

(Date in 1967)

8-31

STATE OF ALABAMA  
SHELBY COUNTY

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

My name is W. O. Pate. I am 70 years of age and reside in Shelby County, Alabama. I have been familiar with the land described hereinbelow and have known its possessors during the past 30 years. This land is best described as:

Northwest Quarter of Southeast Quarter (NW<sup>1</sup>/<sub>4</sub> of SE<sup>1</sup>/<sub>4</sub>) of Section 11, Township 2<sup>1</sup>/<sub>4</sub> North, Range 15 East less and except 8 acres off of the South end, situated in Shelby County, Alabama.

I know that in about 1936, the hereinabove described land was in the possession of G. W. Pate who claimed title thereto. In about 1937 the said G. W. Pate conveyed this land by deed to Valma Hope Bensen who continued as possessor and title claimant until in about 1944 when she conveyed this land to Rosa Hope who moved into actual possession of this land. In about 1947, the said Rosa Hope conveyed this land by deed and relinquished her possession to Earmon Connell who has been the actual possessor and title claimant since the date of his deed up until the present time. Earmon Connell's actual possession and claim of title has continued for over 20 years.

I know that Earmon Connell and his predecessors in title have been in the actual, continuous and exclusive possession of the hereinabove described land for more than 30 years. Their possession has been visible, hostile, open and notorious. They have assessed this land for taxes and have paid the taxes due thereon.

I know that Earmon Connell and his predecessors in title during the past 30 years have constructed a dwelling house, barn and other necessary outbuildings on portions of this land. They have fenced and cross-fenced portions of this land and have kept livestock therein. They have dug wells, planted crops and gardens on portions of this land and have used this land as a farm family homeplace. They have exercised every other act necessary to the peaceful use and enjoyment of the hereinabove described land.

I know of no person or persons claiming any right or interest in the hereinabove described land adversely to Earmon Connell during the past 30 years nor have I known of any persons disputing the possession of this land or any part thereof by Earmon Connell and his predecessors in title during the past 30 years or more.

I know that Earmon Connell is actually in possession of the hereinabove described land and this is land that is known to have belonged to Charles M. Carden and later John M. Grimes and is a portion of the Northwest Quarter of Southeast Quarter (NW<sup>1</sup>/<sub>4</sub> of SE<sup>1</sup>/<sub>4</sub>), Section 11, Township 2<sup>1</sup>/<sub>4</sub> North, Range 15 East, Shelby County, Alabama. A portion of the hereinabove described land was conveyed to Alabama Power Company in about 1965 by Earmon Connell to be included in their Lay Dam Raise Project and will be within the lake.

W. O. Pate

Sworn to and subscribed before me this 18th day of October, 1967.

[Signature]  
Notary Public - State at Large

Tract No. 150 - Earmon Connell

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  
Carnell J. [Signature]  
JUDGE OF PROBATE

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