AFFIDAVIT

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STATE OF ALABAMA,

SHELBY COUNTY.

Before the undersigned authority personally appeared J. N. Niven, who is known to me, and who being by me first duly sworn deposes and says:-

I am acquainted with the NW  $\frac{1}{4}$  of SE  $\frac{1}{4}$  and the N  $\frac{1}{8}$  of the NE  $\frac{1}{4}$  of SE  $\frac{1}{4}$ , all in Section 10, Township 21, Range 1 East, Shelby "ounty, Alabama, and have known said land for more than forty years.

I was acquainted with P. K. Nivens, who is grentor in that certain deed dated October 3, 1909, and in which C. C. Farr was grantee, and which deed is recorded in the Probate Office of Phelby County, Alabama, in deed book 69 page 16. Said grantor, P. K. Nivens is one and the same person as K. P. Nivens, to whom H. T. Riley and wife conveyed the NW  $\frac{1}{4}$  of SE  $\frac{1}{4}$  of said Section 10 by deed dated the 24th of October, 1906, which deed is recorded in the Probate Office of Phelby County, Plabama, in deed book 35 page 85. The initials of Mr. Nivens were P.K. and not K.P.

J. N. Niven:

Sworn and subscribed to before me on this the 10 day of January, 1947.

Mytle Lindsey Notary Public

My commission expires Feb. 12, 1949.

NOTORIAL SEAL.

Filed in the office of the Judge of Probate January 11, 1947 at 3 P.M. and duly recorded in Deed Record Book 127 page 249 on January 15, 1947.

BMELBY COWNTY

L. C. WALKER

JUDGE OF PROBATE.

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C. WALKER,