

4426

State of Alabama
County of Jefferson.

Before me the undersigned authority in and for said County and state personally appeared Whit Windham who after being by me duly sworn depose and say:

That I am a resident of Jefferson County Alabama residing at ~~4027~~ 4027 Montevallo Rd. in the City of Mountain Brook. That about the first part of January 1958 I bought from Clare B. Smith of Birmingham Alabama some lands.

lying in the S $\frac{1}{2}$ of NW $\frac{1}{4}$ of Sec. 19 T $\frac{17}{2}$ R $\frac{2}{2}$ E along with some other property in St Clair County together with some contiguous property lying in Shelby County Alabama. I visited frequently from month to month a year to year not only the lands I had bought but the neighboring lands which included the lake and surrounding properties owned by John Hillhouse I. B. Feagin and A. E. Howells which property is described as follows:

" The West 330 feet of the NE $\frac{1}{4}$ of SE $\frac{1}{4}$; east 990 ft of the NW $\frac{1}{4}$ of SE $\frac{1}{4}$; West $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ E $\frac{1}{2}$ of SW $\frac{1}{4}$ of NE $\frac{1}{4}$ all located in Section 25 Township 17 Range 1 East Shelby County Alabama and also all the land upon which is situated the lake that lies partly in Section 24 and Section 25 in said Township 17 Range 1 East Shelby County Alabama. and also the land around said lake above described for a distance of 200 feet from the high water line of said lake, all of said property being located in Township 17 Range 1 East Shelby County Alabama: also all easements, appurtenant to the above

Whit Windham

described property, all of said lands above described and easements being more particularly described in that certain warranty deed recorded in Book 193 Page 151 in the Probate Office of Shelby County Alabama.

My recollection being that the lake sits lies in an adjoining forty to ~~some~~ one I purchased. ~~and~~ after purchasing my lands I visited ~~and walked~~ the lake properties ~~and walked~~ ~~over the~~ and tenant house that was on the Hillhouse lands. My visiting and walking over the lands was not an occasion as this was many times every month for years. I laid out planned and built a road ^{to the public} with others over lands which I had bought ^{and also} which ran about 3 miles and in connection with the road project I visited and talked with many people in the community. A copy of this Plat of the road was filed for record and recorded in Book 203 Page 169 on Aug 3 1959 in the Probate Office of Shelby County Alabama. In my work on the road project I did not personally ~~talk~~ contact any of the ^{of the lake property} owners ^{except} and ^{and contacts} Hillhouse. During the time I talked with many people in the area and never heard any dispute over the lake land and house since settlement of the law suit over the property which I had heard about. Hillhouse and the others owning the lake property ~~then~~ had various tenants living in the tenant house during the time I visited the properties.

Whit Wind Tramm

Given under my hand and seal the 15th day of September 1970
Kerry L. Lang
Notary Public

Whit Wind Tramm

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED

SEP 30 AM 9:43