

STATE OF ALABAMA  
COUNTY OF SHELBY

Before me, L. E. Parker, a Notary Public in and for the State of Alabama at Large, personally appeared Alex Etross, who, being by me first duly sworn deposes and says as follows:

My name is Alex Etross. I am 72 years of age and reside in Shelby County, Alabama, in the vicinity of the land described hereinbelow. I have been familiar with this land and have known its possessors for more than 30 years. This land is best described as:

The NW<sup>1</sup> of NW<sup>1</sup> Section 24, Townshin 24 North, Range 15 East, excepting rights and interests of Alabama Power Company to all above described lands that lie below the 425 foot contour line established in Survey of Coosa River made 2nd August 1903 by the Corps of Engineers.

I know that in 1936, the above described land was in the possession of A. T. Bristow, who claimed title thereto. In about 1941, the said A. T. Bristow, deeded This land to Shelby Iron Company, who later that same year conveyed this land to R. T. Cannon, who moved into possession of this land as title claimant. In about 1947 the said R. T. Cannon conveyed this land to Billie J. Cox, who was in possession of this land for about a year when he conveyed this land to Joe Kibbey, who moved into possession of this land under the claim of ownership and continued in this position until his death in about 1959, at which time Mary Teresa Stutzman moved into possession of the hereinabove described land, claiming ownership thereto, as the only child and sole heir at law of Joe Kibbey, and has continued in this position up until the present time.

I know that Mary Theresa Stutzman, and her predecessors in title have been in the actual, continuous, and exclusive possession of the hereinabove described land for more than 30 years, and their possession has been visible, open, hostile and notorious. They have assessed this land for taxes and have paid the taxes due thereon.

I know that during the past 30 years Mary Teresa Stutzman and her predecessors in title have constructed a dwelling house, with the necessary outbuildings, piers, docks, dressing room and other structures for the operation of a fishing camp on the hereinabove described land and adjoining lands. They have cut and sold timber from this land and have exercised every other act necessary to the peaceful use and enjoyment of this land as was consistent with the nature of the land.

I know of no person or persons, claiming any right to the hereinabove described land, or disputing the possession of this land by Mary Teresa Stutzman, and her predecessors in title during the past 30 years.

I know that Robert Nixon, Wesley Gross or J. P. Perkins, have never been in possession of any portion of the hereinabove described land, nor have they claimed any right, title or interest in this land. I know and it is generally known through this vicinity that the land owned and conveyed by Robert Nixon and Wesley Gross to J. P. Perkins, is the land situated wholly in Range 1 West, in Sections 13 and 24, Township 22. The said J. P. Perkins has constructed a dwelling house, store and other outbuildings and is living with his family on land in Sections 13 and 24, Township 22, Range 1 West, in Shelby County which is several miles from the Stutzman lands.

Alex Etross

Sworn to and subscribed before me  
this 26th day of July, 1966.

L. E. Parker

Notary Public - State at Large

Tract No. 407  
Mary Theresa Stutzman

STATE OF ALA., SHELBY CO.,  
RECORDED BY THIS INSTRUMENT  
WAS FILED ON 8-13

8-6 1966  
RECORDED & \$ MTG. TAX

DEED TAX PAID  
ON THIS INSTRUMENT

Conrad M. Fowler  
JUDGE OF PROBATE