

STATE OF ALABAMA )

COUNTY OF SHELBY )

By William A. Self

Before me, the undersigned authority in and for said County in said State,  
personally appeared this day Emmett W. Cloud, who, being by me  
first duly sworn, deposes and says:

I am a bona fide resident citizen of Shelby County, Alabama, and have been such  
since 1968. I am over the age of twenty-one years, and I have been familiar with  
that certain realty in said State and County more particularly described as:

A parcel of land situated in the South Half (S 1/2) of the Northwest Quarter  
(NW 1/4) of Section 28, Township 19 South, Range 01 West, Shelby County,  
Alabama, being more particularly described as follows:

Commence at the Southeast Corner of the Southeast Quarter (SE 1/4) of the  
Northwest Quarter (NW 1/4) of Section 28, Township 19 South, Range 01 West  
and run North 77 degrees 42 minutes 04 seconds West a distance of 1096.82  
feet to a point on the North right of way line of Old U.S. Highway 280 and  
the point of beginning; thence turn an angle to the left and run Westerly  
along the said North right of way a distance of 455.86 feet to a point at  
the intersection of the South Easterly right of way line of CSX Railroad and  
the said North right of way line of Old U.S. Highway 280; thence turn an  
angle to the right and run Northeasterly along said Southeasterly railroad  
right of way a distance of 781.98 feet to a point; thence turn an angle to  
the right and run South 00 degrees 47 minutes 15 seconds West a distance of  
307.73 feet to a point, thence turn an angle to the right and run South 58  
degrees 54 minutes 15 seconds West a distance of 166.74 feet to a point;  
thence turn an angle to the left and run South 51 degrees 32 minutes 52  
seconds West a distance of 113.08 feet to a point on the said North right of  
way of Old U.S. Highway 280 and the point of beginning. Containing 3.89  
acres more or less.

I have known and been familiar with the above described land since about 1968.  
Mr. Leroy Hendrix owned the land at that time. He let the captioned property lie  
idle over years. In 1972, Mr. Hendrix conveyed title to Virgil Wheat and wife, Ellen  
W. Wheat. Mr. and Mrs. Wheat cut grass and maintained the property over the years.  
They also had a garden on the property for several years.

I know that the above named owners have paid taxes and assessed the property  
since about 1968, and I do not know of any boundary line disputes to title to the  
property. It is my opinion that the above named owners have held the captioned  
property in actual, open, hostile, exclusive, notorious, and continuous possession  
since about 1968.

Emmett W. Cloud

Sworn to and subscribed before me this  
18<sup>th</sup> day of April, 1994.

Inst # 1994-12561

William A. Self  
Notary Public-State at Large

04/18/1994-12561  
11:45 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
001 MCD 8.50