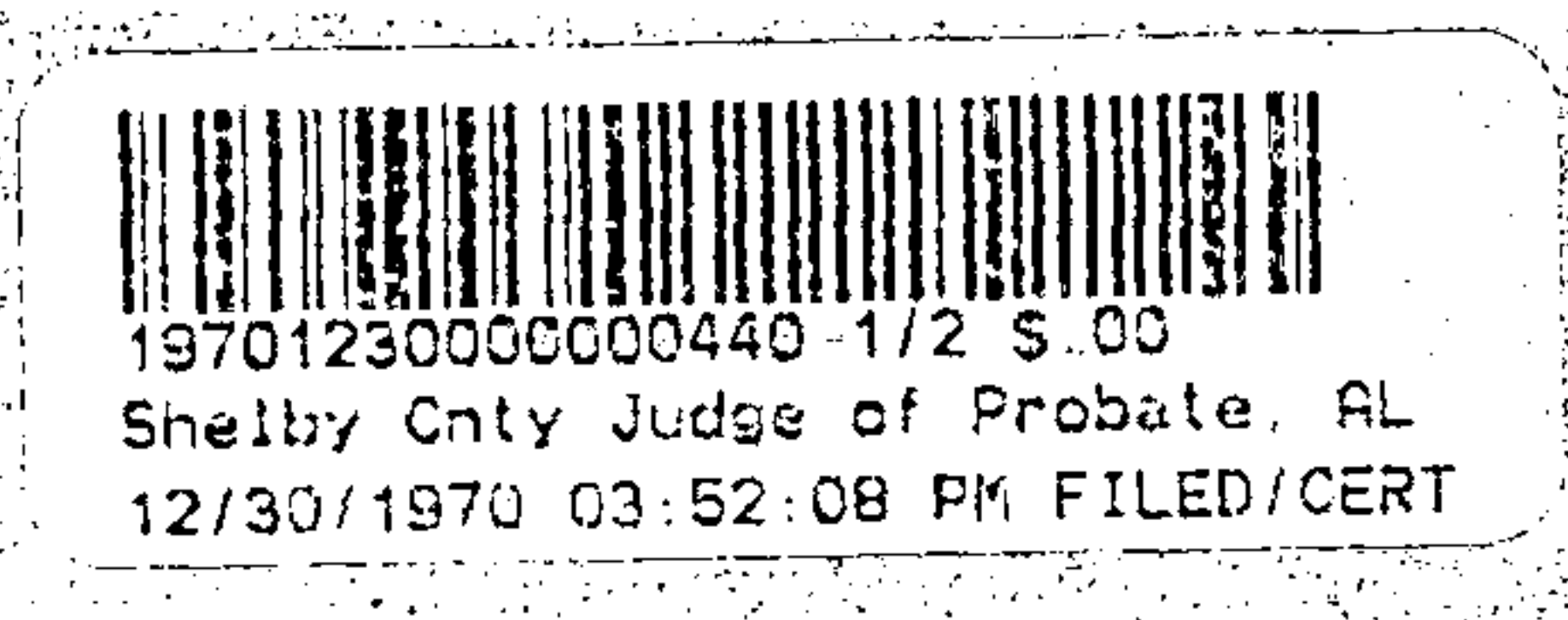


115-4



STATE OF ALABAMA)

COUNTY OF JEFFERSON)

Before me, the undersigned authority, a Notary Public in and for said County, in said State, personally appeared DOROTHY JEAN HOWTON, who, after being by me first duly sworn to speak the truth, deposes and says as follows:

My name is Dorothy Jean Howton and I am one and the same person for whom Paul D. Todd signed as attorney in fact in that certain deed to Marvin James Turner and wife, Linda Beck Turner which is recorded in the Probate Records of Shelby County, Alabama, in Deed Book 261, page 361. I have been familiar with the occupation, use and possession of the property conveyed to Mr. and Mrs. Turner by the aforesaid deed for a period in excess of twenty-five years.

At one time Martha V. Todd conveyed a portion of the property in question to Mrs. Jack Angel by deed dated February 14, 1952, and recorded in Deed Book 151, page 231, in the Probate Records of Shelby County, Alabama. Mrs. Jack Angel, who was the grantee in the last mentioned deed, is and was one in the same person as Mary Elizabeth Howton, the grantee in that certain quitclaim deed executed by A. B. Baxley and wife, Jewel Baxley which is recorded in Deed Book 238, page 319, in the Probate Records of Shelby County, Alabama. At various times Mary Elizabeth Howton would sign as "Mary Elizabeth Howton" and as "Mrs. Jack Angel". Mary Elizabeth Howton was at one time married to Jack Angel, who is deceased, and was also one time married to a man whose last name was Howton.

It has been called to my attention that Calera Lime Corporation purchased at foreclosure sale a portion of the property in question on December 31, 1940. The foreclosure deed is recorded in Deed Book 111, page 16, in the Probate Records of Shelby County, Alabama. During the more than 25 years I have known the occupation, use and possession of the property which was conveyed to Mr. and Mrs. Turner by the first mentioned deed above, neither Calera Lime Corporation nor any of their successors or assigns has been in possession of any part or parcel of said property and has never disputed or questioned the title of Mr. and Mrs. Turner, Dorothy Jean Howton, or Mary Elizabeth Howton, or Martha V. Todd, all predecessors in title to Mr. and Mrs. Turner. Also, during the more than 25 years I have known the occupation, use and possession of said property neither J. W. Stapp nor his wife, Annie Laurie Stapp has ever been in possession of any part or parcel of said property or asserted any right, title, or interest thereto.

During the last few years I have made extensive investigations concerning the property which was conveyed to Mr. and Mrs. Turner and have inspected all documents and maps which were available to me. I know of my own knowledge that Lot No. 366 according

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to the Farm Map of the Calera Land Company's property, as surveyed by G. B. Pickett, is one in the same property as is more particularly described as follows in the deed to Mr. and Mrs. Turner:

Beginning at the SW corner of the SW¹/₄ of the NE¹/₄ of Section 16, Township 22 South, Range 2 West, also described as the center of Section 16, Township 22 South, Range 2 West, then looking West along South line of said center of section, turn an angle of 90 deg. 56' to the right for a distance of 667.3 feet to a point of beginning; thence turn an angle of 89 deg. 05' 45" to the right for a distance of 653.66 feet; then turn an angle of 89 deg. 09' 30" to the left for a distance of 468.98 feet, then turn an angle of 90 deg. 49' 37" to the left for a distance of 653.29 feet, then turn an angle of 89 deg. 06' 37" to the left for a distance of 469.45 feet to point of beginning, also being a part of lot or tract No. 366, according to the farm map of Calera Land Company Property, excepted from the above described land, the right of way of W. S. 31 Highway South, and the right of way of the Louisville and Nashville Railroad as now located.

During the more than 25 years I have known the occupation, use and possession of the above described property and the entire property conveyed to Mr. and Mrs. Turner by the deed first aforesaid, the same has been in the continuous, exclusive, notorious, adverse, hostile possession of Marvin James Turner and wife, Lida Beck Turner, Dorothy Jean Howton, Mary Elizabeth Howton and Martha V. Todd, all predecessors in title to Mr. and Mrs. Turner. There has never been any disputes concerning the same with the possible exception of a boundary line dispute with John M. Faulkner or the heirs of John M. Faulkner.

Dorothy Jean Howton

Sworn to and subscribed before me
this 30th day of Dec, 1970.

David B. Evans
Notary Public

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED
1970 DEC 30 PM 3:52
U.C.C. FILE NUMBER CR
REC. BK. & PAGE AS SHOWN ABOVE
Cons. of Probate
JUDGE OF PROBATE

