STATE OF ALABAMA IN THE PROBATE COURT OF SHELBY COUNTY; ALABAMA.

SHELBY COUNTY

Before me, R. L. Roy, Justice of Peace, the undersigned authority in and for said County, in said State, personally appeared Walter M. Cost, who, after being first duly sworn according to law to speak the trut, deposes and says that he is 65 years of age and has lived in Shelby County, Alabama, for the page 50 years, and has all along been well acquainted with the property described below and those in possession of it:

Begin at the Southeast corner of Southwest Quarter of Southwest quarter of Section 14, Township 21, Range 3 West, and run north along section line 1033 feet to beginning point; Thence run west 416 feet, more or less, to east line of right of way of Montevallo and Ashville public road; thence run north along said right of way 205 feet, more or less; thence run east 516 feet, more or less, to section line; thence south along said section line 185 feet, more or less, to beginning point. All being in Southwest quarter of Southwest quarter of Section 14, Township 21, Range 3 West, Shelby County, Alabama.

Affiant first remembers said property in the year 1893, when J. G. Green bought same, as a part of a 160 acre farm, from William Leonard and wife, A. E. Leonard. The above described property was a wooded plot and was in the actual possession of said J. G. Green until 1897. While said J. G. Green was in possession of theabove described property he obtained firewood and building timber therefrom each and every year. Affiant has never known J. R. Pruitt owning or being in possession of said property. Affiant remembers said J. G. Green did not pay for said property and Mrs. A. E. Leonard went into the Chancery Court of Shelb County to recover said property and the court conveyed it back to her in the year 1897, William Leonard having died a year or two prior to 1897. Said Wrs. A. E. Leonard obtained firewood and building timber from said property from the time it was conveyed to her by said court until 1898, when she, while a widow, conveyed said property to H. A. McClinton, who occupied said property and used firewood and building timber therefrom each and every year until 1900 when he sold it to J. H. Cost. Said J. H. Cost occupied said property as part of his farm and obtained firewood and building timber therefrom each and every year until his death on August 6, 1923. He died intestate and left surviving him the following heirs: His wife, Varlinda Ann Cost, who died about a year after said H. H. Cost, and the following named children: Walter M. Cost, an unmarried man, Cordria A. Cost (being one and the same person as Cordra A. Cost), an unmarried woman, Mary Cost, an unmarried woman, H. E. Cost, an unmarried man, and R. P. Cost (being one and the same person as Russell P. Cost), whose wife is named Dora Cost. The heirs of said J'. W. Cost occupied said property and obtained firewood and building timber from it each and every year until May 16, 1939, when they sold same to W. C. Tucker, who has occupied said property and obtained firewood and building timber therefrom continuously until this day.

Affiant further says he has never known of George Kroell or any of George Kroell's heirs owning or claiming to own or occupying any of the above described property.

Affiant further says the possession of W. C. Tucker, and thos through whom he claims, has as far back as affiant can remember to his own knowledged been open, actual, notorious, adverse, hostile, exclusive, peaceful, quiet, continuous and under color of title and claim of ownership. This affiant has never known of anyone being in possession of said property, claiming adverse to said owners, nor has he known of anyone disputing

their title.

SHELBY COUNTY

Walter M. Cost

STATE OF ALABAMA

Sworn to and subscribed to before me this 27th day of Sept. 1939.

R. L. Roy, Justice of Peace.

Filed in this office September 30, 1939 at 9 am. and recorded in Deed Book 106 on page 545 and examined.

L. C. Walker, Judge of Probate
