

2239

AFFIDAVIT OF E. M. MULLEN

February 24, 1959

STATE OF ALABAMA)
SHELBY COUNTY)

I, E. M. Mullen, am 59 years of age and reside on the Morgan Place near Montevallo, Alabama.

In 1935, I moved to this community and came to know the Morgan property through my friendship and association with Mimms Morgan. Soon after I moved here Mimms Morgan carried me over the property and I became familiar with the boundaries, fences, etc. This was within one year after I came to Montevallo. Later, as Chief Engineer for the Southern Coal and Coke Company, I was in charge of cutting the timber off the Morgan property, which the company had purchased from Mrs. Margaret Morgan, then the owner. At this time, I again had occasion to check the lines, boundaries and fences, etc. This was in 1938.

In early 1942, I entered into a lease with Mimms Morgan for the Morgan Farm and moved on the property in 1943 and have lived on the property constantly ever since. I dealt with Mimms, as agent for his mother, Margaret Morgan, who was owner. I dealt with Mimms until he died about 1948, then I dealt directly with his mother, Margaret Morgan, until her death in 1956 or 1957, and since Margaret Morgan's death, I have dealt with Mary Gray Morgan. Mimms Morgan was married to Gertrude Morgan (maiden name unknown) and died without any children, leaving only his widow, Gertrude.

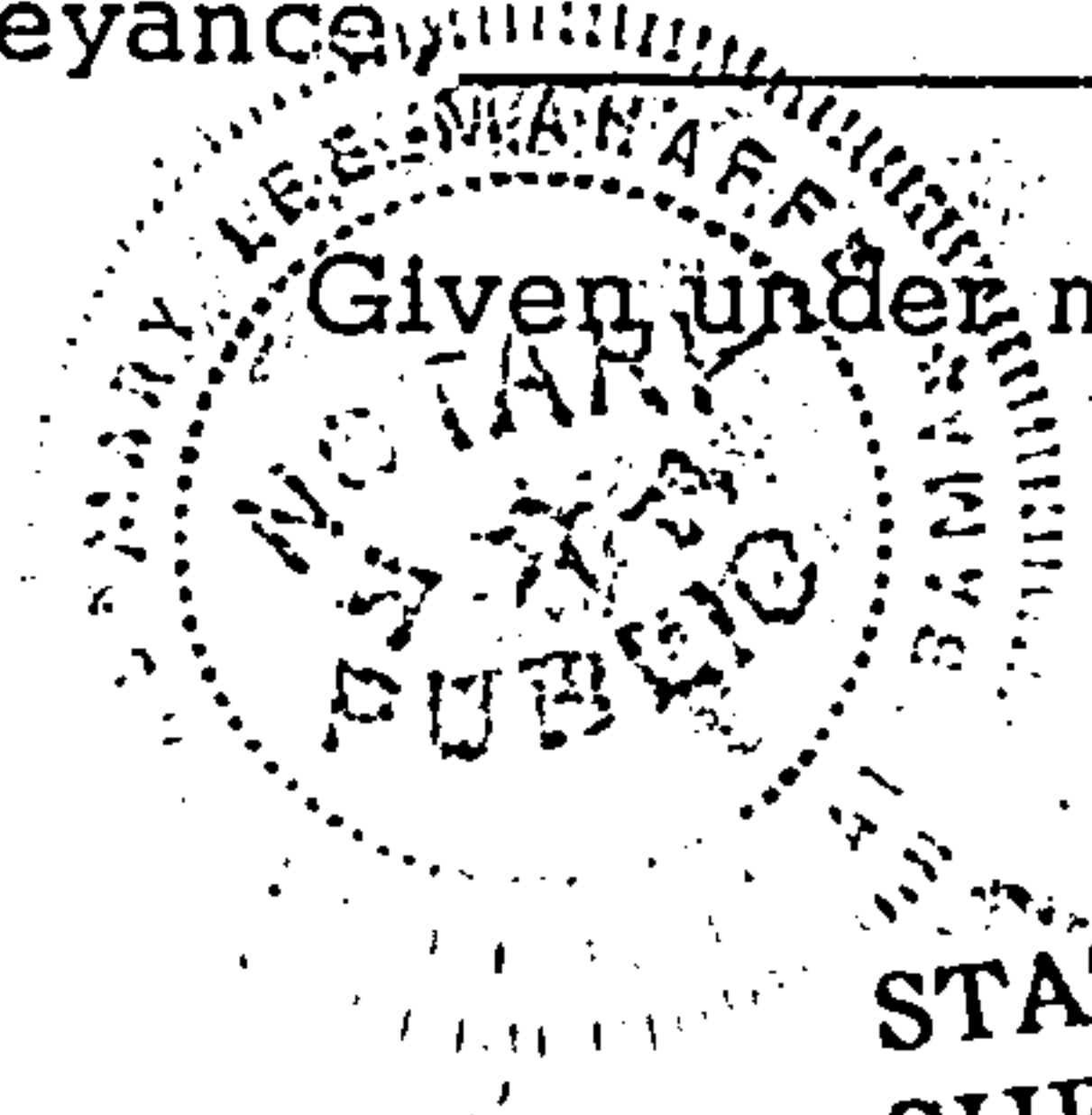
I am familiar with the survey made by Walter Schoel Engineering Company, dated January, 1959, and have gone over the lines and have seen the stakes set by Schoel. I have also gone over the map made by Schoel Engineering Company, and am attaching a copy of this map hereto. I am in position to state that for as long as I have known the Morgan farm, the boundaries, fences, etc. have not changed and that the fences as shown on the Schoel survey are as they have been since my first knowledge of the farm, which was in 1936. As long as I have leased the Morgan farm, I have been in sole possession and no others have had possession of any part of the property.

(L.S.) E. M. Mullen
E. M. Mullen

*The State of Alabama
County of Shelby
sworn to and subscribed before me this 6th
day of March 1959.
Mary Lee Mahaffey
Notary Public*

THE STATE OF ALABAMA,)
Shelby COUNTY) I, Mary Lee Mahaffey

a Notary Public in and for said County, in said State, hereby certify that E. M. Mullen, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day, that, being informed of the contents of this conveyance, executed the same voluntarily on the day the same bears date.



Given under my hand and seal, this 6th day of March A. D. 1959

Mary Lee Mahaffey

STATE OF ALABAMA }
SHELBY COUNTY }
I, Conrad M. Fowler, Judge of Probate hereby
certify that the within 4-25 was
filed in this office for record the 25 day
of March 1959 at 4-25 o'clock P.M.
and recorded in 4-25 Record 200
page 175 and examined 4-25
and the Mortgage Tax of \$ 4.25
Deed Tax of \$ 4.25 has been paid.
Conrad M. Fowler
Judge of Probate

Fee \$ 6.00

STATE OF ALABAMA, SHELBY COUNTY
I, Conrad M. Fowler, Judge of Probate, hereby certify that the within
was filed for record the 25 day of March 1959 at 4-25 o'clock P.M. and
recorded in 4-25 Record Page 200 and the Mortgage Tax of 4.25
Deed Tax of 4.25 has been paid.
Conrad M. Fowler Judge of Probate