

STATE OF ALABAMA

SHELBY COUNTY

Personally came and appeared before me, John L. Daviston, a Justice of the Peace in and for said County in said State, D.W. Litton, who, after being first by me duly sworn according to law to speak the truth deposes and says:

My name is D.W. Litton. I am 44 years of age, I live at Brierfield, Alabama, and have since the year 1926. Brierfield is approximately 10 or 12 miles from the following described lands, to-wit:

Southeast Quarter of Northeast Quarter; Southwest Quarter of Northeast Quarter; North half of Southeast Quarter and Southwest Quarter of Southeast Quarter of Section 1, Township 22, Range 4 West; the South half of Southwest Quarter and Northeast Quarter of Southwest Quarter of Section 2, Township 22, Range 4 West; Northeast Quarter of Southwest Quarter of Section 11, Township 22 South, Range 4 West; South half of Northeast Quarter and Northeast Quarter of Southeast Quarter of Section 35, Township 21 South, Range 4 West; the Southwest Quarter of Northwest Quarter and Northwest Quarter of Southwest Quarter of Section 36, Township 21, Range 4 West.

I have been acquainted with the above described lands since the year 1930. When I first became acquainted with it, I was cruising timber for J.A. Deason, who was in the saw mill business, and at that time looked over the above described land with the idea of Mr. Deason purchasing timber from the Southern Mineral Land Company, which at that time was in possession of, claiming to own said lands. After that, about the year 1938 or 1939, we cut hardwood timbers from the above described land. We cut these timbers for the Roden Coal Company at Marvel, under contract with the Southern Mineral Land Corporation. We were cutting on this land from time to time over a period of 3 or 4 years. I next had an occasion to view the above described land, as a representative of Mr. Charles Morgan, who was the agent for the Southern Mineral Land Corporation, successors in title to the Southern Mineral Land Company. Mr. Morgan's health was bad and I looked after the property for him for several years, about 1944 to 1950, and since 1950, I have been in charge of the above described land as agent for the



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Southern Mineral Land Corporation. During the time I worked for Mr. Morgan and Southern Mineral Land Corporation, it was my duty to go over the land from time to time and see that there was no timber cut and no trespassing, to keep fire out and extinguish fires, to go around the boundaries of the land and <sup>to</sup> see that the lines and corners were marked, and in general, look after the company's interest, as far as the lands were concerned. One of my main duties has been to protect timber on said lands from fire and in performing this duty, I have from time to time organized crews and put out fire on the above described land or on lands near by to prevent fire from spreading to these lands.

All of these duties I have performed regularly, which have kept me constantly in contact with the above described land.

During the time I have known said lands, besides, the mining timber cut, as above related, H.A. Belcher cut saw timber from the above described land under contract with the Southern Mineral Land Corporation and the Southern Coal and Coke Company and the Boothton Mining Company and independent contractors, cutting mining timbers for these companys have from time to time, cut mining timbers from the above described property under contract with the Southern Mineral Land Corporation.

During the time I have known said lands, I have known of no one cutting any timber from the above described land except with the permission of and under contract with the Southern Mineral Land Corporation. I have never known of anyone by the name of John S. Storrs or any other Storrs and I know that during the time above specified, that no one by that name nor anyone claiming under John S. Storrs, his heirs and assigns, have at any time been in possession of any part of the above described land or cut any timber therefrom, or made any claim to the timber on said lands.

During the time above specified, the possession of the Southern Mineral Land Company and the Southern Mineral Land Corporation of above described lands and the timber growing on said lands, has been continuous, open, notorious, peaceful, quite,

adverse  
direct, exclusive, hostile, under color of title and claim of  
ownership.

DW Litton

Sworn to and subscribed before me on this 16 day of  
November, 1953.

John S. W. Weston  
Notary Public  
Junction of River

Lilled 11/14/53 8PM  
no tax