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STATE OF ALABAMA)

SHELBY COUNTY)

Before me, the undersigned authority, a Notary Public , in and for said County and State, personally appeared the undersigned affiant, who, after being by me first duly sworn to speak the truth, deposes and says as follows:

My name is L. C. Payne, and I have been familiar with the occupation, use and possession of the hereinafter described property for a period in excess of thirty years, said property being situated in Shelby County, Alabama, and being more particularly described as follows, to-wit:

Lot 1, 2, and 3, in Block 1, Plat of Nickerson Subdivision of Alabaster, as recorded in Map Book 3, page 147, in the Probate Office of Shelby County, Alabama.

The above described property is presently owned by Lois Nickerson, Karl Nickerson, and Paul Nickerson, heirs of K. B. Nickerson.

I understand that the property above was purchased as a part of a larger track by K. B. Nickerson in 1923. I know of my own knowledge that for the last thirty years the above described property has been in the continuous, exclusive, adverse, notorious, hostile possession of K. B. Nickerson and, since his death, his aforestated heirs. No other person, firm, or corporation has been in possession of the above described property or any part thereof during the said thirty year period. I have never heard the title of K. B. Nickerson or his heirs questioned or disputed in any way.

It has been called to my attention that the above described property was also included in a deed from Effie Mae Kaempfer and husband, A. B. Kaempfer to K. B. Nickerson and G. L. Scott in 1929. I know that neither G. L. Scott nor any of his heirs, devisees, or successors in interest have ever claimed any part or portion of the above described property. The property in which George L. Scott claimed an interest in the $\frac{1}{4}$ $\frac{1}{4}$ Section in question actually lies North of the first above described property. It has also been called to my attention that Albert L. Scott and other heirs or devisees of George L. Scott executed a transmission line permit to Alabama Power Company on December 21, 1949, which described the property first described above as well as other property. This was a mistake as none of the Scott heirs have ever claimed or asserted any title to this property.

Sworn to and subscribed before
me this 16 day of December, 1969.

Barthley Henry
Notary Public My Commission Expires 7/2/73

STATE OF ALA. SHELBY CO.
INSTRUMENT WAS FILED
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Clerk of Probate