AFFIDAVIT

#48

STATE OF ALABAMA

SHELBY COUNTY

Before me, Harry Gordon, a Notary Public in and for said County and State, this day came L.C. Abbott known to me, who, being by me first duly sworn, deposes and says as follows:

My name is L.C. Abbott, I knew R.H. Green for more than 20 years prior to his death. He left surviving him, as his only heirs at law, his widow, Mrs. Etta Green, two sons, Will Green, and Mark Green, and one daughter, Cora Annie Morris, At the time of his death, the said R.H. Green was living on his farm, in Shelby County, and where his said widow has resided since his death, which consisted of the following:

the southwest quarter of northwest quarter of section1, and the northeast quarter of section2; except that part of the above lands which would be entire-surrounded by the waters of the Coosa Riber and its tributaries if backed up to an elevation of 425 feet above a certain datum plane with right to construct, operate, and maintain a dam across Coosa River down stream from said lands for the manufacture of electricity, etc., containing 36 acres, more or less, and which was conveyed to the Alabama Power Company by Mary S. Evans, a widow, by deed of May 6, 1913, and recorded in Deed Book 52, at page 247, in the Probate Office of Shelby County, Alabama.

Also, the west half of the southeast quarter of section 2;

Also, the southeast quarter of the southeast quarter of section 2, except 15 acres lying in the southwest corner of the above described forty acre tract which was deeded to Richmond Merrell under date of February 17, 1908, said deed being recorded in Deed Book 40, at page 329, in the office of the Probate Judge of Shelby County, Alabama; and also except that part of said forty acre tract now enclosed in the Bethlehem cemetery, and one acre lying immediately in the southeast corner of said land which was donated to the Bethlehem cemetery by A. B. Merrell.

Creek, in section 2, township 24, range 15 east, contains 18 acres, more or less.

(Also, except from the above lands all that part of the east half of the southeast quarter of section 2, township 24, range 15 east that would be covered by or entirely surrounded by the waters of the Coosa river and its tributaties if backed up 425 feet above a certain datum plane, the same being deeded to Alabama Power Company by A. B. Merrell, and wife, under date of February 1, 1913, and recorded in Deed Book 48, at page 539, in the Probate Judge's office of Shelby County, Alabama.

Also, all that part of the northeast quarter of the southeast quarter lying south and west of Spring

Also, except from the above lands a certain tract deeded by R.H. Green and wife to T.C. Burgess, E.L. Hurtt and J.A. George, on March 18th, 1930, described as follows: Beginning at a point on the Ft. Williams and Schraders Mill Public Road, Beat 2, Shelby County, Alabama about 175 yards south of Spring Creek Bridge, on said road, at the foot of a certain hill, which lies east of road, at thefoot of a certain hill, which lies east of said road, the same being where said road crosses the north boundary line of the northeast quarter of the southeast quarter of section 2, and running along said road in a southerly direction to a point where said said road crosses the east boundary line of said section 2,

in township 24, range 15 cast, containing 8 acres, more or less, the above lands being bounded on the west by said public road, and on the east by lake created by dam erected by Alabama Power Company.

Affiant further says that the said R.H. Green was in actual, open, notorious, exclusive, hostile, and continuous possession of said lands, under claim of the entire interst for more than ten years prior to his death, he having acquired and went into possession of all of the above lands except the west half of the southeast quarter of section 2, during the year 1920, and he acquired and went into possession of the last named lands in 1928. Affiant further says that the said R.H. Green, during the time mentioned, cultivated said lands, cut and sold timber, assessed and payed the taxes, and did other acts of ownership and dominion over said lands, Affiant further says that the said R.H. Green left no last will and testament to the best of his knowledge and belief.

L.C. Abbott

Sworn to and subscribed before me this 6th day of October, 1943.

NOTARIAL SEAL

Harry Gordon Notary Public

Filed in the office of the robate Judge the 6th day of October, 1943, at 9 o clock A.M. and recorded in the Deed Record 117 on page 316 on this the 8th day of October, 1943.

L.C. Walker,

Judge of Probate

NO TAX DUE ON THIS INSTRUMENT