

1459
STATE OF ALABAMA

SHELBY COUNTY

Before me, the undersigned authority in and for said County in said State, personally appeared C. W. Baker, who, after being by me first duly sworn to speak the truth, deposes and says:

My name is C. W. Baker. I was born in the year 1898 and have lived all my life in and around the hereinafter described property and at no time more than 15 miles from the same. Said property being described as follows:

The SE $\frac{1}{4}$ of NE $\frac{1}{4}$ and all of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ lying East of the Birmingham Montgomery Highway right of way; and all of the N $\frac{1}{2}$ of SE $\frac{1}{4}$ lying East of said Highway right of way, EXCEPT that part conveyed to Mrs. E. C. Finley by deed recorded in deed book 70, page 309 in the Probate Office of Shelby County, Alabama; all being situated in Shelby County, Alabama, in Section 4, Township 22, Range 2 West.

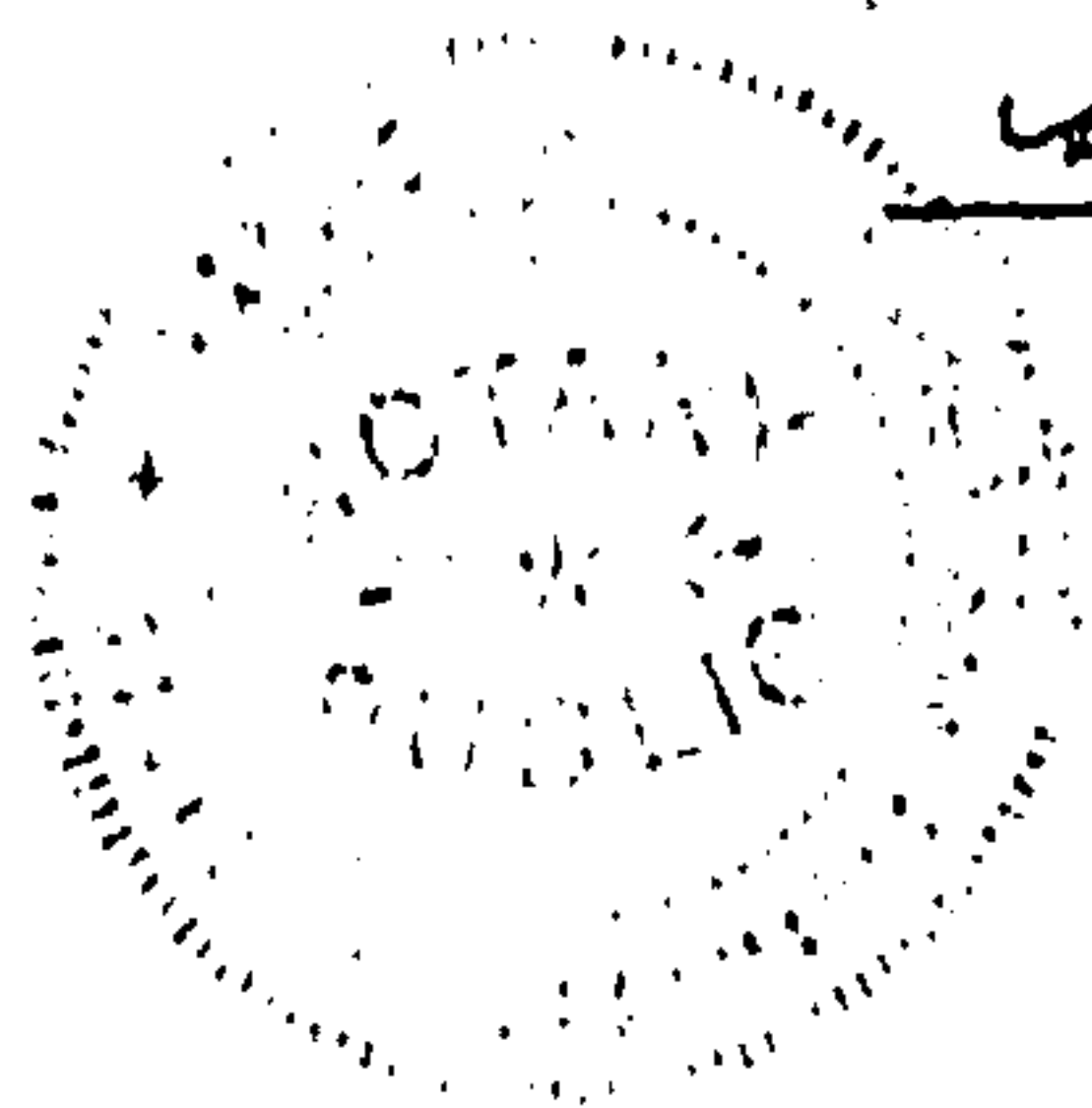
Affiant says that he recalls when A. B. Finley purchased all that part of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 4, Township 22 Range 2 West lying east of the Birmingham and Montgomery public road, containing 4.27 acres more or less, and the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 4, Township 22, Range 2 West and containing in all 44.27 acres more or less from F. A. Lynch and wife, M. D. Lynch and W. L. Farley and wife, Daisy Farley in February of 1912 as shown by deed recorded in deed book 45, page 618 in the Probate Office of Shelby County, Alabama. Affiant says that he also recalls that A. B. Finley later purchased the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ and all that part of the NW $\frac{1}{4}$ of SE $\frac{1}{4}$ lying east of Calera and Pelham public road, all in Section 4, Township 22, Range 2 West from A. M. Barfield and wife, Annie Barfield. It is called to affiant's attention that the said A. B. Finley and his wife sold a tract of land described as: NE $\frac{1}{4}$ of SE $\frac{1}{4}$ except 11 acres off of the north side, and all that part of the NW $\frac{1}{4}$ of SE $\frac{1}{4}$ except 2 acres off of the north side, all being and lying east of Birmingham and Montgomery public road and being in Section 4, Township 22, Range 2 West, to Mrs. E. C. Finley in October of 1921 as shown by deed recorded in deed book 70, page 309 in said Probate Office. Affiant says that the portion of land retained by A. B. Finley mentioned herein, including that which he purchased from F. A. Lynch and wife and W. L. Farley and wife was his home place and he and his wife lived in a house situated on the East side of Birmingham- Montgomery Public Road or Highway until their deaths, after which their heirs conveyed said land to Alexander Schoettlin in said Probate Office in April of 1943 as shown by deed recorded in deed book 117, page 111/and some of his other heirs conveyed to Alexander Schoettlin their interests/in said land as shown by deed book 117, page 112/and a guardian for some of the minors conveyed their interests to Alexander Schoettlin as shown by deed book 117, page 115 in the

Probate Office of Shelby County, Alabama. Affiant is not too familiar with the details of this but he does know that Alexander Schoettlin wound up with all of said land which now constitutes the J. C. Sargeant, Jr. farm and was in actual possession of the same until he sold the same to J. O. Self and his wife in March of 1946 and said persons fenced in and occupied said land, along with the remainder of their farm, until they sold the same to J. C. Sargeant, Jr. and J. Stanley Sargeant on December 29, 1951 as recorded in deed book 150 page 224. The deed from Mr. and Mrs. Schoettlin to Mr. and Mrs. Self is recorded in deed book 124, page 143. I understand that the said J. Stanley Sargeant sold his interest in said land a few years later to J. C. Sargeant, Jr. but I know that J. C. Sargeant, Jr. went into immediate possession of said land, along with the lands making up the remainder of said farm, which he purchased from Mr. and Mrs. Self and operated a dairy and cattle farm on it and has done so each and every year until recently when he sold said farm to Shelby Land and Cattle Company which went into immediate possession of the same and is making plans to further develop said farm. Affiant says that throughout all the years that he has known the land referred to in this affidavit that it has been owned by and in the actual possession of Shelby Land and Cattle Company and the persons through whom it claims title and affiant has never heard of anyone contesting the title or disputing the possession of Shelby Land and Cattle Company. and the persons through whom it claims title.

C. W. Baker
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Sworn to and subscribed to before me on
this the 12th day of February, 1970.

Carl G. Shannon
Notary Public *for State of*
Ala at Range



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