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STATE OF ALABAMA

SHELBY COUNTY

Before me, the undersigned authority in and for said county in said state, personally appeared L. E. Shaw, who, after being by me first duly sworn to speak the truth, deposes and says:

My name is L. E. Shaw. I am 77 years of age and have known the N. H. Waters, Jr. farm, which is more particularly described in a deed from N. H. Waters, Jr. and wife to Scott Properties, which is dated the 9 day of July, 1969, and recorded in Deed Book 258 Page 561 in the Probate Office of Shelby County, Alabama, for the past 50 years and have all along been familiar with the persons in possession of the same.

I knew Mims W. Morgan and his wife, Gertrude, both of whom are dead, and know that she was dead several years prior to the time N. H. Waters, Jr. purchased said land.

There has been called to my attention the deed from Annie L. Kendrick and husband to Warrior Water Company dated June 14, 1929 and recorded in Deed Book 33 page 512 in said Probate Office. The property described therein is situated east of the above mentioned Waters farm and outside the fence which surrounds the Waters farm. This property is where the Montevallo water tank is now located.

There has been called to my attention a tax sale in the name Lola B. Bates to State of Alabama dated June 3, 1936 covering 6 acres in northwest corner of said Fractional Section 29, Township 22, Range 3 West. Affiant says he is familiar with said Bates land and it was formerly owned by Ed Lockett and some of the Prentice heirs looked after the Lockett property for many years. Affiant says the land lies north and west of the N. H. Waters, Jr. farm which he recently sold to Scott Properties, Inc. and the same is situated outside the fence enclosing said Waters farm and there is no conflict on the ground as to the possession and ownership of the lands. Affiant says he is very familiar with the land owned by Bates and there was a house on it and a garden and the same was cultivated by some of the Prentice until a few years ago and it is clearly visible as to where the Bates land is located and no part of it is in ^{Fractional} Section 29, Township 22, Range 3 West, Shelby County, Alabama.

I have discussed the description contained in a mortgage from O. C. Harris to Guaranty Acceptance Corporation which is recorded in Deed Book 231 page 139 in the Probate Office, with Victor Scott who has been in the real estate business for several years. He says he is very familiar with the O. C. Harris

land and know the land is situated in the Newala community. I know of my own knowledge that neither O. C. Harris nor any of his heirs or successors have ever made any claim to or been in possession of any property of the said Waters farm. I understand the Harris land is located in a different Township than the Waters property.

There has been called to my attention a mortgage from Dover Germany and wife to Termplan, Inc., d/b/a Community Acceptance Company which is recorded in Mortgage Book 292 page 157 in said Probate Office. I know that neither Dover Germany nor Sudie M. Germany or their successors in title or heirs have ever made any claim to the above described land. Affiant is informed the mortgagee has released the above property from said mortgage, indicating the Germans have and do not make any claim to it.

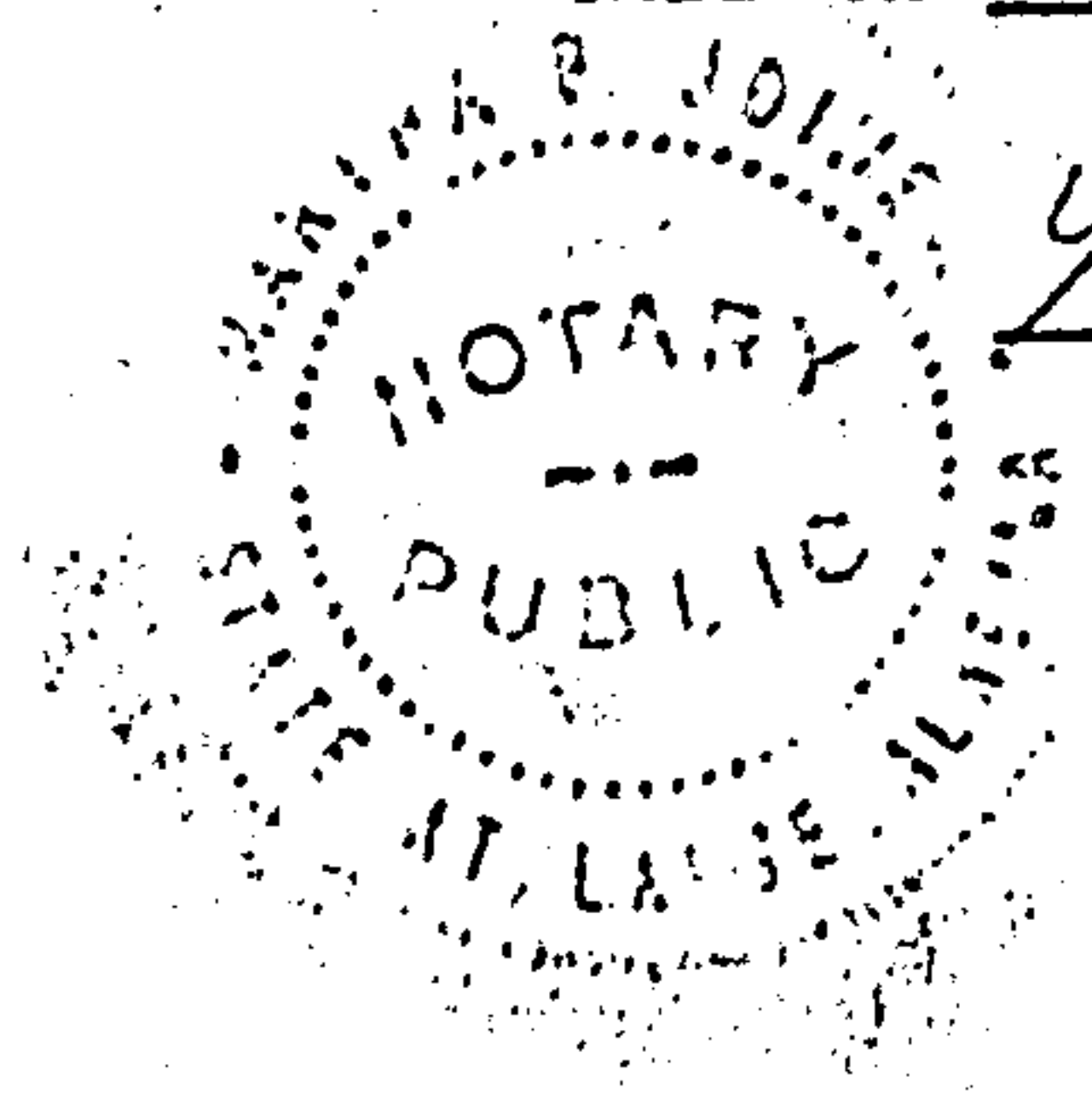
There has been called to affiant's attention a deed from George W. Prentice et al to George W. Prentice which is recorded in Deed Book 241 page 195 in said Probate Office, covering $11\frac{1}{2}$ acres of land in NE $\frac{1}{4}$ of said Section 5. Affiant knows where the Prentice land is located and knows that they intended to convey land situated in the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 5, as their land is situated south of and outside the fence enclosing the Waters' farm.

Throughout all the years I have known the property referred to herein as the Waters farm, it has been in the possession of Scott Properties, Inc. and its predecessors in title and I have never heard of anyone else claiming to own or asserting any acts of ownership in connection with the same.

LE Shaw

Sworn to and subscribed to before me on
this the 30th day of July, 1969.

Martha B. Jener
Notary Public



STATE OF MICHIGAN
COUNTY OF WASHTENAW
INSTRUMENT WAS FILED
1970 NOV -5 PM 2:45
JUDGE OF PROBATE
REC. BK. & PAGE AS SHOWN ABOVE
CORRECTION
JUDGE OF PROBATE