

AFFIDAVIT

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STATE OF ALABAMA, |
 SHELBY COUNTY. |

Before the undersigned authority personally appeared K.B. Nickerson, who is known to me and who being by me first duly sworn deposes and says;

I am acquainted with the following land situated in Shelby County, Alabama, viz:

PARCEL A. All of the N 1/2 of NW 1/4 of NE 1/4 of Section 2, Township 21, Range 3 West lying west of the right of way of the South bound track of the L & N R.R., said parcel described as follows: Begin at the NW corner of the NW 1/4 of NE 1/4 of said section thence southerly along the west line of said forty 662 feet to the south line of the N 1/2 of said forty, thence to the left in an easterly direction along the said south line 566 feet more or less to the west line of the right of way of said south bound track of the L & N R.R., thence to the left in a generally NE direction along said right of way 710 feet to the intersection with the north line of said Section 2, thence to the left in a westerly direction along the north line of said Section 830.66 feet to the point of beginning. Said Parcel A. Containing 10.6 acres more or less.

PARCEL B. The N 1/2 of N 1/2 of NE 1/4 of said Section 2, except the south 240 feet thereof, lying between the rights of way of the North and South bound main tracks of the L & N R.R., said parcels being described as follows: Commence at the NE corner of said Section 2, thence westerly along the north line thereof 966 feet to the westerly line of the right of way of the north bound track of the L & N R.R. the point of beginning, thence continue westerly along the north line of said Section 2, 742.8 feet to the easterly right of way line of the south bound track of the L & N R.R., thence to the left in a generally southwest direction along said right of way line 453.2 feet, thence to the left in an easterly direction 854.3 feet to the westerly boundary of right of way of North bound track of the L & N R.R., thence to the left in a generally northerly direction along said west right of way line 426 feet to the point of beginning. Excepting, however, out of said Parcel B one acre in the SE corner of said parcel known as the Walker property; said Parcel B containing 6.5 acres more or less.

Also the S 1/2 of SW 1/4 of Section 35, Township 20, Range 3 West, situated in Shelby County, Alabama.

I own property adjoining the above described land and have known said land thirty or forty years or more.

On April 3, 1933, when J. E. Walker, executed a deed to Mello-Lite Farms, Inc., the S 1/2 of

SW 1/4 of Section 35, Township 20, Range 3 West, by deed recorded in the Probate Office of Shelby County, Alabama, in deed book 94 at page 55, there was a house on said eighty acre tract of land and portions of it was in cultivation. Said Mello-Lite Farms, Inc., went into possession of said property immediately upon the execution of said deed and remained in the actual, open, notorious, continuous, exclusive, adverse possession of same until it deeded the same to Nanie G. Woodson on May 24, 1934, which deed is recorded in the Probate Office of Shelby County, Alabama, in deed book 97 at page 512, and during all of said time said Mello-Lite Farms, Inc. had portions of said land cultivated each and every year and tenants upon it. Upon the execution of the last mentioned deed said Nanie G. Woodson went into possession of all the property described in the aforementioned deed which is recorded in the Probate Office of Shelby County, Alabama, in deed book 97, at page 512, and remained in the actual, open, notorious, continuous, exclusive, adverse possession of it with tenants on it and cultivated portions of it each and every year until the time of her death, and since her death her son, John S. Woodson, has been in the actual, open, notorious, continuous, exclusive, adverse possession of the same, with tenants upon the land and portions of it being cultivated each and every year down to the present time.

Said Mello-Lite Farms, Inc., immediately upon the execution of that certain deed dated October 19, 1933, by Buck Creek Cotton Mills, and recorded in the Probate Office of Shelby County, Alabama, in deed book 94 at page 208, went into possession of the property therein described and remained in the actual, open, notorious, continuous, exclusive, adverse possession of same, with tenants upon the land and cultivating portions of it each and every year, until it deeded the property to Nanie G. Woodson on the 24th day of May 1934, which deed is recorded in the Probate Office of Shelby County, Alabama, in deed book 97 at page 512. A portion of said land in Section 2 was divided into a sub-division by W. F. Strowd. All that was done in refernce to said land was to plat it, and the alleys, streets and lots were never actually laid out, and no lots were ever sold. Said sub-division was abandoned and the land has been in cultivation ^{continuous} since that time.

K.B. Nickerson

Sworn and subscribed to before me
on this the 31st day of December, 1943.

Handy Ellis
Notary Public

Filed in the office of the Probate Judge the 1st day of January, 1944 at 2:30 P.M. and recorded in the Deed Record 117 on page 573 on this the 3rd day of January, 1944.

L.C. Walker,

NO TAX DUE ON THIS INSTRUMENT

Judge of Probate