AFFIDAVIT

STATE OF ALABAMA)

JEFFERSON COUNTY)

Before me, J. E. Robinson, a Notary Public in and for said County in said State, personally appeared W.H. Parker who being first duly sworn, deposeth and says: that he is one and the same person named as W. H. Parker, mortgagor, in that certain mortgage to W. R. Byers as recorded in Mortgage Record 50, page 401, is one and the same W. H. Parker named as grantee in that certain deed from L. H. Parker and E. A. Parker recorded in Deed record 34, page 166, is one and the same W. H. Parker named as grantee in that deed from S. R. Byers and wife, Manerva Byers, recorded in Deed Record 73, page 352, is one and the same W. H. Parker named in that certain deed from W.H. Parker to J. F. Helms as recorded in Deed Record 70, page 373; all of the said deeds and mortgage referred to being on file in the office of the Judge of Probate of Shelby County, Alabama.

The affiant further says that he purchased the NE¼ of SW¼ of Section 18, Township 18, Range 1 east, in Shelby County Alabama from S. R. Byers and Manerva Byers August 29th 1899, as shown by deed recorded in Deed record 73, page 352 on file in the office of the Judge of Probate of Shelby County, Alabama, and that on the same date he executed his mortgage and note to said S. R. Byers for the sum of $50.00 as the balance of the purchase price of the said lands, which mortgage is recorded in Vol. 50, page 401, of mortgages on file in the office of Judge of Probate of Shelby County, Alabama. The affiant further says that he has paid the said mortgage indebtedness which payment was made on or before the due date of the said note, the said due date being as he now remembers it, 1 year from August 29th, 1899. The affiant further says that upon him having paid the said note and mortgage as aforesaid, S. R. Byers who was then the holder and owner thereof surrendered the same to him marked paid, and that the affiant has lost the same. The affiant further says that S. R. Byers neglected to satisfy the said mortgage of record.

The affiant further says that from the date he acquired said real estate under said deed from S. R. Byers and wife as before set forth, he paid taxes thereon continuously and exercised rightoof ownership as to the said lands, openly, notoriously, continuously and uninterruptedly under said deed until he sold and conveyed the same to L. H. Parker about the year 1903, and that his Acts of ownership were those of assessing and paying taxes, cutting wood and timber therefrom. The affiant further says that after he sold the said real estate to his father, L. H. Parker, in 1903, that his father failed to record the said deed, and that his father held the said lands as his and claimed the ownership thereon openly, adversely, continuously and uninterruptedly until his father re-conveyed the said real estate back to the affiant as shown by deed recorded in Deed Book 34, page 166, on file in theoffice of the Judge of Probate of Shelby County, Alabama.

The affiant further says that from the date he acquired title from his father, L. H. Parker as shown by deed last above referred to, which deed is dated May 3rd, 1894, that he (affiant) immediately upon said date went into actual possession of the said real estate, and continued in actual possession thereof until December 30th 1919 when the affiant conveyed the said real estate to J. F. Helms as shown by deed recorded in Deed Book 70, page 373, before referred to, he (theaffiant) continuously, openly, notoriously and adversely claimed the ownership of said real estate fromMay 3rd 1904 under deed from L. H. Parker and that his acts of ownership were as follows: that in the same year he acquired the title to said lands from his father as before stated, the affiant fenced a part of the said lands cldared a part of the said lands, cultivated part of the said lands and built a house thereon about two after having acquired said deed, and after building the house thereon rented same out to tenants; that his possession all during said time from May 3rd, 1904 to Dec. 30 h 1919 was

continuous, open, adverse and notorious and that no person ever disputed the ownership of the affiant during of said time, and that all during said time the affiant paid the taxes thereon.

The affiant further says that when he sold the said real estate to J.F. Helms and that the said J. F.Helms has had open, continuous, uninterrupted, notorious and adverse possession thereof, that the said Helms live on the real estate part of the time and the other part of the time rented the same out when he could get a tenant and that said Helms continued in possession until he sold the same to Annie B. Rimer by deed recorded in Vol. 73, page 286, of deeds on file in the office of the Judge of Probate of Shelby County, Alabama.

The affiant further says that the house he built of said real estate about 1906 is still on the said property.

W. H. Parker

Subscribed and sworn to before me this the 17th day of January, 1925.

J. E. Robinson--Notary Public

THE STATE OF ALABAMA)
SHELBY COUNTY)

I, L. B. Riddle Judge of Probate hereby certify that the within affidavit was filed in this office record May 11th 1925 at 2 oclock P.M. andrecorded in Deed record 78 page 211 and examined,

L. B. Riddle--Judge of Probate