Affidavit.

State Of Alabama,)

Shelby County,)

Before me, W.H. Blankenship, a Notary Public in and for Shelby County, Alabama, personally appeared J. W. Burgess, who is known to me, and who, being by me first duly sworn, deposes and says that he is acquainted with the following land situated in Shelby County, Alabama, viz:

The east half of the south west quarter of Section 9 Township 22 Range 2 West. Further deposing affiant says that he has known said land for more than twenty years prior hereto, and that from the year 1906 to the year 1927, both inculsive, Mattie Henry Stay and Annie M. Robinson are the only persons who have exercised any acts of ownership over said land; that no other person, firm or corporation during said period of time exercised any acts of ownership over said land, or advanced any claim, interest or title thereto antagonistic to said Mattie Henry Stay and Annie M. Robinson, except that A.B. Baxley went in possession of said land about April, 1927, under an agreement with said Stay and said Robinson for the purchase thereof, and has since remained in possession of same to the present time, and during none of said time has anybody advanced any claim thereto antagonistic to said parties named.

Further deposing affiant says that on February the IIth, I925 Eli Bynum went in possession of said land under said agreement with said Stay and said Robinson for the purchase thereof and remained in possession of it about one year, during which time he cut a great deal of timber from it, and was in actual possession of it during said time, under said agreement with said parties, but he defaulted in his agreement to purchase, and said contract was cancelled and annulled, and the only possession or interest that said Bynum claimed to said land was under and through his said agreement with said Stay and said Robinson, and he was not holding said land antagonistic to them.

Further deposing affiant says that the possession of said parties and their claim of ownership thereto extended to the entire eighty acres of land hereinabove described, except as to the railroad right_of_way, which runs across the same, and the trans_ mission line of the Alabama Power Company, which also crosses said land.

J.W. Burgess.

Sworn to and subscribed before me this the 5 day of April, 1928.

W.H. Blankenship, Notary Public, Shelby County, Alabama

The State Of Alabama,)

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Shelby County ,)

I,L.B. Riddle, Judge of Probate certify that the within affidavit was filed in this office for record April 19th, 1928 at 3 O'clock P.M. and recorded in deed record 85 on page 563 and examined.

L.B. Riddle, Judge of Probate.