AFFIDAVIT

STATE OF ALABAMA)
SHELBY COUNTY)

Before me J. I. Crane, a Notary Public in and for said County in said State, personally appeared T. B. Holcombe, who being duly sworn deposes and says as follows: I am 72 years old, have resided in Shelby County, Alabama, all my life and have been familiar with the northeast quarter of Section Thirty Four township nineteen range 1 west in Shelby County Alabama, from my early boyhood until now. The north half of said quarter section formerly belonged to my grandfather, Tarlton P. Holcombe and some where between 1854 and 1858 the said Tarlton P. Holcombe, affiant's grandfather deeded the northeast quarter of the northeast quarter of Section 34, Tp. 19, Range 1 west to affiant's uncle, Henry Holcombe.

Affiant further states that his said uncle Henry Holcombe later went into the war between the states and died while in the service of the Confederacy, and after which his wife and family moved to Texas.

Affiant further states that his grandfather, Tarlton P. Holcombe after the removal of the wife and children of the said Henry Holcombe to Texas, as aforesaid, stated on several occasions that he wished and greatly desired that affiant buy said northeast quarter of northeast quarter of Section 34, Tp. 19, Range 1 west from the said children of the said Henry Holcombě, his widow being dead at such time.

Affiant further states that in pursuance of said insistence of his said grand-father that he buy said land that he took affiant to the northeast corner of said northeast quarter of the northeast quarter of said section, township and range, and showed him the said corner, as well as the section line and then proceeded west with affiant, showing him the northwest corner of said forty, the same being a water oak tree standing on the bank of Yellow Leaf Creek, and the same stands there now as it did on said date many years ago.

Affiant further states that there is a fraction of about one acre and a half off the northwest quarter of the northeast quarter of Section 34, Tp. 19, Range 1 west which lies west of said Yellow Leaf Creek and affiant states that his said grandfather told him on said occasion above mentioned that when he sold the said northeast quarter of said Section to said Henry Holcombe, as aforesaid, that he and the said Henry Holcombe made the creek the line between the two forties thus giving the said Henry Holcombe all the right, title and interest the said Tarlton P. Holcomve had in said part of said northeast quarter of said section lying east of said creek.

Affiant further states that this agreement has been recognized and said line recognized and abided by by each and all of the successive owners since the making of said agreement between the said Tarlton P. Holcombe and the said Henry Holcombe when said conveyance was made years ago, as stated above.

Affiant further states that at the time or shortly after said conveyance was made from Tarlton P. Holcombe to Henry Holcombe that the recalls the fence was on the creek bank and that Henry Holcombe cultivated said part of said northwest part of said northeeast quarter which lay east of Yellow Leaf Creek, and the successive owners holding title through this source having during all of the years and even now cultivated and exercised acts of ownership and complete dominion over said part of said forty which lies east of said Yellow Leaf Creek.

T. B. Holcombe

Sworn to and subscribed before me this the 27 day of February, 1926.

J. I. Crane--Notary Public

THE STATE OF ALABAMA)
SHELBY COUNTY)

I, L. B.Riddle Judge of Probate hereby certify that the within affidavit was filed in t is office for record Aug. 9th 1926 at 4 oclock P.M. and recorded in Deed record 80 page 561 and examined.

L. B. Riddle--Judge of Probate