

STATE OF ALABAMA)

SHELBY COUNTY)

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

My name is Vera Swann Harper. I am the daughter of Clarence Swann and Lucy Swann. My father, Clarence Swann, and my mother, Lucy Swann, are both deceased. They died more than two years ago without leaving a last will and testament and there was no administration of their estate. All debts and claims against their estates have been paid and there are no outstanding claims against the estates. My father died May 21, 1971, and my mother died April 27, 1973. At the time of my father's death, my mother and father were husband and wife. They were survived by four children, Vera Swann Harper, Eva Swann Swint, Gwendolyn Swann Parsons and James D. Swann, who are the sole heirs of Clarence Swann and Lucy Swann.

I have been familiar with the occupation, use and possession of the property as described in the survey of Charles H. Peay, Jr., Reg. No. 2552, dated April 10, 1976, for a period in excess of 20 years. In September of 1944, Melvin Kendrick and wife conveyed to my father that part of the Southeast Quarter of the Northeast Quarter of Section 2, Township 22 South, Range 4 West, lying South of the Tuscaloosa Road and containing 30 acres, more or less, mineral and mining rights excepted. Over the years, my aprents conveyed portions of this property to separate and several individuals. These conveyances are recorded in Deed Book 125, page 380, Deed Book 124, page 494, Deed Book 184, page 379, Deed Book 195, page 385, Deed Book 247, page 30, Deed Book 267, page 496, 498 and 500, in the Probate Records of Shelby County, Alabama. The remaining portion of that part of the Southeast Quarter of the Northeast Quarter, Section 2, Township 22 South, Range 4 West lying south of the Tuscaloosa Road which is currently owned by the Swann family and estate is described as follows:

PARCEL I - Beginning at the SE corner of SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 2, Township 22 South, Range 4 West; thence measure West along the South line of said Quarter and the South line of James Kitchens property 385.0 feet to the Southwest corner of said Kitchens property; said point being the true point of beginning of Lot 7; thence continue West along the South line of said Quarter 514.87; thence turn 90° 42' right and measure North 280.0 feet; thence turn 90° 42' left and measure West 156.0 feet; thence turn 90° 42' right and measure North 75.0 feet; thence turn 90° 42' left and measure West 60.0 feet; thence turn 90° 42' right and measure



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North 210.0 feet; thence turn $89^{\circ} 18'$ right and measure East 105.0 feet; thence $90^{\circ} 58'$ left and measure North 178.2 feet to the Southeast corner of the Joseph C. and Irene Parker lot; thence continue North along the East line of the said Parker lot 247.0 feet, more or less, to a point on the South right-of-way line of Shelby County Road No. 22; thence measure in a Northeasterly direction along the South right-of-way of said County Road along a curve to the right and left for 425.0 feet, more or less, to a point on the West line of the Milford and Gladys Dailey Property; then turn right and measure South along the West line of said Dailey lot for 185.0 feet, more or less, to the Southwest corner of the said Dailey lot; thence turn $92^{\circ} 10'$ left and measure easterly along the South line of the said Dailey lot and the South line of the Roy Parker lot for 210.0 feet to a point on the West line of the James Kitchens property; thence turn $92^{\circ} 10'$ right and measure South 875.0 feet to the true point of beginning. The area contained in lot 7 (Parcel I) described herein is 13.89 acres, more or less. LESS AND EXCEPT mineral and mining rights.

Parcel II - Beginning at the Southwest corner of Southeast Quarter of Northeast Quarter of Section 2, Township 22 South, Range 4 West; thence measure North along the West line of said Quarter a distance of 565.0 feet to a point, said point being the true point of beginning of said Lot 5; thence continue North a distance of 117.7 feet to a point; thence turn $77^{\circ} 45'$ right and measure in an easterly direction a distance of 316.39 feet to a point; thence turn $110^{\circ} 35'$ right and measure in a southerly direction a distance of 178.2 feet to a point; thence turn $90^{\circ} 58'$ to the right and measure in a westerly direction a distance of 315.0 feet to the true point of beginning. The area contained in Lot 5 (Parcel II) described herein is 1.07 acres, more or less. LESS AND EXCEPT mineral and mining rights.

It is the intention of the Swann children to convey the remaining Swann property located in the Southeast Quarter of the Northeast Quarter, Section 2, Township 22 South, Range 4 West to Maxwell Harper and wife, Jeannette Harper.

During the more than 20 years I have known the occupation, use and possession of the property described herein, the same has been in the continuous, notorious, adverse, hostile, exclusive possession of Clarence Swann and wife, Lucy Swann and there has never been any disputes whatsoever about the title to same.

Clara Swann Harper.

Sworn to and subscribed before me
this 21st day of May, 1976.

Paul J. Brown
Notary Public

Conrad M. Brown
JUDGE OF PROBATE

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED
1976 MAY 28 AM 8:49

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