OF PROBATE