

STATE OF ALABAMA )

SHELBY COUNTY )

Before me, the undersigned authority, a Notary Public in and for said County, in said State, personally appeared Mrs. Geo. L. Scott, Jr., who, being by me first duly sworn to speak the truth, deposes and says as follows, to-wit:

My name is Mrs. Geo. L. Scott, Jr.. 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 is situated in Shelby County, Alabama, and more particularly described as follows:

Lots 1 through 33, inclusive, of Kenton Brant Nickerson Subdivision as shown on map recorded in Map Book 5, page 53, in the Probate Records of Shelby County, Alabama.

The above described property is presently owned by Lois S. Nickerson, Dr. Paul Nickerson, and Karl Nickerson, who are the devisees named in the will of K. B. Nickerson, deceased. The present owners and K. B. Nickerson, prior to his death, have owned the above described property since 1944 when they purchased the same from Buck Creek Cotton Mills by deed which is recorded in Deed Book 119, page 448, in the Probate Records of Shelby County, Alabama. Since 1944 the above described property has been in the continuous, actual, adverse, hostile, exclusive and notorious possession of K. B. Nickerson and the above said present owners after the death of K. B. Nickerson. There have never been any disputes whatsoever concerning the title to said property and no other persons, firm, or corporation has been in possession of the same or any part thereof since 1944. Buck Creek Cotton Mills, Inc., owned said above described property from 1931 up until said Company conveyed the same to K. B. Nickerson in 1944.

It has been called to my attention that that portion of the first above described property which is located in the N<sup>1</sup>/<sub>2</sub> of the NE<sup>1</sup>/<sub>4</sub> of NE<sup>1</sup>/<sub>4</sub> of Section 3, Township 21, Range 3 West was at one time owned by M. T. Maxwell. M. T. Maxwell conveyed the N<sup>1</sup>/<sub>2</sub> of said Section to W. J. Maxwell but the deed was never placed of record. During the last 40 years I know that M. T. Maxwell has not made any claim to any portion of the above described property and has not been in possession of the same or any part thereof.

Sworn to and subscribed before me  
this 28 day of November, 1970.

Notary Public

Mrs. Geo. L. Scott, Jr.

JUDGE OF PROBATE

REC. BK. & PAGE AS SHOWN ABOVE

1970 NOV 24 AM 9:03

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

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BOOK 265 PAGE 592