

Affidavit.

Jefferson County,)

State Of Alabama,)

Personally appeared before me M. C. Crow a Notary Public in said County in said State, W. L. Acuff who being by me first duly sworn, deposes and says as follows: I am the owner of the following described lands situated in Shelby County Alabama towit here described:

The SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 18, TP. 22, Range 1 West. Also the E $\frac{1}{2}$ of W $\frac{1}{2}$ or Fractionals C & F of Section 19, Township 22, Range 1 West, The S $\frac{1}{2}$ of SE $\frac{1}{4}$ of Section 13, And N $\frac{1}{2}$ of NE $\frac{1}{4}$ of Section 24; in Tp. 22, Range 2 West.

That on November 26, 1919 myself and W. P. Eason purchased these lands from G. F. Baker, that at the time we purchased said lands and for some years thereafter I made a dilligent effort to find out to who the McLean Lumber Company was but was never able to find out anything about them, and at the time we purchased these lands the McLean Lumber Company had not assessed any of said lands for taxes, or paid taxes thereon, that to my knowledge at the time we purchased said lands G. F. Baker was in actual open possession of same, regularly assessed same for taxes and paid the taxes thereon, that immediately after we purchased the land Mr. Eason and myself surveyed the lands, marked out the lines, that we we were both on the lands often, that we hunted on same and gave others permission to hunt on same and that we were in open actual continuous and exclusive possession of said lands up to the time that Mr. Eason died and that just after his death I became owner of his interest in said land and am now the sole owner of same, that OI have been since the death of Mr. Eason in open actual continuous and exclusive possession of said lands. That about the year 1917 the Citizen Bank to which the mortgage was given by C. H. Frye, failed and its affairs wound up by the state of Alabama. I made diligent inquiry of the officials of said bank and of parties in charge of winding up affairs in bank after it failed as to mortgage shown in records Volume 92, Page 547, and they had no record of this mortgage and did not have same and C. H. Frye had left the country and his whereabouts were unknown. The affairs of the Citizen bank were wound up and it went out of existence. The supposition is that the mortgage was paid off by Mr. Frye before he left as none of the bank officials could tell me anything about this mortgage, at the time we purchased the land. I have assessed and paid taxes on all these lands every year since we purchased the same in 1919 and have never known of any one asserting any right title or interest in or to any of this property or claiming to have any right or interest and have not known of any one claiming to be in possession of any part of said lands since we purchased same. None of the land is in cultivation but I have been on the land seve several times each year and have had a party to look after same to keep people from cutting timber on same all the while since Mr. Eason and myself purchased same and to my own knowledge G. F. Banks was on the land often and looked after same while he owned same.

W. L. Acuff.

Sworn to and subscribed before me this 13th day of September, 1928.

M. C. Crow, Notary Public.

The State Of Alabama,)
Shelby County,)

I, L. B. Riddle, Judge of Probate certify that the within affidavit was filed in this office for record October 4th, 1928 at 3 O'clock P.M. and recorded in deed record 87 on page 85 and examined.

L. B. Riddle, Judge of Probate.