AFFIDAVIT

1199

STATE OF ALABAMA SHELBY COUNTY

Before me, the undersigned authority in and for said State and County, as aforesaid, personally appeared W. J. Weldon, who being first duly sworn deposes and says that: he resides at Wilsonville, Alabama; and that hehas known the hereinafter described lands for more than fifty yearslast past, to-wit:

One acre lot and house commencing at the Southeast corner of the E. W. Holland dwelling house lot (now Dr. Doyer lot) and running east to the W. D. Holland lot (now Methodist Superminuate home lot), thence south to a point east of the southeast corner of the C. T. Weldon lot (formerly known as the N. H. Self lot) thence west to within 5 yards of the C. T. Weldon lot, thence north to the E. W. Holland lot and thence west to the place of beginning. Less that part of the lot that was deeded to Minnie Weldon Storey, and recorded in the Probate Office of Shelby County, Alabama, in Deed Record 105 page 592.

Affiant further says that his father, R. G. Weldon, purchased the above described lot in 1887, and soon thereafter built him a home and resided thereon continusously until the date of his death in 1926, and since the death of said R. G. Weldon, the heirs at law of said decedent have been in possession of the same until

the sale to J. C. Jackson, in the year 1939.

Affiant further says that he has known the lot described as follows;

Commencing at the southeast corner of the N. H. Self lot and running south to what is known as the McCary lot, thence west to the boundary line of the Southeast Quarter of the Northeast Quarter of Section 1, Township 21, Range 1 East, thence north 70 yards to the N. H. Self lot, thence east to the point of beginning, two acres, more or less,

and in the Northeast Quarter of Section 1, Township 21, Range 1 East, and situated in Wilsonville, Shelby County, Alabama.

for more than forty years, and that his father, R. G. Weldon, purchased said lot in 1899, and immediately went into possession, and continued in possession of the same up until his death in 1926; and that during the time, as aforesaid, said lands were used part time for orchard, part time for cultivation and at times for pasture; and that the lines, boundaries and right of possession have never been disputed insofar as affiant has ever heard.

Affiant further says that Nat Parker conveyed to R. G. Weldon Company in 1916, the North Half of the Southwest Quarter of the Southeast Quarter and the Northwest Quarter of the Southeast Quarter of Section 24, Township 20, Range 1 East, in satisfaction of the mortgage indebtedness due said R. G. Weldon Company at that time; and that a deed was executed to said R. G. Weldon Company by the said Nat Parker, and that said deed has been misplaced or lost; that R. G. W eldon Company went into possession immediately under said deed and regularly assessed and paid taxes and have been in continuous possession of said landsup until 1926 upon the death of R. G. Weldon, and that since said date the heirs at law of R. G. Weldon, deceased, and the surviving owners of said R. G. Weldon Company have been in possession of said lands.

Affiant further says that W. H. Bointon, as Trustee, does not own any right, title or interest in the Mortheast Quarter of the Southwest Quarter of Section 26, Township 19, Range 1 West, and has never been in possession of the same for the past forty years to your affiant's own knowledge.

Affiant further says that he knows that for the past twenty years and longer, the taxes have regularly been assessed and paid on the R. G. Weldon home lot, sometimes known as Lot #37, and the two acre tract of land, sometimes known as the Self Lot, and that he knows of his own personal knowledge that W. T. Taylor has never claimed any right, title or interest, or has ever been in possession of either of the above described, lots.

Affiant further says that Weldon and Company, who was affiant's father, R. G. Weldon, and J. H. Weldon purchased the Northeast Quarter of the Southwest Quarter and the Northwest Quarter of the Southeast Quarter of Section 26, Township 19, Range 1 West, from William A. Blackerby in 1887; and that affiant's father, and since his death his heirs at law, have been in possession of said lands continuously up until the date of sale to J. C. Jackson June 24, 1939; affiant further says that Elisa Mariah Holcombe nor P. J. Henderson have ever been in possession of said above described lands since the date of the purchase by Weldon and Company, as aforesaid, and insofar as your affiant knows or has ever heard, neither have they ever claimed any right, title or interest in said lands.

Affiant further says that he is familian with the location of theone acre of land described in the center of the Northeast Quarter of the Southeast Quarter of Section 31, Township 19, Range 1 East, and that the same was used by Weldon and Company as a storehouse lot more than forty years ago, and upon the dissolving of the partnership of Weldon and Company certain lands were conveyed to J. E. Adams, and this particular tract was conveyed to affiant's father, R. G. Weldon, and affiant knows that his father, R. G. Weldon, and since his death, his heirs, have been in possession of said lands continusously since the date of purchase some time about the year 1897.

Affiant further says of his own personal knowledge he knows that for thirty years and more last past, J. C. Jackson and those through whom the said J. C. Jackson holds title, namely: R. G. Weldon, R. G. Weldon Company, and the heirs at law of R. G. Weldon, to the above described lands, have been, respectively,

in the open, notorious, continuous, peaceful and adverse possession of said lands, claiming them as their own respectively, against all the world, and exercising acts of ownership over said lands; afficient has never heard the title of the said J. C. Jackson and those through whom he claim, as aforesaid, to be questioned in any way.

W. J. Weldon

Sworn to and subscribed before me on this the 7th day of April, 1942.

E. H. Payne (Seal)
Notary Public, Shelby County,
Alabama.

STATE OF ALABAMA
SHELBY COUNTY

Before me, the undersigned authority in and for said State and County, as aforesaid, personally appeared, W. A. Brasher, who being first duly sworn deposes and says: that he resides at Wilsonville, Alabama; that he has read the above and foregoing facts set forth in the affidavit signed by W. J. Weldon, and the facts set forth therein are true true and correct.

W. A. Brasher

Sworn to and subscribed before me op this the 7th asy of April, 1942.

(Seal)

E. H. Payne Notary Public, Shelby County, Alabama.

Filed for record in this office on the 15th day of April, 1942 at 9:30 A. M. and duly recorded in Deed Record
Vol. 113, Page 252.

No tax aue on this instrument

L. C. Walker, Judge of Probate