

AFFIDAVIT

STATE OF ALABAMA

SHELBY COUNTY

Before me, Karl C. 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.

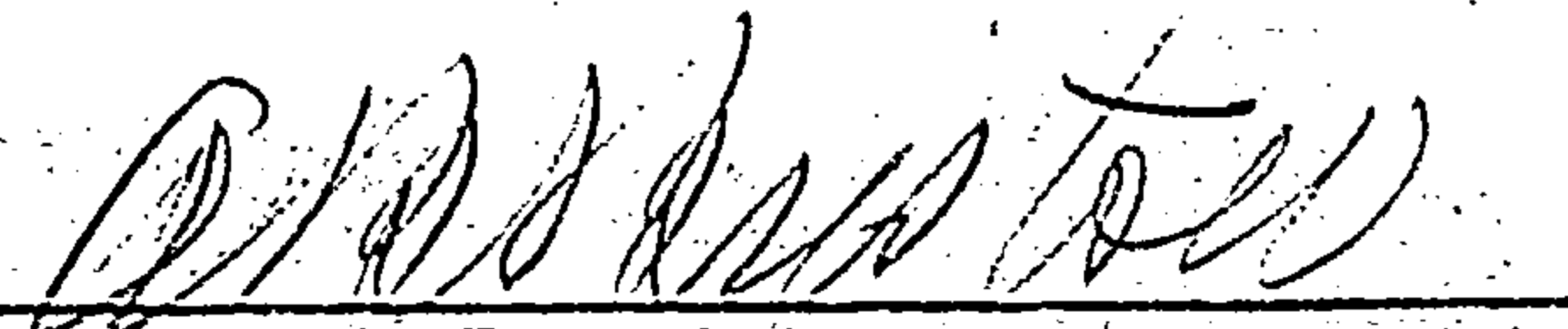
I am familiar with the land which Shelby Iron Company purchased from William Allan and his wife on April 25, 1881, as shown by deed recorded in Deed Book 4 Page 362 in the Probate Office of Shelby County, Alabama. I do not remember when said Company actually purchased said land, but as Manager of said Company's lands, I have had said deed and am familiar with the lines on said parcel of land. It has been called to my attention that one of the lines in said deed is described as "thence south 23 and 3/4 deg. east 13 chains and 50 links to a pig iron post on the south boundary line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$ ". I know of my own knowledge that said line does not run 13 chains and 50 links, but that the same stops on the south line of the NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 13, Township 22 Range 1 West. The remainder of the description in said deed is correct.

Affiant further says he has had called to his attention a mortgage from C. H. Fry and Miss Minnie E. Barnett to W. G. Parker dated February 20, 1907, as shown by Mortgage Record 69 Page 294 in said Probate Office, and said mortgage covered the S $\frac{1}{2}$ of SE $\frac{1}{4}$ of Section 13, Township 22, Range 1 West, among other lands. It is also been called to affiant's attention that Miss Minnie E. Barnett and C.H. Fry made a mortgage to W. G. Parker on January 22, 1909, as shown by Mortgage Record 81 Page 199 in said Probate Office, which covered the same land as that mentioned immediately above in this paragraph. It has also been called to affiant's attention that another mortgage from C. H. Frye to W. G. Parker dated July 9, 1910, and recorded in Mortgage Record 88 Page 158 covering said land described immediately above in this paragraph. Affiant further says that he is familiar with the land owned by Miss Minnie E. Barnett and knows of his own knowledge that it lay approximately six miles west of S $\frac{1}{2}$ of SE $\frac{1}{4}$ of Section 13, Township 22, Range 1 West and that in reality, the Barnett land lay in Range 2 West.

Affiant further says that he is familiar with the following described land which Shelby Iron Company purchased from John A. Seale and wife in August 1892, as shown by Deed recorded in Deed Book 17 Page 141 in said Probate Office. Said land being described as follows:

Beginning at the southwest corner of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 13 Township 22 Range 1 West, run north, 3 deg. 30 min. West 436 feet; thence north, 85 deg. 15 min. east 968 feet; thence south, 239 feet; thence south, 43 deg. 15 min. 90 feet; thence south, 3 deg. 30 min. east 124 feet to the south boundary line of said quarter quarter section; thence south, 85 deg. 15 min. west to the southwest corner or point of beginning; being situated in Shelby County, Alabama.



Affiant further says that in 1916 when he went to work for Shelby Iron Company, said Company had a coaling located on the above described land and that the oak timber located on said land and other lands was cut from time to time 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 land and that no person has ever questioned said Company's title or right of possession to said land during that time. Affiant says that after said Company purchased the land, ^{that neither} the said John A. Seale nor his wife, nor Mary S. Brymer nor anyone else has ever claimed to own any part of or asserted any interest in said land. From 1916 until the Shelby Iron plant was closed in 1923, said land was flooded by water and refuse from the plant and after said plant was closed, the said Shelby Iron Company from time to time removed the soil therefrom to obtain ore.

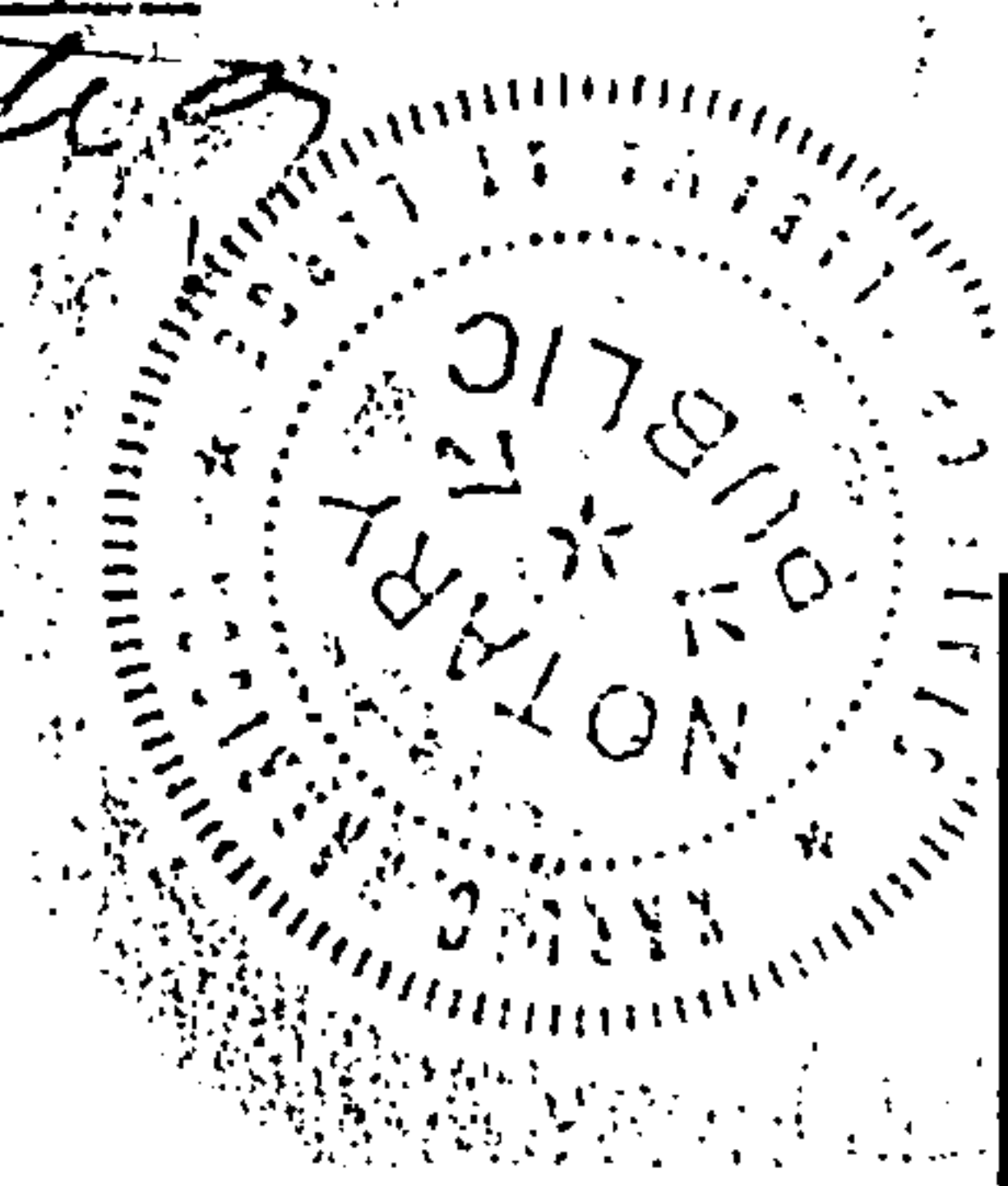

A. B. Bristow

State of Alabama

Shelby County

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


Notary Public for State of Alabama




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 488 this 15 day of April 1954.
Deed Tax _____ Mortgage Tax _____ has been paid.

L.C. Walker, Judge of Probate