

STATE OF ALABAMA

SHELBY COUNTY

Personally came and appeared before me, S.A. Lokey, a notary public in and for the State of Alabama at Large, Luther Boothe, who, after being first by me duly sworn according to law to speak the truth deposes as follows:

My name is Luther Boothe, I am 56 years of age. I was born and reared at what is known as Booth Town in Shelby County, Alabama and have lived there all my life and still live there. The hereinafter described land is situated in said community and I have known it as far back as I can remember, to-wit:

The Southwest Quarter of the Northeast Quarter less one-half acre known as the Booth family cemetery lot; the Southeast Quarter of the Northeast Quarter; except one acre in the Southwest corner being 208.7 feet North and South and 208.7 feet East and West in the form of a square.

A lot in the Northeast corner of Northeast Quarter of Southeast Quarter, described as commencing at the Northeast corner and run South along the East boundary of said Section 539 feet; run thence Westerly parallel with the North boundary of said Northeast Quarter of Southeast Quarter 330 feet; run thence Northerly parallel with the East boundary of said Section 539 feet to the north boundary of said Northeast Quarter of Southeast Quarter; run thence East along said North boundary 330 feet, more or less to point of beginning; Also a lot in the Northeast Quarter of the Southeast Quarter, described as commencing at the intersection of the South boundary of the Tuscaloosa road with the West boundary of said Northeast Quarter of Southeast Quarter; run thence South along the West boundary of said Northeast Quarter of Southeast Quarter 285 feet, turn thence an angle of 64° 30' to the left and run 372.9 feet; run thence in a northerly direction and parallel with said West boundary of Northeast Quarter of Southeast Quarter 276.3 feet to the old Tuscaloosa road; run thence in a northwesterly direction along said road to point of beginning, all in Section 30, Township 21 South, Range 4 West.

G.F. Peter acquired the above described lot in the Northeast corner of the Northeast Quarter of the Southeast Quarter some time prior to 1930. It had a house on it, which he rented to tenants who worked for the Southern Coal & Coke Company. The lot that is in the Northwest corner of the Northeast Quarter of the Southeast Quarter as above described had two houses on it, one was an old store building known as the Lit-Loubright store house. This, Mr. Peter remodeled into a residence prior to 1930. There was still another house on this lot and both of these houses Mr. Peter rented to tenants who lived in them and cultivated the adjacent lands and worked for the Southern Coal & Coke Company.

There were a number of houses scattered over the Southeast Quarter of the Northeast Quarter and Southwest Quarter of Northeast Quarter, as above described and Mr. Peter acquired all

of this property except what is excepted above and had possession and rented these houses prior to 1930 to tenants who lived in them and cultivated gardens and patches and worked for the Southern Coal & Coke Company up until Mr. Peter sold to the Boothton Coal Mining Company about the year 1944. All of the land described in this affidavit was under Mr. Peter's ownership and control or the ownership and control of the Southern Coal & Coke Company prior to the year 1930 to the year 1944 and he was in actual possession through the agency of his tenants and employees who cut mining timber from said land from time to time.

That said possession was actual, open, notorious, continuous, exclusive, peaceful, quiet, direct, adverse, hostile, under color of title and claim of ownership and affiant has never known of any person being in possession of any part of said land claiming adverse to George F. Peter or the Southern Coal & Coke Company and I have known of no one disputing their title to the above described land.

George F. Peter

Sworn to and subscribed before me on this 1st day of April, 1952.

L. A. Loxey