

STATE OF ALABAMA)
SHELBY COUNTY)



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Shelby Cnty Judge of Probate, AL
03/23/1976 12:00:00 AM FILED/CERT

Before me, the undersigned authority, in and for said County and State, personally appeared VEARL WHITTEN, who, being known to me and being by me first duly sworn, deposes and says as follows:

My name is Vearl Whitten. I am 54 years of age and I am a child of E. L. and Flora Etrass. I have been familiar with the occupation, use and possession of the hereinafter described property for all of my life, and I remember the occupation, use and possession of said land specifically and very clearly from 1932 on up to and including the present time; said property being situated in Shelby County, Alabama, more particularly described as follows:

N $\frac{1}{2}$ of N $\frac{1}{2}$ of SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 13, Township 24, Range 15 East.

When I first knew said property it was in the possession of my mother and father, E. L. and Flora Etrass and they were farming the same, and had it in cultivation; he farmed it and cultivated the above described property for each and every year from 1932 up to the time he sold the same to W. A. Henke and wife, Ola Henke, or perhaps a year, or so, prior to the Henke sale. During the period of time from 1932 up until the property was sold to Mr. and Mrs. Henke, in addition to cultivating and farming the property each and every year, my father had had, and maintained a fence around said property for each and every year. This was before the stock laws, and the fences was constructed primarily to keep other livestock owned by other people from entering on the land which was cultivated, but in addition thereto at various times, my father and mother would run some livestock and principally goats and cows, on the said above described property and it was not inconsistent with the cultivation and row cropping done by my father.

This property is presently owned by Billy G. Henke, and I have never heard his title questioned or disputed in any way.

Vearl Whitten

Vearl Whitten

Sworn to and subscribed before me
this the 14th day of September, 1973.

Louise Drasher
Notary Public

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NOTARY PUBLIC
INST. 10/11/75
FILED