## AFFIDAVIT

STATE OF ALABAMA )
SHELBY COUNTY )

Before me, L. H. Ellis, a Notary Public in and for Shelby County, Alabama, personally appeared Caughey C. Farr, who is also known as C. C. Farr, who is known to me, and who, being by me first duly sworn, deposes and says, on oath, that he is a son of John Farr, who is the grantee in the deed of Abraham Farr and wife to John Farr of date, January the 29th, 1849 and recorded in the Probate Office of Shelby County, Alabama, in Deed Book 15, at page 14, and which said John Farr is also grantee in the deed of George Farr and others, dated January, the 23rd 1857, and recorded in the Probate Office of Shelby County, Alabama, in Deed Book 15, at page 15. Further deposing affiant says that said John Farr died intestate on the 9th day of October 1889, which date of the death of the said John Farr is taken from the Family BiBle. Record and the tombstone of the said John Farr, as well as from the personal knowledge of affiant. Further deposing affiant says that he is now fifty years old. Further deposing affiant says that he is now fifty years old. Further deposing affiant says that he is acquainted with the following described real estate situated in Shelby County, Alabama, viz:

Word SEL of Section 4; NWL of NEL, SEL of NEL, All NEL of NEL south of Southern Railroad, all in Township 21 south, range 1 east.

Further deposing affiant says that said John Farr was in possession of the above described land at the time of his death, claiming to own the same and had been in possession of it claiming to own it for a long time prior to his death. Further deposing affiant says that said John Farr owned other land than that above described at the time of his death, which adjoined the above described land, which was his homestead. Further deposing affiant says that said John Farr left surviving him his widow, Louise Margaret Farr, and eleven children as follows:

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lst. Simpson Ann Farr Stone (Annie S. Stone)
2nd. Sallie Elizabeth Farr McClendon (Sallie McClendon)
3rd. Mary Isabel Farr Stone (Mary I. Stone)
4th. Nancy Caroline Farr Curlee (Nancy F. Curlee)
5th. Caughey C. Farr (C. C. Farr)
6th. Martha Jane Farr "rcher (Martha J. Archer)
7th. Eliza Cadella Eastis (Eliza C. Eastis)
8th. Coleman Farr (now deceased)
9th. Fletcher Sammons Farr (F. S. Farr)
10th. Samuel Lester Farr (S. L. Farr)
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Further deposing affiant says that <sup>C</sup>oleman Farr died intestate on the 17 day of November, 1919, and left surviving him his widow, <sup>E</sup>tta Farr and the following children, viz:

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John Farr
Mary Farr
homas Farr
Tsaacs Farr
TLoran Farr (Lona Farr)
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all of whom were minors at the time of their father's death, and the said children were the sole heirs at law and next of kin of said Coleman Farr, entitled to share in the distribution of his estate at the time of his death.

Further deposing affiant says that the land belonged to said John Farr at the time of his death, as aforesaid, other than that hereinbefore described was sold and disposed of by his said Widow and children by appropriate Court proceedings a great many years ago: that the land hereinbefore specifically described by governmental numbers consisting of 189 acres was retained by the widow of said John Farr, and occupied by her as a homestead and used for that purpose until the time of her death, about seven years ago, which said possession of said land by the widow of said John Farr was with the acquiescence and consent of the said eleven children of John Farr, hereinbefore named; that at the time of the death of said widow of said John Farr, the eleven children of said John Farr went into immediate possession of said land and have remained in the open, notorious, continuous,

exclusive, actual, adverse possession of said land until the present time, except Simpson Ann Farr Stone and her husband Henry Stone conveyed her interest in a portion of said land to the other ten children of said John Farr, deceased, by deed dated "ugust the 14th, 1917; and recorded in the Probate Office of Shelby County Alabama, in Deed Book 65 at page 402, except also Fletcher Sammons Farr deeded his interest in a portion of said land to affiant, Caughy C. Farr (C. G. Farr) on October the 1st. 1919, and which deed is recorded in the Probate Office of Shelby County, Alabama, in Deed Book 66 at page 177, except also Etta Farr, as guardian for the minor children of said Coleman Farr deeded to affiant, Caughey C. Farr, (C. C. Farr) by a guardian's deed, the interest of said Coleman Farr in all of said 189 acres of land, as shown by deed dated "pril the 22nd, 1921, and recorded in the Probate Office of Shelby County, Alabama, in Deed Book 68 at page 321.

Further deposing affiant says that the grantees named in the Register's Deed of J. M. Leonard Jr., Register, dated March the 2nd 1925, and recorded in the Probate Office of Shelby County, Alabama, in Deed Book 78 at page 87, and their predecessors in title, including said John Farr, deceased, their father, have been in the open, notorious, continuous, exclusive, adverse possession of said land described in said dedd for more than forty years and during said time no person, firm or corporation has been known to or has advanced any claim against said land antagonistic to the title of said grantees. Further deposing affiant says that the grantees in the deed of J. M. Leonard Jr. Register, dated March the 2nd, 1925 and recorded in the Probate Office of Shelby County, Alabama, in Deed Book 78 at page 88, and their predecessors in title, including said John Farr, deceased, have been in the open, notorious, continuous, exclusive, actual, adverse possession of the land described in said deed, for more than forty years prior hereto and during said time no person, firm, or corporation has been known to or has advanced any claim against said land antagonistic to the title of said grantees.

Further deposing affiant says that he and said ten other children of said John Farr, deceased, inherited the aforementioned described land from said John Farr, who was the source of their title, delayed, as it was, until the death of their mother, the widow of said John Farr, who held possession of said land with their acquiesce and consent until the time of her death, as aforesaid.

Further deposing affiant says that D. K. Webster, grantee in the lease executed by affiant nn August the 25th, 1919, and recorded in the Probate Office of Shelby County, Alabama, in Deed Book 65 at page 35l, finally wound up the manufacture of timber in and around his mills which was situated within a quarter of a mile of the  $E_2^1$  of the NE $_2^1$  of Section 9, Township 21, Range 1 east, Shelby County, Alabama, in the year 1920 and moved his mill away from that community and said lease in now null and void and of none effect, Sworn and subscribed to before me

Caughy C. Farr this the 9th day of June 1925.

L. H. Ellis-Notary Public
THE STATE OF ALABAMA )
SHELBY COUNTY )

I, L. B. Riddle Judge of Probate hereby certify that the within affidavit. was filed inthis office for record June 12th 1925 at 9 oclock A.M. and recorded in Deed record 78 page 254 and examined.

L. B. Riddle--Judge of Probate