

State of Alabama } Before me, the undersigned authority in and
 Jefferson County. } Jefferson County, in said State, personally
 appeared Chas. P. Marks, who, being duly sworn deposes and says as
 follows:

I am the son of Rebecca L. Marks and the late John S. Marks
 and am familiar with the ownership and possession of the
 N. E $\frac{1}{4}$ and the S. E $\frac{1}{4}$ of the N. W $\frac{1}{4}$ of Section 21, Township 20
 South, Range 3 West in Shelby County, Alabama.

On June 30th 1902 my mother Rebecca L. Marks acquired the
 title to the E $\frac{1}{2}$ of the N. E $\frac{1}{4}$ and the S. W $\frac{1}{4}$ of the N. E $\frac{1}{4}$
 of said Section 21, Township 20 South, Range 3 West and on the
 12th day of July 1902 she acquired the title to the N. W $\frac{1}{4}$ of the
 N. E $\frac{1}{4}$ and the S. E $\frac{1}{4}$ of the N. W $\frac{1}{4}$ of said Section, Township
 and Range. Ever since the dates of said conveyance my
 mother and father respectively have held possession of all
 of said land. Shortly after acquiring the title in 1902,
 my immediate family went into possession of said land
 and conducted mining operations thereon, removing the coal
 and cutting such timber as was necessary. In 1905 the
 entire tract was leased to the Pratt Cahaba Coal Company and
 coal therefrom was removed under said lease for a period
 of about two years. Thereafter on May 30th 1908 the lands
 were leased to the Buck Coal Company and were operated
 by said Company until 1912. Since 1912 there have been
 no mining operations conducted on said lands.

During the various operations by my own family and
 under the leases coal has been taken out, timber has

been removed from the lands for mining purposes, and other similar acts of ownership have been exercised. During all the time lapsing from 1902, when said lands were acquired up to the present time there have been, so far as I know, no claims or suits to said property other than my father and mother, and their title thereto has not been disputed or questioned. No one has occupied any portion of said lands during said period of time except in connection with the mining operations hereinafore described. We have paid the taxes on these lands regularly and have claimed in good faith to own the same and our possession thereof has been peaceable. I know of no outstanding claim or title to any interest in any portion of said land hostile to that of my mother Rebecca L. Marks.

Chris. P. Marks.

Sworn to and subscribed before me, this the 17th day of April 1917.

E. H. Warren Jr. Notary Public

Notary Public

The State of Alabama } I hereby certify that the within Affidavit
Shelby County. } was filed in this office for record 19
day of April 1917 at 10 o'clock A.M. and recorded in Deed
Record 60 Pages 378-79 and examined.

E. H. Warren Judge of Probate