STATE OF ALABAMA,

JEFFERSON COUNTY.

Before me, the undersigned authority, personally appeared Mary L. Maham, who is known to me and who, having been by me first duly sworn says;

I am well acquainted with the SE_4^1 of NW_4^1 ; SW_4^1 of NE_4^1 ; all of NW_4^1 of SE_4^1 that lies East or Northeast of Mayberry Creek; NE_4^1 of NW_4^1 ; all in Section 11, Township 24, Range 11 East in Shelby County, Alabama, except that about 20 acres in NW_4^1 of SE_4^1 lying East of Mayberry Creek, or Northeast thereof has been in Bibb County since the change of County lines about 1907.

I first knew the above property when by husband, J. L. Mahan and myself were married October 30th, 1902. My said husband, J. L. Maham, carried me there to live, said property being then owned by James E. Backus. My hauband and myself liked the place and he purchased the entire above described property from the said James E. Backus and wife, Rosa L. Backus and obrained a warrnaty deed from them, except mineral rights, May 16, 1904, which was placed of record in the Probate Office of Shelby County, Alabama, January 2, 1905 in Volume 31, page 485. The Backus' had a crop growing on the place and reserved possession until January 1st, 1905. They then moved away and my husband and myself remained on the said above described property claiming ownership thereof under his said deed until his death February, 1931. We never left the property in all that time, more than twenty six years; my husband annually listed the property for taxation and paid the taxes yearly thereon. His possession thereof was actual, open, notorious, hostile, peaceable, continuous and adverse to all the world and until this date I have never heard one word from any one claiming any interest whatsoever in the surface rights of said property adverse to my said husband, J. E. Mahan' title, nor have I heard the title of myself and children as his surviving widow and heirs questioned in any way since his death to this date.

By the adverse possession that I speak of, I mean that my late husband, J. E. Mahan, during his twenty six years and more of ownership, demonstrated his ownership by entering upon siad lands at any time he wished, clearing, fencing and cultivating such portions thereof as he pleased each year during said period of time, by assessing and paying the taxes on said lands for each year and by exercising all acts of ownership and adverse possession usually exercised by a farmer over his own farm.

When I speak of the above described property I mean the surface rights. The do not claim, nor have we ever claimed to own the mineral right.

Mahan the warrantly deed hereinabove referred to he also delivered to him a warrantly deed conveying the same property hereinbefore described from P. A. Kendrick to James E. Backus, which was dated November 10, 1897 and acknowledged by said P. A. Kendrick on the same day defore Lewis N. Bowdon, a Notary public. This deed my said husband, J. E. Mahan, handed to me with instructions to put in safely away and the deed that I file for record bearing the above mentioned date and names is the identical deed handed me by my husband, J. E. Mahan, as stated, and it has never had any charges or alterations of any kind or character made in it since it was intrusted to me for safekeeping by the said J. E. Mahan. Neither he or myself realized the importance of recording the deed at the time, and only recently was I advised that it should be recorded.

When J. E. Mahan died February 20th, 1931 he left surving him the following children:

William Henry Mahan, whose wife is Adell Mahan;

Horace Edgar Mahan, whose wife is Muby Odell Mahan;

Mary L. Mahan, widow; that there are no other children or descendants of deceased children other than those named aboved who survived him and I,

Mary L. Mahan his widow have not remarried since the death of the said J. E.

Mahan.

Affiant saith further that the said J. ... Mahan owed no debts at the time of his death that have not

been fully paid, and there has been no administration of his estate.

Mary L. Mahan

Sworn to and subscribed before me this the 6 day of Deptember, 1946.

Wm. C. Smithsor Notary Public

NOTARIAL SEAL

I. C. Malker, Judge of the Probate Court of said County, hereby certify that the foregoing conveyance was filed for registration in this office on the 24th day of September, 1946 at 8 o'clock A. M. and was recorded in Volume 126, Record Deeds, Page 432 on this the 15th day of October, 1946.

no Day Due

L. C. Walker

Judge of Probate