

A F F I D A V I T

STATE OF ALABAMA |

SHELBY COUNTY |

Before me, the undersigned authority, personally appeared K. B. Nickerson, who, being duly sworn deposes and says that he resides at Siluria, Alabama; that for a period of more than forty years, last past, he has been acquainted with the following described property, -

Lots 22, 23, 24, and 25 in Block 3, according to Nickerson-Scott Sub-division of the part of the East Half of the Southeast Quarter of Section 37, and the Northwest Quarter of the Southwest Quarter of Section 36, Township 20, Range 3 West.

Affiant further says that he knew Mrs. Mamie A. Wagner, the widow of Effingham Wagner, during her lifetime; and that she is dead, and that her death occurred prior to January 15, 1929, at which time your affiant and George L. Scott purchased the above described lands and other lands from the daughter of said Mamie A. Wagner. Affiant further says that he knows of his own personal knowledge that at the death of the said Mamie A. Wagner that she was a widow and left surviving her Effie Mae Wagner Kaempfer, who was the sole heir at law and next of kin of said decedent.

Affiant further says that he is familiar with the one acre of land conveyed by J. H. Cost and others to Milas McClellan and others dated November 9, 1915, and recorded in Deed Book 73 on page 136, Affiant further says he knows of his own personal knowledge that said property is situated in the northeast corner of the Northwest Quarter of the Southeast Quarter of Section 35, Township 20, Range 3 West, and not in the northeast corner of the Northeast Quarter of the Southeast Quarter of Said Section 35. Affiant further says that the property was conveyed for a church, and that it is known as the Bethlehem Church, and that he knows further of his own personal knowledge that the above named grantees, or any party claiming as their successors, have never been in possession or claimed the one acre of land in the northeast corner of the Northeast Quarter of the Southeast Quarter of said Section 35.

Affiant further says that he and George L. Scott, Sr., had the above described land surveyed and a plat made thereof by a competent engineer and filed in the same in the office of the Judge of Probate of Shelby County, Alabama.

K. B. Nickerson

Sworn to and subscribed before me on this the 7th day of October, 1939.

R. L. Roy, Justice of the Peace
Shelby County, Alabama.

Filed in this office October 10, 1939 at 8 am and recorded in Deed Record 106 on page 582 and examined.

L. C. Walker, Judge of Probate