STATE OF ALABAMA )
SHELBY COUNTY )

#46

Before me the undersigned authority in and for said County in said State personally appeared F. W. Rogan, Who being by me first duly sworn deposes and says:

I reside in Montevallo, Shelby County, Alabama, and have resided there for 74 years. I am familiar with the parcel of land hereinafter described and have been familiar with it throughout the period of my residence in Montevallo.

Warrior Water Company is the owner and in possession of said parcel of land using the same in connection with its waterworks system in the Town of Montevallo and has been so in possession of thereof continuously since it purchased same from T. D. "ilson in the year 1928.

The parcel of land to which this affidavit refers is described as follows:

That part of the Block of land in the town of Montevallo, which is bounded on the North by Valley Street; on the east by West Street, on the south by Main or Broad Street, on the West by Shoal Creek, particularly described as follows, to-wit: Begin a point in the south line of Valley Street at the NW corner of the A.M.

E. Church Lot; run thence in a southerly direction, along the West line of said Church Lot, to the Southwest Corner of said Church Lot; thence in an easterly direction along the south line of said Church Lot, to a point

175 feet west of the west line of West Street; thence in a southerly direction, parallell to the West line of West Street to the North line of Main or Broad Street; thence along the North line of Main or Broad Street, in a Westerly direction to the thread of the stream of Shoal Creek; thence Northwesterly along the thread of the stream of said Creek, to the south line of Valley Street (if extended); thence easterly along said south line of Valley Street to the point of beginning. Also, right of way 10 feet wide lying immediately south of the south line of the said Church Lot, and extending from the West line of "est Street, to the property hereinabove described and conveyed, for the purpose of laying, maintaining, and operating a water pipe line or lines and for ingress and egress to and from the property hereinabove described and conveyed.

Warrior Water Company took possession of said parcel of land and right of way in connection therewith in the year 1928 shortly after it purchased same. It erected improvements thereon and has been in actual, open, notorious, exclusive possession thereof claiming to own same and maintaing improvements thereon and using same in connection with its waterworks system continuously and uninterruptedly ever since the year 1928. During all of said period of time I have never heard of anyone disputing the title of said Warrior Water Company nor has any other person, firm or corporation been in possession of said land.

I knew T. D. Wilson who sold said land to Warrior Water Company and know that he was in possession thereof at that time. T. D. Wilson and Warrior Water Company, as successive owners of said land, have been in continuous open, notorious, exclusive, uninterrupted possession thereof, claiming to own same, for more than twenty (20) years and I have never heard during all of said period of time of anyone disputing the title of said successive owners during the period of their respective ownership thereof.

NOTARIAL SEAL

F. Rogan

Sworn to and Subscribed
Before me this 6th day
of September, 1946

L. E. Shaw Notary Public

Filed in the office of the Probate Judge on the 16th day of Deptember, 1946 at 4 o' clock P.M. and recorded in Deed record 126 on page 397 on this the 7th day of October 1946.

L.C. Walker

Judge of Probate