State of Alabamal Shelby County)

Before me, the undersigned authority, in and for said State and County, personally appeared Dat J Kroell, who being duly sworn, deposes and says that he now resides at Montevallo, Alabama, where he has resided for the past sixty three years, that for a period of more than fifty-five years, last past, he has been acquainted with the ownership, title and possession of the following lot or tract of land in the Town of Montevallo, Alabama, -

One lot situated on the south side of the Ashville road leading out of the Town of Montevallo and bounded on the East by lot owned by Frank Goodman, on the South by lot owned by Emmett Wilson, on the West by lot owned by Wesley Perry, and on the North by Ashville Road, being the lot purchased by the said Arthur M Pope from John S. Storrs, and others. Which is more definitely described as being lot 12, lying southeast of Main Street, according to the survey of John S Storrs of the addition to the Town of Montevallo, Alabama.

Affiant further says that he knew William Winn and his wife, Lou Winn during their life times; that he remembers the time when they purchased the above described lot from Arthur L. Pope during the year 1887, which deed is recorded in deed book 10, on page 135, in the office of the Judge of Probate of Shelby County, Alabama; that so on after the purchase they built a dwelling on said lot and resided thereon continuously to the dates of their deaths, that is, the said Lou Winn resided thereon, but William Winn did mot make this place his exclusive residence for several years prior to his death but resided part of the time out but the country from Montevallo; that Martin Goodman was a brother of the said Lou Winn and was the sole surviving heir and next of kin of the said Lou Winn at the time of her death; that Lou Winn was the foster mother of winha Winn Cummings and affiant remembers at the time that she brought the said Lula/Cummings to her home to rear and that the said Lula Winn Cummings was educated by the said Lou Winn;

affiant further says that William Winndied several years prior to the death of Lou Winn and that it is your affiant's understanding that several years before the death of the said Wildian Winn he sold and conveyed to his wife, Lou Winn, the above described lot upon the condition and in consideration of the support of said william Winn by the said Lou Winn during his life time and upon the payment by said Lou Winn of the funeral expenses of the said William Winn; affiant further says that it is his information that the said Lou Winn complied with and paid the consideration according to the above agreement during the life time of the said William Winn, as well as paying all funeral expenses after his death; that the said William Winn was a very old man at that time and was much older than the said Lou Winn; that the said Lou Winn was in possession of said premises at the time of said agreement and continued in possession of same continuously in to the date of her death during the year 1925.

Affiant further says in so far as he knows there was never any written conveyance from William Winn to Lou Winn.

Affiant further says that William Winn died intestate and that he left no children, or their decendants, no father or mother, no brother or sister or their decendants, but that he died leaving surviving him the said Lou Winn, his wife; affiant further says that he left no debts in so far as he remembers or knew of.

Affiant further says that Lou Winn died intestate, left no children, except her foster daughter, Lula Winn Cummings, no record of her adoption can be found; that the said Lou Winn died intestate and left no children or their decendants and left no father or mother and no brother or sister or their decendants, except one brother, Martin Goodman, and no husband; that all debts owing by the estate of said Lou Winn have been paid.

Affiant further says that the said Lou Winn was a servant in affiant's father's house and in affiant's house for more than thirty years; that the said Lou Winn was a servant in affiant's house for more than twenty years and all during the time of said service the said Lou Winn resided in the residence situated on the above described lot; affiant further says that the said Lou Winn resided upon said above described lot continuously for more than thirty-five years prior to her death, which occurred during the year 1925; that since the death of said LoubWinn, Lula Winn Cummings has been in the continuous possession of said tract of land by tenants to the present time.

Affiant further says that of his own personal knowledge he knows that since the year 1887 that Lula Winn Cummings and those through whom the said Lula Winn Cummings holds title to the above described land have been respectively in the open, notorious, continuous, peaceful and adverse possession of said lot, claiming it as their own respectively, against allthe world and exercising acts of ownership over said lot by residing thereon and having the patched thereto adjacent cultivated; that affiant has never heard the title of the said Lula Cummings or those through whom she holds title to said lot to be questioned in any way; that the possession and occupancy of said lot have been free and uninterrupted since the date of purchase, as aforesaid.

Pat J. Kroell

Sworn to and subscribed before me on this the 23 day of Uctober, 1935.

Wm.D.McConaughy, Notary Public,

Filed for record in this office october 7th 1935 at 11 A and recorded in Deed record 99, mage 43 and examined.

L C Walker, Judge of Frobate.