

STATE OF ALABAMA

SHELBY COUNTY



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Shelby Cnty Judge of Probate, AL
02/25/1981 12:00:00 AM FILED/CERT

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

My name is Solly Howard Perkins, Jr. and I have been familiar with the occupation, use and possession of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$, Section 36, Township 21, Range 1 East, for more than thirty years. Said property, with the exception of two acres, more or less, which I have deeded to my son, Robert Howard Perkins, is owned by affiant and affiant's wife, Pearl Perkins.

At one time, this property was partially owned by my father, S. H. Perkins, Sr., and Edna Perkins. Edna Perkins died in 1967, and Solly H. Perkins, Sr., died in 1976.

It has been called to my attention that there are two mortgages from the Alabama 4-H Club Foundation to the Central Bank of Birmingham recorded in Mortgage Book 402, page 201, and Mortgage Book 405, page 855, in which the Alabama Power Company lands are described as being a part of the "East one-half of the NW $\frac{1}{4}$ of said Section 36". I know of my own knowledge that Alabama Power Company has never claimed any property and has never been in possession of any property in the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 36. There is a fence along the boundary marking the North boundary of said $\frac{1}{4}$ - $\frac{1}{4}$ Section and separating our lands from the Alabama Power Company lands. That fence has been there for more than thirty years and no other person, firm or corporation other than affiant and affiant's aforesaid son and father have been in possession of said SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 36 or any part thereof during said period of time. We have farmed said property, raised cattle and live-stock on the same and our title and right of possession has been undisputed.

No part or parcel of the two acres which we are presently deeding to our son, Robert Howard Perkins, located along the Northern boundary of said quarter-quarter section lies within the flood plane of Lay Lake or the flood easement or is otherwise affected by the same.

Sworn to and subscribed to before me
on this 17 day of February, 1981.

Dorothy Cannady
Notary Public

First National Bank of Columbia
Columbia, Ala. 35001

Solly H. Perkins, Jr.
Solly Howard Perkins, Jr.

Reg. 1.50
1.00
2.50

STATE OF ALABAMA
JUDGE OF PROBATE
FEB 25 AM 8:33
C. J. Chambers, Jr.

BOOK 39 PAGE 632