AFFIDAVIT #1438

STATE OF ALABAMA)
SHELBY COUNTY...)

BEFORE me the undersigned authority, personally appeared Charles C. Melson, who being first duly sworn, deposes and says that he resides at Helena, Alabama; that he was reared and resided for a number of years near Shelby Springs, in Shelby County, Alabama. Affiant further says that W. J. Nelson, now deceased, was his father.

Affiant further says that **. J. Nelson purchased from the State on September 10, 1917, the East Half of the Southwest quarter of the Southwest Quarter of Section 12, Township 22, Range 2 West, and immediately went into possession of the above described tract of land, and continued in possession until the latter half of the year 1919, at which time the said **. J. Nelson and his wife, F. B. Melson, the father and mother, of your affiant, conveyed to your affiant by warranty deed, in consideration of \$75.00, the East Half of the Southwest quarter of the Southwest Quarter of said Section 12, Township 22, Range 2 West, said deed was signed by W. J. Nelson and F. B. Nelson and acknowledged before T. W. Whatley, a Notary Public and Ex-Officio Justice of the Peace, at Calera, Alabama, in 1919, as aforesaid. Affiant further says the purchase money was paid at the time of said conveyance, and that the said **. J. Nelson put your affiant in the possession of said lands when the sale was consummated; and that your affiant assessed the property for taxes for the years 1918, 1919, 1920 and 1921. Affiant further says that his best recollection is that the deed was never recorded and the same has become lost or misplaced.

Affiant further says that the said W. J. Nelson and his wife, F. B. Nelson are dead; and that the heirs at law and next of kin of the said decedents do not claim any right, title, or interest in the above

described lands, and in fact have never made any claim to said lands.

Affiant further says that he has known the lands for more than twenty-five years, and he knows of his own personal knowledge that Hariett B. Hall, Harry Hall, S. Mary Jones, Agnes L. Hall nor George E. Hall, have ever been in the possession or exercised any acts of possession over the above described lands. Affiant further says that the possession of W. J. Nelson and your affiant since the year 1917, have been open, notorious, continuous, peaceable and free from any interference; and that your affiant has not heard the title of the said W. J. Nelson, C. C. Nelson and the present owner, Paul O. Luck, to be questioned in any way.

C. C. Nelson

Sworn to and subscribed before me on this the 25 day of February, 1941.

Notary Public and Ex-Officio Justice of the Peace.

I, L. C. Walker, Judge of Probate hereby certify that the within affidavit was filed in this office for record the 3 day of March, 1941, at 9:30 MM and recorded in Deed Record #111, page 229 and 230 and examined.

L. C. Walker, Judge of Probate