

STATE OF ALABAMA
SHELBY COUNTY

183X
Before me, L. E. Parker, a Notary Public in and for the State of Alabama at Large, personally appeared J. N. Merrell, who is known to me and after first being duly sworn, deposes and says as follows:

My name is J. N. Merrell. I am 71 years of age and reside in Shelby County in the vicinity of the land described hereinbelow. I have been familiar with this land and have known its possessors all during the past 40 years. This land is best described as:

GULF STATES PAPER CORP.
TRACT NO. 100-13

The Northeast Quarter of Southeast Quarter (NE $\frac{1}{4}$ of SE $\frac{1}{4}$), Section 2, Township 24 North, Range 15 East, lying North of Spring Creek, Shelby County, Alabama.

ANITA MAY, ET AL
TRACT NO. 413

The Northwest Quarter of Northwest Quarter (NW $\frac{1}{4}$ of NW $\frac{1}{4}$), Section 1, Township 24 North, Range 15 East. The Southwest Quarter of Northwest Quarter (SW $\frac{1}{4}$ of NW $\frac{1}{4}$), Section 1, Township 24 North, Range 15 East. The Northeast Quarter of Southeast Quarter (NE $\frac{1}{4}$ of SE $\frac{1}{4}$), Section 2, Township 24 North, Range 15 East, lying South of Spring Creek.

The Southeast Quarter of Southeast Quarter (SE $\frac{1}{4}$ of SE $\frac{1}{4}$) except the South 626.1 feet, Section 2, Township 24 North, Range 15 East and excepting 8 acres conveyed to T. C. Burgess, O. L. Hurt and J. A. George as described in Deed Book 89 on page 163 in the Office of the Judge of Probate of Shelby County, Alabama.

The Southeast Quarter of Northeast Quarter (SE $\frac{1}{4}$ of NE $\frac{1}{4}$), Section 2, Township 24 North, Range 15 East.

All being situated in Shelby County, Alabama.

I know that all of the land hereinabove referred to as Tract No. 100-13 was in the possession of Shelby Iron Company in about 1926 who claimed title thereto. In about 1958, the Shelby Iron Company conveyed this land and other lands by deed to Gulf States Paper Corporation, the present possessor and title claimant. This portion of land has been used for growing and harvesting timber for market.

I know that the land referred to hereinabove as Tract 413 was in the possession of R. H. Green in about 1926. In about 1943, the heirs of the said R. H. Green conveyed this parcel of land to J. I. Boriss and D. H. Marbury, who later formed Marbury-Boriss Construction Company. In about 1946 the Marbury-Boriss Construction Company conveyed this land to R. A. Preston, who moved into immediate possession of this land as title claimant continuing for about one year when he deeded this land and relinquished his possession to John H. Edwards in about 1947. In about 1952 the said John H. Edwards conveyed this land to C. J. Tucker who conveyed this land by deed to William S. Tune in about 1953. William S. Tune continued in possession of this land until in about 1960 when he conveyed this land by deed and relinquished his possession to Anita May, Bessie Goldner, Jeanette Hyatt and Myrtice Gordon, each claiming an undivided 1/4th interest, who moved into possession of this land under the claim of title and have so continued up until the present time, except for Myrtice Gordon who conveyed her interest in this land to Merritt Pizitz in about 1962.

I know that Gulf States Paper Corporation, Anita May, the above named owners and their predecessors in title have been in the actual, continuous and exclusive possession of their respective parcels of land for more than 40 years. Their possession has been visible, open, hostile and notorious. They have assessed their respective parcels of land for taxes and have paid the taxes due thereon.

Tract No. 413 - I know that the said owners of this tract of land and their predecessors in title have constructed dwelling houses, barns and other necessary out buildings on this land. They have built water and sewage systems, fences and cross-fences and have kept livestock on this land. They have used this parcel of land for security for mortgages, have sold timber for market, granted easements for rights-of-way and power lines across portions of 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 any of the hereinabove described land during the past 40 years or disputing the possession of Gulf States Paper Corporation, Anita May, her co-owners and their predecessors in title to their respective lands under the claim of ownership.

I know that the boundary lines between said Tract No. 100-13 and Tract No. 413 are firmly established and there has been no dispute between adjoining owners.

I know that Thomas R. Lovett, I. T. Lovett, Sarah Lovett, J. J. Lovett or their heirs have not been in possession of any part of the hereinabove described land during the past 40 years. Nor have they exercised any claim of right or ownership over this land during this time.

I know that the eight acres of land sold to O. L. Hurt, T. C. Burgess and J. A. George in about 1930 is situated in the Northeast Quarter of Southeast Quarter and Southeast Quarter of Southeast Quarter on the East side of both forties and is land situated within the Murphy's Fishing Camp Subdivision and has been acquired by Alabama Power Company.

I know that the 15 acres excepted in that certain deed in 1913 from R. H. Lovett to A. B. Merrell conveying land in the Southeast Quarter of Southeast Quarter, Section 2, Township 24 North, Range 15 East is actually situated in the South Half of said forty and a portion of the said 15 acres is within the cemetery and church lots.

Sworn to and subscribed before me
this 28th day of November, 1966.


Notary Public - State at Large

Tract No. 413 - Anita May, et al
Tract No. 100-13 - Gulf States Paper Corporation

STATE OF ALA., SHELBY CO.,
I CERTIFY THIS INSTRUMENT
WAS FILED ON

12/31 1966

RECORDED & \$____ MTG. TAX

\$____ DEED TAX HAS BEEN
PD. ON THIS INSTRUMENT.


JUDGE OF PROBATE