AFFIDAVIT

STATE OF ALABAMA)
SHELBY COUNTY)

Refore me L.H. Ellis, a Notary Public in and for Shelby County, Alabama, personally appeared J.B. Comer and is known to me and who being by me first duly swotn, deposes and says that he is acquainted with the west half of the southeast quarter and the east half of the southwest quarter of Section 1, Township 22, Range 2 west, Shelby County, Alabama, and has known said land for more than thirty five years.

Further deposing affiant says that on March the 5th, 1896, he procured a tax deed to said west half of the southeast quarter from John Purifoy as State Auditor of Alabama, which deed is recorded in the Probate Office of Shelby County, Alabama, in Deed Book 19 at page 17, and that affiant went into possession of said land embraced in said tax deed immediately after the execution thereof, and remained in the actual, open, notorious, continuous, exclusive, adverse possession of the same until he sold that portion of it lying west of the Shelby Springs and Elyton public road, to O. C. Comer by deed dated August the 3rd, 1918, and which deed is recorded in the Probate Office of Shelby County, Alabama, in deed book 62 at page 427.

Further deposing affiant says that he purchased from A, S, Calloway, said east half of the southwest quarter lying on west side of Elyton & Shelby Springs road by deed dated February the 2nd, 1900, which deed is recorded in the Probate Office of Shelby County, Alabama, in deed book 27 at page 141, and that he went immediately in possession of said land, after the execution of said deed and remained inthe actual, open, notorious, continuous, exclusive, adverse possession of the same until he executed to 0. C. Comer the deed hereinabove described dated August the 3rd, 1918.

Further deposing affiant says that during all of said time while he was in possession of said land he either cultivated or had cultivated, portions of said land each and every year.

Further deposing affiant says that he purchas ed from J T. Comer the land described in deed of date November 7th 1893, which deed is recorded in the Probate Office of Shelby County, Alabama, in deed book 18 at page 94, and went into immediate possession of said land after the execution of said deed and remained in the actual, open, notorious, continuous, exclusive, adverse possession thereof until he deededit to O. C. Comer by said deed dated Aug. 3, 1918, and actually lived on and cultivated said land until about two years prior to the execution of said deed to O. C. Comer.

Further deposing affiant says that said O. C.Comer went into possession of said land included in the aforementioned deed of date August the 3rd, 1918, immediately after the execution thereof and remained in the actual, open, notorious, continuous, exclusive, adverse possession of same, cultivating or having cultivated portions of said land until he deeded it to Tom Canady, on the 8th day of January 1925, which deed is recorded in the Probate Office of ShelbyCounty, Alabama, in deed book 75 at page 317.

Further deposing affiant says that said Tom Canady also known as T. L.Canady, and those who derived title to said land from him, down to and including the present owner, Myrtle Hanks, have been in the actual, open, notorious, continuous, exclusive, adverse possession of said land from said 8th day of January, 1925, down to the present time, and each and every year said land, or portions thereof, have been actually cultivated by said respective owners thereof.

Sworn and subscribed to before me this the 30th day of March 1931.

L. H.Ellis--Notary Public

J. B. Comer

THE STATE OF ALABAMA)
SHELBY COUNTY)

I hereby certify that the within affidavit was filed in this office for record April 1st. 1931 at 2 oclock P.M. and recorded in Deedrecord 92 page 281 and examined.

Cage Head-Judge of Probate