

2426

AFFIDAVIT

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STATE OF ALABAMA

SHELBY COUNTY

Before me, Clair G. Harrison, the undersigned authority in and for said County, in said State, personally appeared A. B. Bristow, who, after being by me first duly sworn to speak the truth, deposes and says:

My name is A. B. Bristow. I am 76 years of age and have been employed by Shelby Iron Company since 1916 and since the year 1922, I have been in charge of all the lands owned by said Company.

Affiant says that he is familiar with Fraction "A" of Section 13, Township 22, Range 1 East and knows that the same is composed of all of SE $\frac{1}{4}$ of SW $\frac{1}{4}$ and of a small portion off the west side of SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 13, Township 22, Range 1 East. All of said Fraction "A" containing approximately 45 acres and the eastern boundary of the same being the Coosa River.

Affiant further says that he is familiar with the NW $\frac{1}{2}$ of NW $\frac{1}{2}$ of Section 24, Township 22, Range 1 East which has sometimes heretofore been referred to as north subdivision of NW $\frac{1}{2}$. Affiant says that said parcel of land contains forty acres.

With reference to the last two paragraphs above, affiant further says that in 1916 when he went to work for Shelby Iron Company, said Company had several coalings located on said land above described, along with other lands belonging to said Company, and that the oak timber located on said land and other lands was cut from time to time and brought to said coalings and made into charcoal for use at said Company's furnaces at Shelby, Alabama. Affiant further says that he went upon, over and about said lands frequently from 1916 to this date and in fact he says he has been upon the lands at least 3 or 4 times a year continuously from 1922 until this very day and during all that time, affiant says that Shelby Iron Company has been in actual, exclusive, hostile and continuous possession of said lands and that no person as ever questioned said Company's title or right of possession to said land during that time.

Affiant further says that he as Manager of Shelby Iron Company executed an Option to the State of Alabama ^{which was filed for record} on March 2, 1950, and recorded in Deed Book 141, Page 367 in the Probate Office of Shelby County, Alabama. Said option was for the purpose of permitting the State to obtain sand clay from the SE $\frac{1}{4}$ of Section 12, Township 21, Range 1 West, for the purpose of building the Columbiana-Chelsea paved road. The

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Option was made with the understanding that as soon as the road was completed the State would have no further right to move said sand clay from said land. Said road has been completed some 2 or 3 years.

along with other land,
Affiant further says that the following described land/is the land which Shelby Iron Company of Alabama actually purchased from Shelby Iron Company of New Jersey. Said land being described as follows:

$S\frac{1}{2}$ of Section; $S\frac{1}{2}$ of $NW\frac{1}{4}$; $S\frac{1}{2}$ of $NE\frac{1}{4}$ and all of $N\frac{1}{2}$ of $NE\frac{1}{4}$ lying east of ridge running northeast and southwest,
being in Section 16, Township 21, Range 1 West.

Affiant further says that he knows that since the year 1916 the land described hereinabove in this paragraph is the correct description of the land which Shelby Iron Company of Alabama and its predecessors in title have been in possession of and have assessed and claimed to own and that Shelby Iron Company of Alabama and its predecessors in title since the year 1922 have cut the timber 4 times to affiant's own knowledge. Affiant further says that the lines of same have been well marked throughout the years and that since the year 1922 he has been upon the same 3 or 4 times a year and he knows of his own knowledge that neither B. W. Brand nor his wife, Lula A. Brand, nor W. B. Browne nor Mrs. Mary Croley nor anyone else has ever made any claim to or asserted any title to said land.

Affiant further says the 9 acres of land in $SW\frac{1}{4}$ of $SE\frac{1}{4}$ and in $SE\frac{1}{4}$ of $SW\frac{1}{4}$ of Section 15, Township 22, Range 1 West, was owned by Alabama Coal & Iron Company and claimed by it through the years until it changed its name to Shelby Iron Company of New Jersey. Said Shelby Iron Company of New Jersey used the same for a sand bed until the year 1910 and since then they used it to grow timber until they sold the same to Shelby Iron Company of Alabama on November 6, 1930, as shown by deed recorded in Deed Book 154 Page 455 in said Probate Office. Affiant says to his own knowledge, the timber has been cut from said land 3 times. Affiant further says that H. C. McAdams has never made any claim to said land during the years affiant has had any knowledge of it. Affiant says that H. C. McAdams did own some land adjoining the land described in this paragraph. Affiant further says that neither Samuel L. Arledge nor his wife, Violet L. Arledge, or anyone else own any part of the above described land and he has never heard of them contesting the possession of disputing the title of Shelby Iron Company/or its predecessors in title to the same.


A. B. Bristow

State of Alabama

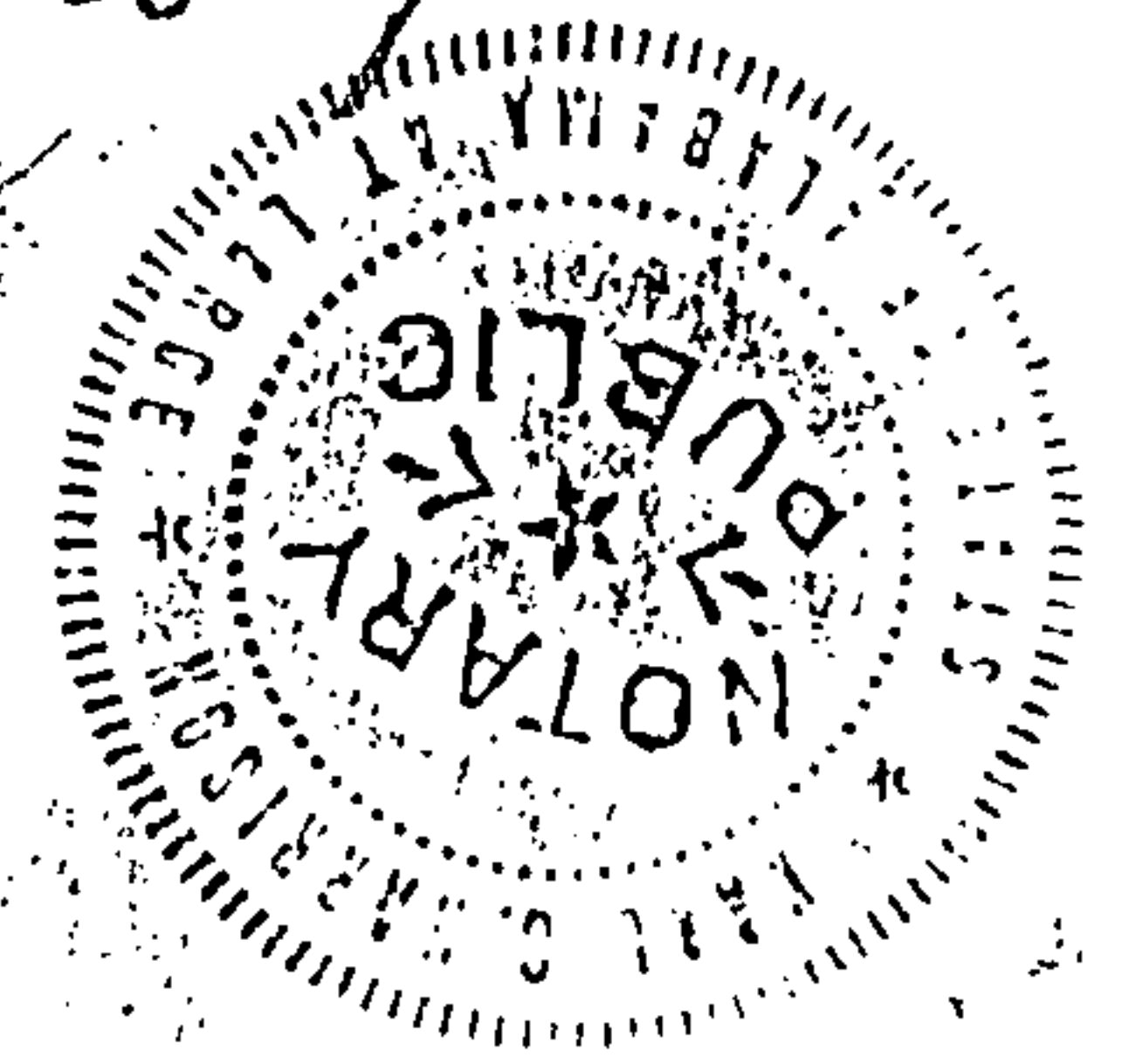
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Shelby County

Sworn to and subscribed to before me this the 4 day of April,
1953.

Charles Harrison

Notary Public for State of

Ala at Large

Filed in the office of the Probate Judge on the 8 day of April 1954 at 4 o'clock
P M. and recorded in Deed Book 165 Page 485 this 15 day of April 1954.
 Deed Tax _____ Mortgage Tax _____ has been paid.
 L.C. Walker. Judge of Probate