

AFFIDAVIT

STATE OF ALABAMA)

SHELBY COUNTY)

Before me, B. Z. Cooper, Notary Public in and for said County and State, personally appeared B. E. Hand and D. C. Hand, who being by me first duly sworn, depose and say as follows: that they are well acquainted with the following described land located in Shelby County, Alabama, to-wit:

The Southwest quarter of the northwest quarter of Section twenty four, township 21, range 2 west; that prior to October 3, 1896 this forty acres was a part of the estate of Thomas and Mary Hand; that Minnie C. Hand was the daughter of Thomas and Mary Hand and that Minnie C. Hand married J. W. D. Foster prior to October 3, 1896; that on or about this date all of the heirs of Thomas and Mary Hand conveyed all of their interest in the above described forty acres of land to Minnie Hand Foster, sometimes known as Minnie C. Foster; affiants further aver that they have knowledge of the fact that on or about February 18, 1897 Minnie C. Foster and husband, J. W. D. Foster, executed a mortgage in favor of W. R. A. Milner; that said mortgage was never paid and that on October 20, 1898 W. R. A. Milner sold said property described in said mortgage at a mortgage foreclosure, in strict compliance with the covenants set out therein, at which sale Henry Milner was the highest and best bidder; that W. R. A. Milner, under the authority granted in said mortgage, deeded the above described property to Henry Milner on November 15, 1898, which conveyance did set out the facts of the foreclosure sale.

Affiants further aver that on December 18, 1901 twenty acres of this above referred to forty acres of land was conveyed Crockett (D. C.) Hand by the said Henry Milner and wife, A. Mayo Milner; and that on or about December 18, 1901 Henry Milner and wife, A. Mayo Milner, conveyed the remaining twenty acres of the above referred to forty acres of land to B. E. (Boling) Hand; that on October 20, 1902 B. E. Hand conveyed this twenty acres to D. C. Hand.

Given under our hands and seals this 5 day of June, 1940.

B. E. Hand (L. S.)

J. C. Hand (L. S.)

Sworn to and subscribed before me, this 5th day of June, 1940.

B. Z. Cooper, Notary Public