

STATE OF ALABAMA
SHELBY COUNTY

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

My name is J. H. Thompson. I am 80 years of age and reside in Shelby County, Alabama. I have been familiar with the land described hereinbelow and have known its possessors during the past 40 years or more. This land is best described as:

Parcel No. 1 - South Half of Southeast Quarter (S $\frac{1}{2}$ of SE $\frac{1}{4}$), Section 11, Township 19 South, Range 2 East, owned by Wesley Smith.

Parcel No. 2 - Southwest Quarter of Southwest Quarter (SW $\frac{1}{4}$ of SW $\frac{1}{4}$), Section 12, Township 19 South, Range 2 East, owned by T. W. Bell, Jr.

Situated in Shelby County, Alabama.

I believe and it is generally believed and understood throughout this vicinity that the above described lands are a portion of lands that have been in the possession of the Bell family under the claim of ownership for more than 70 years. It is understood that E. W. Bell was in possession of this land and other lands prior to 1900, under the claim of title. In about 1904 the said E. W. Bell deeded this land and relinquished his possession of this land to Thomas W. Bell, his son who was also known as T. W. Bell and whose possession continued until about 1929 when he deeded this land to Annie L. Bell, his wife. Their possession continued until their death with the said Annie L. Bell surviving her deceased husband until about 1960. Upon the death of the said Annie L. Bell and according to her last will and testament, the land described hereinabove as Parcel No. 2 became vested in T. W. Bell, Jr., her son, and title to Parcel No. 1 being vested in Annie L. Bell Smith, her daughter. The said T. W. Bell, Jr., has continued as possessor and title claimant over the land described above as Parcel No. 2 from the date of death of the said Annie L. Bell up until the present time. Annie L. Bell Smith moved into immediate possession of the parcel of land hereinabove described as Parcel No. 1, claiming title by virtue of the will of Annie L. Bell. Later in 1960, the said Annie L. Bell Smith conveyed the land described above as Parcel No. 1 to her husband, Wesley Smith, with both continuing in possession of all this parcel of land up until the present time.

I know that T. W. Bell, Jr., Wesley Smith 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 lands for taxes and have paid the taxes due thereon.

I know that T. W. Bell, Jr., Wesley Smith and their predecessors in title during the past 40 years or more have constructed a dwelling house, barn and other necessary outbuildings on lands lying adjacent to the hereinabove described parcels of land and have during many years, used this land for farming, raising livestock and harvesting timber. They have used this land in conjunction with other lands in maintaining a farm family homestead. They have used the above described land to their desires and have executed every other act necessary to the peaceful use and enjoyment of their respective lands as was consistent with the nature of the land.

I know of no person or persons claiming any right, title or interest in any portion of the above described land adversely to those named herein as in the chain of title during the past 40 years or more. I know of no dispute among the owners and possessors of this land or any dispute between the possessors and their adjacent land owners. I know of no person disputing the possession of any portion of this land by T. W. Bell, his heirs and assigns during the past 40 years or more.

I more specifically know that J. R. Beavers, S. V. Beavers, Elizabeth Beavers Cosby, their heirs or assigns have not been in actual possession of any portion of the above described land under claim of title during the past 40 years or more.

Sworn to and subscribed before me
this 8th day of August, 1968.

Notary Public - State at Large

STATE OF ALABAMA, SHELBY CO.
NOTARY PUBLIC
I HEREBY CERTIFY THIS
INSTRUMENT WAS FILED
1968 OCT 14 AM 9:04
RECORDED AS SHOWN ABOVE
HOUSE OF PRIVATE

BOOK 255 274