

STATE OF ALABAMA
SHELBY COUNTY

19791022000137990 1/3 \$.00
Shelby Cnty Judge of Probate, AL
10/22/1979 12:00:00 AM FILED/CERT

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Before me, the undersigned authority in and for said County and State, personally appeared Hugh McDanal who is known to me and who being first by me duly sworn, deposes and says as follows:

My name is Hugh McDanal. I am 83 years of age and have lived in Shelby County, Alabama all of my life and have lived at my present address since 1910. I have all along been well acquainted with the hereinafter described land and the persons in possession of said land. Said land being described as follows:

SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Section 16, Township 21, Range 1 East,
Shelby County, Alabama.

One portion of the above described land is just one quarter of a
from
mile/where I live; and as mentioned above, I have lived there since 1910. From as far back as I can remember and from the talk in the community and including the deeds from my land, it is indicated that Hugh Stinson settled the above described land. I have been shown a copy of a deed dated October 24, 1882, and recorded in Deed Book 5, page 314 in the Probate Office of Shelby County, Alabama, from Hugh Stinson to his wife, Elizabeth Stinson, and his son, David Stinson. It is also common knowledge in the community that David Stinson, mentioned above, was deeded just about all of the land that Hugh Stinson had. He then conveyed certain portions of it to the other children of Hugh Stinson, who were David's brothers; and the above described forty acres became the property of George Stinson. I understand that Mr. T.C. Stinson has in the past paid the taxes on the place, but I know that he did not own the said land and that it belonged to George Stinson. I don't remember that George Stinson lived on it, but it is common knowledge in the community that a man by the name of "Clark" lived on the land and it is my understanding that he was a tenant of George Stinson. I also know that when I moved to my present homesite in 1910, the first Sunday morning I was there, I walked up on top of what I called a mountain, which is on the above described land, and the sage brush was as high as my head, and there were rock walls there to keep the land from washing. The rock walls that I saw on this land appeared to be thirty to forty years old.

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I also know of my own knowledge that George Stinson sold this land to W.H. Templin; his brother, L.M. Templin and his wife, and his sister, Zula Perry and her husband. I have been shown a copy of a deed/where W.H. Templin, L.M. Templin and wife, and Zula Perry and husband, sold to O.L. Smith, as recorded in Deed Book 79 dated February 9, 1927 on February 19, 1927. page 337 in the Probate Office of Shelby County, Alabama/ I remember that Mr. Smith purchased the land and he lived not far from this land and was in possession of it. He cut the firewood while he had the title. Mr. Smith sold to Freddie Lee Delpey on January 9, 1929 as recorded in Deed Book 83, page 404 in the Probate Office of Shelby County, Alabama. I have been shown a copy of said deed and I recall that while Freddie Lee Delpey owned the same that he bailed hay which came off the place. I have also been shown papers where S.A. Lokey was appointed guardian for Freddie Lee Delpey. After Freddie Lee Delpey's death, his heirs and next of kin sold their interest in the land to Mark Dorough, as shown by deed dated December 10, 1947 and recorded in Deed Book 131, page 580, on February 11, 1948. I have been shown a copy of the said deed. I did not know the exact date, but I do recall when it was done. In April, 1951, there was a court proceeding in which Mark Dorough was complainant, and D.E. Dorough and others were respondents, in which the land was sold to George R. Clayton. The deed/covered the sale of said land as shown by Deed Book 145, page 354, a copy of which has been shown to me. I recall when Mr. Clayton purchased the land. He rented the house and he kept cattle there ever since he owned the said land. He repaired the fences around the pasture and built new fences. At his death, he willed the land to Tom Lacey Clayton, his brother. Tom Lacey Clayton went into immediate possession of the land and has kept the animals on it that his brother had, and he is still in possession of the same at the present time.

Throughout all the years that I have known this property including the information in the community regarding it, it has been owned and occupied by the persons mentioned above as the owners and

I have known of no one contesting their title or disputing their possession.

This the 24 day of Aug, 1979.

Hugh McDanal
Hugh McDanal

STATE OF ALABAMA
SHELBY COUNTY

Sworn to and subscribed before me on this the 24
day of August, 1979.

Berita V. Davidson
Notary Public



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

1979 OCT 22 PM 2:54

Thomas A. Snowden, Jr.
JUDGE OF PROBATE

Rec. 4.50
Incl. 1.00
5.50

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