

AFFIDAVIT

3731

STATE OF ALABAMA

JEFFERSON COUNTY

Before me Elizabeth K. Nicholson, the undersigned authority in and for said County, in said State, personally appeared Fred G. Koenig, Sr., who, after being by me first duly sworn to speak the truth, deposes and says:

My name is Fred G. Koenig, Sr. I am the husband of Myra Browne Koenig. She, Margaret Browne Broughton, Elizabeth Browne and Emma Browne are the sole and surviving heirs at law of W.B. Browne, deceased. For several years, I have handled the real estate belonging to said heirs. Some of the land belonging to them is situated in Shelby County, Alabama. I understand that the assessment records of the Tax Assessor for Shelby County, Alabama, indicate that for the year 1928, W. B. Browne Estate assessed, along with other lands, the following land; "NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 18, Township 21, Range 1 West; W $\frac{1}{2}$ of NE $\frac{1}{4}$; NW $\frac{1}{4}$ of SE $\frac{1}{4}$; and SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 18, Township 21, Range 1 East". I further understand that said records indicate that for the year 1929 and subsequent to that time, said Estate has assessed, along with other lands, the following described land; "NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 18, Township 21, Range 1 West; W $\frac{1}{2}$ of NE $\frac{1}{4}$; NW $\frac{1}{4}$ of SE $\frac{1}{4}$; and SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 18, Township 21, Range 1 West." Said assessment for said years being the same, except that it was changed from Range 1 East in the year 1928 to Range 1 West in the year 1929. This was the result of a typographical error.

I understand that James A. Clements and Annie L. Clements and their predecessors in title have owned and been in possession of the following described land between 40 and 50 years. Said land being described as follows:

All of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 18, Township 21, Range 1 West, except 4 acres on the North end of said forty, and containing 36 acres, more or less, and situated in Shelby County, Ala.

I am familiar with the land owned by said heirs of W.B. Browne, deceased, and I know that they do not have a record title to or claim to own the land belonging to James A. Clements and Annie L. Clements and their predecessors in title have owned and been in possession of the following described land between 40 and 50 years. Said land being described as follows:

All of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 18, Township 21, Range 1 West, except 4 acres on the North end of said forty, and containing 36 acres, more or less, and situated in Shelby County, Alabama.

I am familiar with the land owned by said heirs of W.B. Browne, deceased, and I know that they do not have a record title to or claim to own the land belonging to James A. Clements and Annie L. Clements described above.

Fred E. K^eönig Sr.

STATE OF ALABAMA

JEFFERSON COUNTY.

Sworn to and subscribed to by Fred G. Koenig, Sr. before me this the 25th day of October, 1948.

Elizabeth K. Nicholson, Notary Public,
my commission expires January 2, 1950

Filed in the office of the Judge of Probate on the 16th day of July, 1949, at 10:30 A.M. and recorded in deed record 138, page 591, on this the 18th day of July, 1949.

L.C. Walker,

Judge of Probate.