AFFIDAVIT

THE STATE OF ALABAMA SHELBY COUNTY

Before me the undersigned authority in and for said County in said State personally appeared the undersigned Edward 5. Lyman, who being by me duly sworn, deposes and says, that he knows and hasknown and been familiar with that certain lot or tract of land situated in the town of Montevallo, in Shelby County, Alabama, known as the Newton Tyler lot, and more particularly described as that parcel of land bounded on the north by the north boundary line of Section 29, Township 22, range 3 west, on the east and southeast by Valley Street; on the south and southwest by Shoal Creek; on the west by the eastern boundary of the Morgan Place, containing one acre, more or less; ever since he can remember, and for the past fifty years; that as far back as he can remember it was known as the Newt Tyler place and owned by H. N. Tyler; that there was an old log light house on the place and some of it was enclosed by a fence, and the house was occupied by tenants of H. N. Tyler; that from about 1880 to 1906 or 1907, the house was occupied by a negro named Henry Pitts, andhis wife Suzanne Pitts, who rented it from H. N. Tyler; the said Suzanne Pitts was employed as a servant by affiant during most of that time. Affiant further states that he has in hispossession a letter written by H.N. Tyler to Mr. Newt addings, of Montevallo dated January 8th 1906, in which he requested Mr. Eddings to sell the place for him and stated that it was described in his, H. N. Tyler's deed from Daniel E. Watrous as "commencingat King's corner, running due south to Shoal Creek, then down said creek and King'sline so as totake one acre." Affiant further says that he remembers that after the death of Mr. H. N. Tyler the property was bought by T. N. Nabors, and that Mr. Nabors sold it to Mr. J. M. Reynolds, and Mr. Arthur L. Reynolds sold it to Annie L. Kendrick; that Mrs. Annie L. Kendrick sold part of it to Warrior Water Company, and still owns the remainder of the tract; that the property was generally known in the community as the Newt Tyler place from as far back as affiant can remember up until his death and the title of said H. N. Tyler and the persons above named who succeeded to his title has never been questioned by any one, so far as affiaht knows; that said H. M. Tyler and those above named who succeeded tohis title down to and including Annie L. Kendrick and Warrior Water Company, have had continuous, exclusive, actual, open, notorious, adverse possession of said lands during allthat time, and neither their title or possession has ever been disputed, so far as affiant knows, and the lands have been put to such use as they were reasonably susceptible of during that time; that formore than twenty years prior and up to the year 1907 there was as stated, a log dwelling house thereon which was occupied practically continuously except for possibly one or two short periods during a change of tenants, the occupants being tenants of H. N. Tyler, who owned and claimed to own the same.

Edward S. Lyman Subscribed and sworn to before me this the 19th day of March 1931.

Sallie Hooker--Notary Public

THE STATE OF ALABAMA

SHELBY COUNTY

I hereby certify that the within affidavit was filed in this office for record May 26th 1931 at 9 oclock A.M. and recorded in Deed record 92 page 350 and examined.

Cage Head--Judge of Probate