

#3322

AFFIDAVIT

STATE OF ALABAMA)

SHELBY COUNTY)

Before me L. G. FULTON, Clerk of the Circuit Court in and for Shelby County, Alabama, personally appeared H. S. Nelson, who being first duly sworn and who is known to me deposes and says as follows:

I am familiar with that certain tract of land situated in Columbiana, Shelby County, Alabama, and which is more particularly described as follows:

Beginning on the South side of the Columbiana-Wilsonville Road, $5\frac{1}{2}$ feet West of a post oak tree opposite the McMillan residence, thence South 41 deg 30' East 184 feet to the right of way of North side of East College Street, this line passes through well, thence North 67 deg 30' East $265\frac{1}{2}$ feet along right of way of East College Street to West side of an alley running from East College Street to Columbiana-Wilsonville road thence North 26 deg West $267\frac{1}{2}$ feet along West side of an alley to intersection of West side of alley with South side of right of way of Columbiana-Wilsonville Road, thence south 49 deg West along Columbiana-Wilsonville Road 313 feet to point of beginning, containing 1.5 acres and situated in the NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 25 Township 21 Range 1 West and being also known as lot #82 according to W. J. Horsley's map of the town of Columbiana, Alabama and is bounded on the north by the Wilsonville-Columbiana Public Road, on the East by an alley South by East College Street, on the West by Mrs. Rosa Teague's lot and being the same property described in that certain deed executed by Lula Etta McMillan to Dr. Joel Chandler dated September 1st, 1924, and recorded in Deed Book 73, Page 284 in the Office of the Judge of Probate of Shelby County, Alabama.

Affiant further states that on and prior to the 14th day of April 1894 W. G. Parker was in possession of said lands, claiming to own the same and affiant heard no one question or dispute his title or right to possession. That on the 14th day of April 1894 W. G. Parker conveyed by deed said above described lands to D. R. McMillan and that on said date D. R. McMillan took possession of said above described lands, occupied the same, claiming to own said lands, which continued up to and until the 26th day of April 1911 when he died. Dugald R. McMillan and D. R. McMillan being one and the same person. That said D. R. McMillan bequeathed by will to his wife Etta McMillan the lands above described, and she held and claimed the same, as had W. G. Parker and D. R. McMillan before her up to and until the first day of September 1924 when Leila Etta McMillan, who is one and the same person as Etta McMillan conveyed by deed said lands to Dr. Joel Chandler, and that Dr. Chandler took possession of said lands by virtue of said deed and held, occupied and claimed the same up to and until August 9th, 1936, when he died, leaving a will bequeathing this land to his wife, Myra V. Chandler, and Myra V. Chandler took possession of said lands after the death of her said husband, holding and claiming the same as had her predecessors in title before her, which continued until the 21st day of March, 1939, when Myra V. Chandler, a widow, conveyed said lands by deed to Mary Thomas Goodwin, and that said Mary Thomas Goodwin took possession of said lands, under said deed and held and claimed the same as had her predecessors above named until the 3rd day of May 1941 when the said Mary Thomas Goodwin Milstead, who is one and the same person as Mary Thomas Goodwin, conveyed said lands to Felton Goodwin, who took possession of said lands under said deed and held and claimed the same up to and until the 6th day of May 1941 when he conveyed said lands by deed to Harold Harlin, and the said Harold Harlin took possession of said lands under said deed as aforesaid and has held and claimed the same from the date of said deed up to and including the date of the making of this affidavit.

Affiant further states that Harold Harlin and Harold Harlan are one and the same person. Affiant further states that he is not related in any manner whatsoever with any of the parties connected with this title and has no interest of any character whatsoever in the same.

H. S. Nelson

Subscribed and sworn to before me on this the 2 day of September, 1941.

L. G. Fulton
Clerk Circuit Court Shelby Co. Ala.

Filed for record in this office on the 3rd day of September, 1941, at 3 o'clock P. M. and recorded in Deed Record #112, on page 136 and examined.

L. C. Walker, Judge of Probate.