

4675
State of Alabama

Shelby County

Before me, the undersigned authority in and for said County in said State, personally appeared John C. McDade, who, after being by me first duly sworn to speak the truth, deposes and says:

My name is John C. McDade. I am 57 years of age and have lived in and around Alabaster and Saginaw all my life. I am well acquainted with the hereinafter described land:

A part of the NE $\frac{1}{4}$ of SW $\frac{1}{4}$ Section 36 Township 20 South, Range 3 West, described as follows: Commencing at the NE corner of the NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 36 and run South 2 deg. East a distance of 194 feet to the point of intersection with the Harpersville Public road for point of beginning; thence continue South 2 deg. 0 min. East a distance of 903.5 feet; run thence North 71 deg. 40 min. West a distance of 476 feet more or less to the point of intersection of the Harpersville Public road; run thence North 24 deg. East 268 feet; run thence North 31 deg. East a distance of 595 feet to point of beginning.

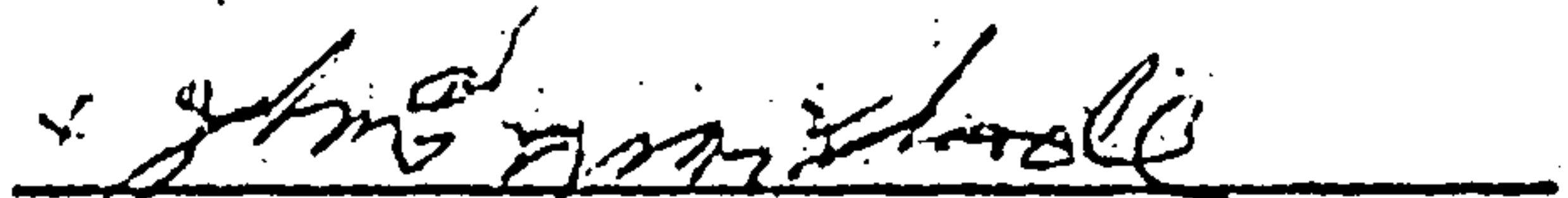
Excepting Highway right of way.

It has been called to my attention that my wife and I executed a mortgage to Beneficial Finance Company on March 19, 1965, for the sum of \$1224.00 covering 3 acres in the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 36, Township 20, Range 3 West. My wife does own 3 acres of land situated in said 40 acres but it is located Northwest of the Simsville paved road and is across said road from the position of the above described land which is owned by Henry and Lizzie Peoples. At no time have either I or my said wife claimed any interest in the said land owned by Henry and Lizzie Peoples. Said mortgage mentioned above was paid soon after it was made and should have been satisfied before this time.

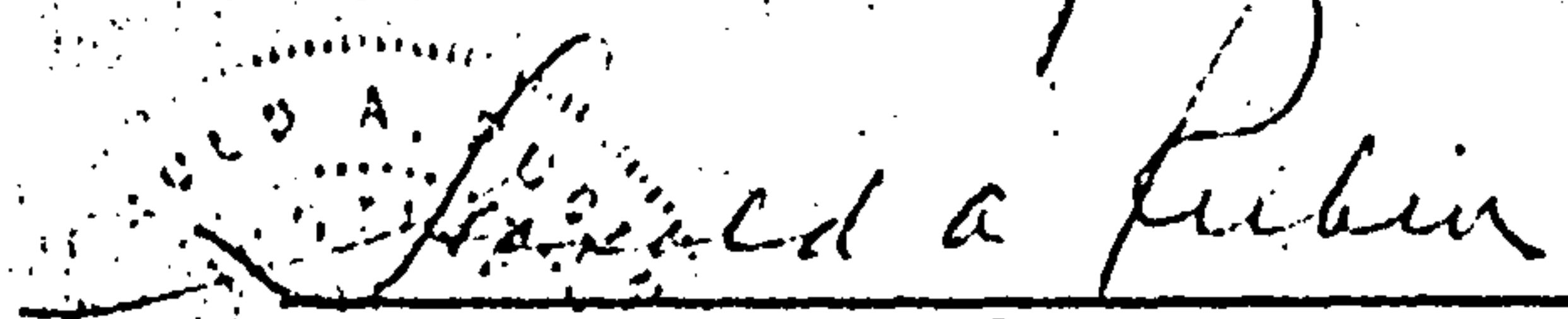
I have known said Henry and Lizzie Peoples' land for a long time and recall when they purchased it in 1950. They went into immediate possession of said land and built a small 4 room house on it and lived in that house until some 6 or 7 years ago when they built a new house on said land and have lived in both of said houses continuously until this date. They have also cultivated a garden on portions of said land each and every year until this very day. Some 6 or 7 years ago, they sold timber to Mr. Kimbell Fulton.

I understand there was a defect in the original deed to Henry and Lizzie Peoples, also known as L. C. Peoples, and that this deed was corrected on April 27, 1956 when Henry Johnson made a new deed to Henry and Lizzie Peoples which deed is recorded in Deed Book 179, page 447 in the Probate Office of Shelby County, Alabama. I also understand that since the date of said deed, that Henry and Lizzie Peoples have gotten a deed dated June 21, 1966, from John W. Hardy

and wife, Elize ~~Hardy~~ _____ Hardy covering said land. I know that the Peoples have been in possession of said land since they purchased it and neither Mr. Ray Thornton nor anybody else has been in possession of said land since they purchased it. They have assessed it and paid taxes on it since they bought it.


John C. McDade

Sworn to and subscribed to before me on
this the 19th day of August - 1969.


Notary Public

State of Alabama

Shelby County

Before me, the undersigned authority in and for said County in said State, personally appeared Alice Ferguson, who, after being by me first duly sworn to speak the truth, deposes and says:

My name is Alice Ferguson. I am 79 years of age and have lived in and around the Alabaster community for the past 38 years and have all along been well acquainted with the land described in the attached affidavit made by John C. McDade. I have read this affidavit and know the same to be true and correct.

x Alice Ferguson
Alice Ferguson

Sworn to and subscribed to before me on this the 5th day of August, 1969.

Harold A. Rubin
Notary Public

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State of Alabama

Shelby County

Before me, the undersigned authority in and for said County in said State, personally appeared Annie C. McDade, who, after being by me first duly sworn to speak the truth, deposes and says:

My name is Annie C. McDade. I am 50 years of age and have lived in and around the Alabaster community for the past 50 years and have all along been well acquainted with the land described in the attached affidavit made by John C. McDade. I have read this affidavit and know the same to be true and correct.

Annie C. McDade
Annie C. McDade

Sworn to and subscribed to before me on
this the 27th day of August, 1967.

James A. Rubin
Notary Public



STATE OF ALA. SHELBY CO.
CERTIFY THIS
INSTRUMENT WAS FILED
1967 SEP 23 PM 2:37
U.C.C. FILE NUMBER 67
REC. BK. 2 PAGE 13 SHOWN ABOVE
JUDGE OF PROBATE
Dorothy J. [illegible]