

3665

STATE OF ALABAMA

BOOK 173 PAGE 445

SHELBY COUNTY

Before the undersigned authority, personally appeared T. M. Carroll, who is known to me and who being by me first duly sworn deposes and says:

I am acquainted with the following described property, viz:

That certain tract of land being a part of the $W\frac{1}{2}$ of the $SW\frac{1}{4}$ of the $SW\frac{1}{4}$ of Section 24, Township 20, Range 3 West, lying West of old Birmingham highway and East of Louisville and Nashville Railroad right of way, and more particularly described as follows, to-wit: Start at an iron stob on the east margin of the old Birmingham Highway which is the Northwest corner of the T. S. Baker tract and run thence west 25 feet to the west margin of said old Birmingham highway the point of beginning, and from said last named point run thence west 222 feet to a stake which is 44 feet east of the railroad track of said railroad and being the east margin of said right of way, run thence south paralel with said L & N right of way south 2 degs. and 30 min. East 317.7 feet to a stake, run thence East 261 feet to the west margin of the Old Birmingham Highway which is marked by a stake, run thence north 9 deg. West 316.7 feet along the west margin of right of way of said Old Birmingham Highway to the point of beginning, and containing 1.75 acres more or less. Situated in Shelby County, Alabama.

I purchased the aforementioned land from Sallie E. Cost on January 11, 1935, which deed is recorded in the Probate Office of Shelby County, Alabama in Deed Book 94 at page 520. When I purchased this property from Mrs. Cost there was a fence along the East side of it along the old Birmingham highway. There was also a fence on the West side of the lot along the East line of the L & N Rail Road right of way and I erected a fence along the North line of said lot between the old highway and the railroad and on the South side of the lot between the old highway and railroad.

I went into possession of this lot immediately after the execution of the aforementioned deed and remained in possession of it until I sold and deeded it to my wife, Alta Carroll on September 1, 1936. As stated I fenced the land up immediately after receiving the deed from Mrs. Cost, and used it as a pasture and farmed on it until I sold it to my wife and after I deeded it to my wife I remained in possession of it, for her until I deeded it to Keystone Lime Works, Inc. and during all of that time the land was fenced up as aforesaid. I grew vegatables, corn and potatoes and things like that and pastured it during all of this time and I had actual, open, notorious, exclusive, hostile and adverse possession of said property from the time I purchased it from Mrs. Cost until we deeded it to Keystone Lime Works,

Inc., cultivating part of it each and every year and pasturing part of it and during that time no other person, firm or corporation was in possession of any of said land or advanced any claim of title thereto. The land has been used continuously by Keystone Lime Works, Inc., from the time we deeded it to them to the present time. The two cross fences, that is the fence on the North side and the fence on the South line were removed, but Keystone Lime Works, Inc., owns land North and South of this lot and it was used for a pasture and continues to be so used by Keystone Lime Works, Inc., down to the present time.

Mr. T. S. Baker owned two lots lying between the Old Birmingham highway and the new highway. Mr. T. S. Baker obtained title to the North lot from R. H. Evans, and obtained title to the South lot from A. W. Cost and the starting point of the captioned land, commencing at the NW corner of the Baker lot, being the one he obtained from A. W. Cost.

The property leased by Keystone Lime Works, Inc., to Mount Olive Baptist Church of Keystone, Alabama is not located on this land now under consideration, being captioned land.

The A B & A Railroad is at least $3/4$ of a mile ^{North} from captioned land, that I sold Keystone Lime Works, Inc.

T. M. Carroll

T. M. Carroll

Sworn and subscribed to before me
this 23rd day of June, 1955.

Beth J. Lee

Notary Public, State of Alabama at Large.

STATE OF ALABAMA, SHELBY COUNTY.
I, L.C. Walker, Judge of Probate, hereby certify that the within deed M.
was filed for record the 24 day of June, 1955 at 2 o'clock, PM.
and recorded in Book 123 Page 445, and the Mortgage Tax of
Deed Tax of has been paid.
L.C. Walker Judge of Probate