THE STATE OF ALABAMA,)
: SS.
SHELBY COUNTY.

Before me, the undersigned authority, this day personally appeared R. D. Cox, who, being duly sworn, deposes and says as follows, to-wit:

That his full name is Rucius D. Cox; that he now resides in Shelby County, Alabama, on lands adjoining those known as the Miller Farm, hereinafter particularly described; that affiant has known the said hereinafter described Miller farm lands and the boundaries and occupancy thereof for about thirty-five years; that the said Miller farm lands are particularly described as follows:

The Wa of the SW of Section 29 (the minerals and mining rights, as heretofore reserved, excepted) all that part of the E_2^1 of the SW2 of said Section 29 lying SW of the line drawn southeasterly from the of said section 29 where said south line of said $SE_{\frac{1}{4}}^{\frac{1}{4}}$ of $SW_{\frac{1}{4}}^{\frac{1}{4}}$ of Section 29 to a point in the south line of said $SE_{\frac{1}{4}}^{\frac{1}{4}}$ of $SW_{\frac{1}{4}}^{\frac{1}{4}}$ would be intersected by the line of the fence (if continued northwesterly) dividing the lands of the said C. E. Leonard and the lands of Johnson estate in Section 32; the $E_2^{\frac{1}{2}}$ of the $SE_4^{\frac{1}{2}}$ of Section 30; the $NE_4^{\frac{1}{2}}$ of the $NE_4^{\frac{1}{2}}$ and the NE diagonal half of the $SE_4^{\frac{1}{4}}$ of the NE $\frac{1}{4}$ of Section 31; that part of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 31 beginning at a point in the East line of Section 31 where said east line intersects the south line of the Montevallo and Ashville public road and running thence southwesterly along the south line of said road 220 feet, more or less, to a fence dividing the lands of the said C. E. Leonard and one Scott, and thence southeasterly along the line of said fence, to the East line of said Section 31; the NWA of Section 32, the Ez of the SWZ of Section 32; the NWZ of the SEZ of Section 32; the NWZ of the SWZ of Section 32, except a small tract conveyed to C. R. Cross, lying between the canal and Old Creek Run, in the SW corner; that part of the SW_4 of the SW_4 of Section 32 lying east of a line 340 feet west of the SE corner of said SW_4^2 of the SW_4^2 , and running north, 15° West, to the creek on or near the north line thereof; all of the War of the NEA of Section 32 lying west of cross fence between the lands of C. E. Leonard and the lands of the Johnson estate; situate in Shelby County, Alabama, all of said lands being in Township 19, Range 2 West.

That affiant first knew the said lands when the same were owned and occupied by Frank Miller, who occupied the same and resided thereon with his family until he sold and the same to C. E. Leonard in 1922, that the said Frank Miller cultivated a large portion of the said lands from year to year during the time of his said ownership and occupancy; that affiant understands that the said Frank Miller purchased the said lands from his father, Thomas B. Miller, by deeds of conveyance to him of record in the office of the Probate Judge of Shelby County, Alabama; that affiant knows of his own personal knowledge that the said Frank Miller continuously and uninterruptedly occupied the said lands, as aforesaid, to the exclusion of all other persons, claiming to own the same from about 1914 until some time in 1922, when he sold the same to the said Leonard, as aforesaid; that a large part of the said farm was under fence during the time of the occupancy of the said Frank Miller and his family, and, as aforesaid, the said occupancy of the said Frank Miller was continous, exclusive, uninterrupted, open, plainly visible to the public and hostile to all other persons, under claim of ownership by him under his deeds thereto; that the said C. E. Leonard, who, as affiant understands, purchased the said lands in April, 1922, as shown by his deed of record in the office of said Probate Judge, went into possession of the said lands, and by and through his agents, servents and tenants, was continuously in possession of the said farm, cultimating a large part thereof and otherwise improving the same, and claiming to own the said lands under his daid deed from the said Frank Miller against all other persons. until the said Leonard sold the said lands, in August, 1927, to Rosamond Investment Company (Inc.), as shown by deed of record in the office of the Probate Judge of said County ; whereupon the said Rosamond Investment Company (inc.,) went into possession of the said lands and by and through its agents, servants and tenants continuously occupied the same, cultimating a large part thereof, until the said Rosamond Investment Company (Inc.) sold and conveyed the same to Traders Mortgage & Realty Company (Inc.) in October, 1927, as appears by deed of record in the office of the said Probate Judge; and the said Traders Mortgage & Realty Company (Inc.) immediately went into possession of said land

under its said deed, and by and through its agents, servants and tenants, continuously occuped the same until it sold or reconveyed the said lands to the said Leonard in March, 1930, by deed of record in the office of said Probate Judge; that the said C. E. Leonard immediately went into possession again of the said lands under the said deed from the said Traders Mortgage & Realty Company (Inc), in March, 1930, and, by and through his agents, servents and tenants, has since been in continuous, exclusive, uninterrupted, open and adverse possession of the said lands up to the present time; the said possession being plainly visible to the public, as aforesaid, and hostile to all other persons; that, as aforesaid, the C. E. Leonard since his said repurchase of the said lands in 1930, has been in the said occupancy of the said lands, claiming to own the same under his said deed, for more than nineteen years; that affiant has never heard of any claim being made to any part of the said lands by any other person during all of said period of time covered by this affidavit, except by the said C. E. Leonard and thos under whom Marchamas; that affiant was in a position to hear of any adverse claims thereto, if any had existed.

SHELBY COUNTY

R. D. Cox

Sworn to and subscribed before me, this the 25 day of October, 1949.

Oscar Harris, Notary Public. \$ hereby certify that Privilege Tax has been paid on the wint. in instrument as required by law.

AND THE OF PROBATE and recorded in Deed

Filed in theoffice of the Judge of Probate on the 16th day of Nov. 1949, at 11 A.M. and recorded in Deed record 139, page 486, on this the 3 day of Dec 1949.

L.C. Walker,

Judge of Probate.