

1960

STATE OF ALABAMA

SHELBY COUNTY

Before me, a Notary Public in and for said County and State, personally appeared Freddie Mae Hendricks Battle, who is known to me, and who being by me first duly sworn, deposes and says as follows:

My name is Freddie Mae Hendricks Battle. I am 67 years of age and reside at 2705 Loveless St., Homewood, Jefferson County, Alabama.

I have been familar with the ownership and possession of the following described property:

One lot described as follows: Commencing at a point 222 yards West of the SE corner of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 14, Township 22, Range 1 West, run thence West 70 yards; thence North 70 yards; thence East 70 yards; thence South 70 yards to point of beginning, containing 1 acres, more or less; being in the SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 14, Township 22, Range 1 West,

since 1926 and until the present date.

My sister, Tiny Hendricks Cooper, is the present owner of said property and has owned and possessed said property continuously since 1939.

My father, Thomas Hendricks, has been dead for about 17 or 18 years. My mother, Cora Ellen Hendricks, is still living, although her health is poor; she is 86 years of age and lives in Jefferson County, Alabama.

While I was a young girl, unmarried, and still living at home with my mother and father, my said father rented the above described property and moved in a house which was situated on said property in 1926. I lived in said house on said property with my said father and mother until 1930 when I married. My father lived in said house on said property until the time of his death and my mother continued living in said house with my said sister, Tiny Cooper, after my father's death and until about four years ago when she moved to Jefferson County .

My said sister, Tiny Cooper, bought said property in 1939 from the people which my father had rented said property from

beginning in 1926. Said Tiny Cooper has resided in said house on said property continuously since 1926 when she moved therein as a member of my father's family until 1939 when she bought said property in her own right and since 1939 and until the present date.

The house which was on said property in 1926 is still standing, having been improved from time to time. The lot on which said house is situated has been used exclusively for residential purposes. There has been a garden on said property from time to time in the past by my said father and members of my family.

I have visited said property from time to time since I moved away therefrom about 1930, and I know of my own personal knowledge that there has never been any boundary line disputes in connection with said property and that no one other than my said sister, Tiny Cooper, and her predecessors in title have owned, claimed, or possessed said property, or any part thereof, since 1926 and until the present date.

I do not know ^{Mrs. J. B. Sims, nor} G. W. Davis, nor have I ever known said ^{Mrs. J. B. Sims, nor} G. W. Davis nor any of their families. I do know that neither said Mrs. J. B. Sims, nor any member of her family, nor said G. W. Davis nor any member of his family, nor any persons other than

my said sister, Tiny Cooper, and her predecessors in title have owned, claimed, or possessed said property, or any part thereof since 1926 and until the present date, said Tiny Cooper and her predecessors in title having been in the open, continuous, notorious, undisturbed, peaceable, exclusive, hostile, actual adverse possession of said property since 1926 and until the present date.

Freddie Mae Hendricks Battle
Freddie Mae Hendricks Battle

Sworn to and subscribed before me this
14th day of March, 1969.

Notary Public

STATE OF ALABAMA
SHELBY COUNTY

Before me, a Notary Public in and for said County and State, personally appeared Tiny Hendricks Cooper, who is known to me, and who being by me first duly sworn, deposes and says as follows:

My name is Tiny Hendricks Cooper. I have read the above affidavit of Freddie Mae Hendricks Battle and I have been the owner of said property described in said affidavit of said Freddie Mae Hendricks Battle since 1939 and until the present date. The statements made in said affidavit of said Freddie Mae Hendricks Battle are true and correct. I have lived and resided in the house situated on said property continuously since 1926 and until the present date having purchased title to said property in my own name in 1939 from Paul O. Luck and wife, Clarice W. Luck, and R. Brewer and wife, Lena Brewer. Said house and lot are situated fronting the South line of the Shelby-Shelby Springs Road.

I have never heard of G. W. Davis nor any of his descendants, nor have I ever heard of Mrs. J. B. Sims, nor any of her descendants, and I know that none of said persons have owned, claimed, or possessed said property or any part thereof since 1926 and until the present date.

Tiny Hendricks Cooper
Tiny Hendricks Cooper

Sworn to and subscribed before me

this 14th day of March, 1969.

Gloria D. Andrews
Notary Public

STATE OF ALABAMA

SHELBY COUNTY

Before me, a Notary Public in and for said County and State, personally appeared Jack Thomas, who is known to me, and who being by me first duly sworn, deposes and says as follows:

My name is Jack Thomas. I am 56 years of age and reside at Columbiana, Shelby County, Alabama. I am presently employed as a teacher at the Shelby County Training School, Columbiana, Alabama.

I have read the foregoing affidavit of Freddie Mae Hendricks Battle dated March 14, 1969, and the foregoing affidavit of Tiny Hendricks Cooper dated March 14, 1969.

I have been familiar with the real estate more particularly described in the fourth paragraph of said Freddie Mae Hendricks Battle affidavit since 1938, when I first moved to this area. At that time, in 1938, said Tiny Cooper and members of her family were living and residing in the house which is situated on said property, as set forth in said affidavit of Freddie Mae Hendricks Battle and in said affidavit of Tiny Hendricks Cooper.

As stated, I have been familiar with the ownership and possession of said property during the period from 1938 until the present date, and I know of my own personal knowledge that the statements of fact as set forth in said affidavit of Freddie Mae Hendricks Battle and in said affidavit of Tiny Hendricks Cooper are true and accurate as they apply to said property since 1938.

I do not know, nor have I ever known, either Mrs. J. B. Sims or G. W. Davis, and I do know that neither said Mrs. J. B. Sims, nor G. W. Davis, nor any members of their respective families,

have possessed any part of said property since 1938 and until the present date. To my personal knowledge, said Tiny Cooper has been in the open, continuous, notorious, undisturbed, peaceable, hostile, actual adverse possession of said property since 1938 and until the present date.

Jack Thomas
Jack Thomas

Sworn to and subscribed before me
this 3rd day of March, 1969.

Mary D. Thompson
Notary Public

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED
1969 APR -1 PM 10:05
U.C. FILE NUMBER 31
REC. BK. & PAGE AS SHOWN ABOVE
Dorothy J. Smith
JUDGE OF PROBATE