

State of Alabama, Before me, J. B. Davis, a Justice of
 Shelby County, the Peace, in and for said County,
 in said State, personally came H. T. Elliott, who is
 known to me, and who being by me duly sworn, de-
 poses and says upon oath (as follows):

I am a resident citizen of Shelby County, Alabama, of the
 age of 70 years. I have resided in the vicinity of the
 following described lands, and have been familiar
 with their occupancy and condition for the past
 50 years, to-wit: S W 1/4 of S. E 1/4 Sec. 33, Tp. 18 R. 2 East,
 S W 1/4 of N N 1/4 and the South 20 acres of N N 1/4 of N N 1/4
 Sec. 3, Tp. 19, Range 2 East, E 1/2 of N. E 1/4, N N 1/4 of N. E 1/4, and
 E 1/2 of N N 1/4 Sec. 14, Tp. 19, Range 2 East, all situated
 in Shelby County, Alabama.

I remember and know that these lands were bought
 from the Daniel Threault estate nearly or quite fifty
 years ago by James M. Duke. I know the lands for
 many years as the Duke lands, and never knew or
 suspected that Duke had sold or disposed of them to
 C. H. Glaze. If Glaze was ever in actual physical
 possession of these lands, I do not know it. It was
 my understanding and belief that Duke sold the
 lands directly to G. J. Martin or F. J. Martin and Company.
 I do know of my own knowledge that F. J. Martin, acting
 for himself or for F. J. Martin & Co., was in actual
 physical possession of these lands more than thirty years
 ago; that such possession was open, notorious, adverse, open
 and hostile, and continued without interruption until
 the lands were bought in at a mortgage sale held in
 February, 1898, by Mrs E. B. Nelson. I know further
 that after such mortgage sale, Mrs Nelson was then
 in possession of said lands, her possession being
 open, notorious, adverse, hostile and continuous until

she and her husband sold the lands to H. E. Wilmont on Dec. 15th-1910, since which date the possession of Mr. Wilmont has been open, notorious, adverse, continuous and hostile to the present time. I am not related to any of the parties and have no interest in the matter. Sworn to and subscribed H. F. Elliott.

before me on this, the 8th day of May, 1918. J. B. David,

Justice of the Peace.

The State of Alabama, } I hereby certify that the within
Shelby County. } Affidavit was filed in this office
for record 20 day of May, 1918, at 8 o'clock A.M. and
recorded in Deed Record 64 Pages 127-128 and examined
L. M. McCarver, Judge of Probate.