

State of Alabama } Personally came before me W. J. Housley a Notary
 Shelby County Public in and for said County in said State
 J. P. McLeod who being first duly sworn makes oath as follows:
 that he is acquainted with the following lands in Shelby County
 Alabama to wit:

The South half of the North East quarter of the South East quarter of
 Section 23, Township 21 South of Range 1 East; that he has known
 said lands for a period of 40 years, that when he first knew
 said lands they were opened by and in the actual possession
 open adverse, notorious and peaceable possession of Erasmus McLeod
 that he remained in such possession until his death in 1899
 that the lawful heirs of said Erasmus McLeod at his death were
 as follows to wit: His widow Ann McLeod who died November
 30th 1909; and his children J. P. McLeod, the affiant; J. A. McLeod

and G. B. McLeod, who have been in the open, notorious, adverse and peaceable possession of said land, claiming it as their own since the death of their father and are now in the possession of the same.

Affiant further states that these are all of the heirs of Erasmus McLeod except one daughter, Maggie McLeod, who died at about the age of 19, in the year 1888, without issue or ever being married.

Affiant further states that his father Erasmus McLeod, was known and generally called Rasmus McLeod, and that Erasmus and Rasmus McLeod was one and the same person.

This affiant further states that he is also acquainted with the following lands, situated in Shelby County, Alabama to-wit:

The North half of the North-East quarter of the South-East quarter of section 23, Township 21, South of Range 1 East.

That he has known said lands for a period of 40 years; that when he first knew said lands they were owned and claimed by Daniel McLeod, who was in the open, notorious, adverse and peaceable possession of the same; that Daniel McLeod sold to Benjamin Harper who went into the immediate possession of same, and held the same openly, notoriously and peaceably, claiming it as his own until he sold it to Newton Riley, who immediately went into possession of the same, and held it openly, notoriously, adversely and peaceably claiming as his own until he sold it to S. C. Merrell in 1891, and the said S. C. Merrell immediately went into the possession of the same and held it openly, notoriously and adversely claiming it as his own, until the year 1905, when he sold it to J. C. McLeod, the affiant, J. A. McLeod and G. B. McLeod who immediately went into possession of said lands, and have been in the open, notorious, adverse and peaceable possession of the same, claiming it as their own from that time until the present.

Affiant further states that he is acquainted with the following lands situated in Shelby County, to-wit:

The South-East quarter of the Southeast quarter of section 23, and the North half of the Northwest quarter, north of Bearway Creek, in section 26, and the Northeast quarter of the Northwest quarter of section 26, all in township 21, South of Range 1 East; that he

has known said lands for a period of 40 years. When he first knew said lands, they were in the open, notorious, peaceable and adverse possession of affiant's father, Erasmus McLeod, and that his father, Erasmus McLeod was also known as Rasmus McLeod. That he was in possession of said lands claiming the same as his own, and held the same by actual, notorious and peaceable possession until the time of his death in 1899, and since that date, affiant and his brothers to-wit: J. C. McLeod, affiant, J. A. McLeod, and G. B. McLeod have been in the open, notorious, adverse and peaceable possession of said lands, claiming it as their own as the

heirs of said Erasmus or "Rasmus" McLeod until the present time. Affiant further states that he has never heard the title of the lands herein described as belonging to himself and brothers as the heirs of Erasmus or Rasmus McLeod questioned or denied.

Affiant further states that he knew Martha A. Miller who afterwards married — Dutton and that said Martha Ann Dutton is the same person as Martha A. Miller and Martha A. Miller is the same person mentioned in the abstract to whom some of the land was conveyed in 1899 and that she is the same person as Martha A. Dutton who conveyed the land back again having married in the meantime!

J. P. McLeod,

Sworn to and subscribed before me on this the 25th day of March A.D. 1913.

N. J. Horsley,

Notary Public.

Witness: N. J. Horsley

The State of Alabama do hereby certify that the within conveyance Shelly County was filed in this office for record April 3, 1913, at 1 o'clock P.M. and recorded in Deed Record 52: page 96 and examined.

A. O. Longshore, Judge of Probate.