

STATE OF ALABAMA

SHELBY COUNTY

1375

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

My name is Myrtle Warren, and my address is Columbiana, Shelby County, Alabama.

I have been familiar with the ownership and possession of the following described property for the past 30 years:

Commence at the NW corner of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 36, Township 21 South, Range 1 West; thence run North along the West line of SE $\frac{1}{4}$ of NW $\frac{1}{4}$, a distance of 143.98 feet to a wire fence and the point of beginning; thence turn an angle of 90 deg. 32 min. to the left and run a distance of 1.85 feet to the East R.O.W. line of the Columbiana-Shelby Highway; thence turn an angle of 95 deg. 10 min. to the left and run along said R.O.W. line a distance of 336.14 feet to the P.C. of a curve; thence run along the arc of said curve (whose delta angle is 8 deg. 21 min. to the left, tangent distance is 136.49 feet, radius is 1873.58 feet, and length of arc is 273.00 feet) to the P.T. of said curve; thence continue along said R.O.W. line tangent a distance of 90.40 feet to the P.C. of a curve; thence run along the arc of said curve (whose delta angle is 16 deg. 36 min. to the left, tangent distance is 133.56 feet, length of arc is 265.26 feet, and radius is 915.55 feet) to the P.T. of said curve; thence run along a tangent a distance of 122.20 feet; thence turn an angle of 90 deg. 00 min. to the right and run a distance of 10.00 feet; thence turn an angle of 90 deg. 00 min. to the left and run a distance of 184.60 feet; thence turn an angle of 90 deg. 00 min. to the left and run a distance of 10.00 feet to the P.C. of a curve; thence turn an angle of 90 deg. 00 min. to the right and run along the arc of said curve (whose delta angle is 13 deg. 28 min. to the right, tangent distance is 140.12 feet, length of arc is 278.95 feet, and radius is 1186.85 feet) to the P. T. of said curve; thence continue along said R.O.W. line on a tangent a distance of 68.00 feet; thence turn an angle of 74 deg. 05 min. to the left and run a distance of 270.10 feet; thence turn an angle of 105 deg. 48 min. to the left and run a distance of 803.00 feet; thence turn an angle of 2 deg. 00 min. to the left and run a distance of 790.20 feet; thence turn an angle of 71 deg. 30 min. to the left and run a distance of 260.00 feet to the point of beginning. Situated in Section 36, Township 21 South, Range 1 West, Shelby County, Alabama, according to survey of Frank W. Wheeler, Registered Land Surveyor, dated October 12, 1968.

G. C. McDonald, now deceased, was my father, and Leona McDonald, now deceased, was my mother. My said father and mother

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bought and went into possession of the above described property, together with other property, under warranty deed of May, 1939, and lived and resided thereon continuously for a period of ____ years. Since their respective deaths, my brother and sisters and I have been the owners of said property.

It has been called to my attention that the public records in the Office of the Judge of Probate of Shelby County, Alabama, in Deed Book 248, page 339, show a transmission line permit to the Alabama Power Company purportedly covering the SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 36, Township 21 South, Range 2 West, granted by Jack Singer and wife, Susan Singer, in 1967. The description contained in said transmission line permit is obviously erroneous, insofar as it pertains to the above described property, as said Jack Singer and wife, Susan Singer, have never owned or possessed the above described property, nor any part thereof.

Neither have Granville B. McLeod, Lela McLeod, J. S. Dilburn, Thomas A. McLeod, John S. McClannahan, Arthur McClannahan, Susie E. Miller, Ledora McClannahan, Walter McClannahan, Mary Elizabeth Wisdom, Prince Ellis, Ernestine Ellis, Maud Moore Dilburn, nor any other person other than said G. C. McDonald and Leona McDonald, and their successors in title, owned, claimed, or possessed the above described property, or any part thereof during the time I have been familiar with said property, as aforesaid. The above listed persons apparently at one time may have had some interest in a portion of property situated in the Southeast corner of the NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 36, Township 21, Range 1 West, which is not included in the above described property. There has never been any dispute as to the land line locations of the above described property, to my knowledge.

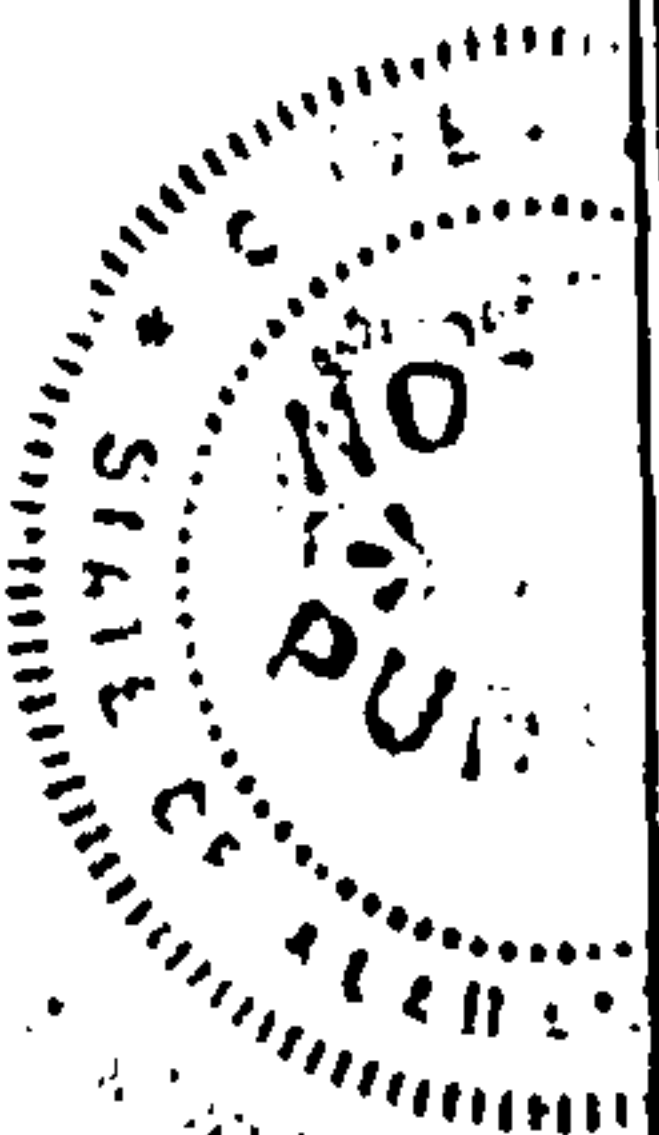
The public road leading from Columbiana to Shelby was widened and paved about 1951, and the right of way of the presently existing paved road, as it borders the above described property, contains all of the old road, as said old road existed before it was paved, as aforesaid.

I know of my own personal that said G. C. McDonald and wife, Leona McDonald, and their successors in title, as designated above, have been in the open, continuous, notorious, undisturbed, peaceable, exclusive, hostile, actual adverse possession of all of said property since May, 1939, and until the present date.

Myrtle Warren

Sworn to and subscribed before me
this 1st day of February, 1969.

Willie A. Hunt
Notary Public



STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED
1969 FEB -1 AM 11:21
U.C.C. FILE NUMBER OR
REC. BK. & PAGE AS SHOWN ABOVE
Carole McDonald
JUDGE OF PROBATE