
AFFIDAVIT

STATE OF ALABAMA

SHELBY COUNTY

4267

Personally came and appeared before me, S.A. Lokey, a notary Public for State of Alabama at Large, in and for said County, in said State, W.J. Weldon, who after being first by me duly sworn, according to law to speak the truth deposes and says:

I am 73 years of age. I am the son of R.G. Weldon, deceased. The said R.G. Weldon and his brother, J.H. Weldon operated a business in the community known as Weldon near what is now Chelsea in Shelby County, Alabama, in the year 1887, and they composed all the members of the firm of Weldon & Company, a partnership on February 26, 1889, when W.A. Blackerby and wife Elizabeth Blackerby deeded the Weldon & Company the Northeast Quarter of the Southwest Quarter and the Northwest Quarter of the Southeast Quarter of Section 26, Township 19, Range 1 West, by deed which is recorded in the Office of the Judge of Probate for Shelby County, Alabama, in Deed Book 9, at page 264.

The partnership of Weldon & Company moved from Weldon to Wilsonville some time about the year 1890 and did a general mercantile business there until about the year 1893 when the partnership dissolved and divided up the assets and J.H. Weldon did business individually for several years when he sold out and moved to Mississippi. After the dissolution, R.G. Weldon did business under the name as R.G. Weldon & Company, until about the year 1890 when he took his children into the partnership with him and they continued doing business as R.G. Weldon & Company, a partnership until about the year 1920 when affiant bought the mercantile business together with the store building and adjacent vacant lots, but did not acquire the above described real estate. It is affiant's belief that R.G. Weldon was sole owner of R.G. Weldon & Company on January 14, 1899 when J.A. Rousaville and wife Hallie A. Rousaville conveyed above described land to R.G. Weldon & Company by deed recorded in the Office of the Judge of Probate for Shelby County, Alabama in Deed Book 22 at page 98. If there were any partners, they were the children of R.G. Weldon, hereinafter named.

The said R.G. Weldon departed this life on December 5, 1927, leaving surviving him no widow and the following children who were his sole heirs at law: William John Weldon, affiant, Mattie Weldon Jackson, George Embrew Weldon, Calvin Thomas Weldon and Minnie Weldon Story. The said R.G. Weldon left a Will, by which he devised the above described real estate to said children.

That the said W.J. Weldon, grantor in deed on June 24, 1939 to J.C. Jackson conveying the above described real estate, which deed is recorded in Deed Book 11 at page 46 in the Office of the Judge of Probate for Shelby County, Alabama, is one and the same person as affiant and one and the same person as William John Weldon named in said Will of R.G. Weldon; that the said Mattie W. Jackson, grantor in said deed is one and the same person as Mattie Weldon Jackson named in said Will; that the said C.T. Weldon grantor in said deed is one and the same person as Calvin Thomas Weldon named in said Will; that Minnie Weldon Story one of the grantors in said deed is one and the same person as Minnie Weldon Story named in said Will; that Mrs. J.C. Jackson, grantor in deed of August 10, 1945, conveying above described property to Minnie Weldon Story, which said deed is recorded in Deed Book 121 at page 534 in the Office of the Judge of Probate of Shelby County, Alabama, is one and the same person as Mattie Weldon Jackson, named in said Will.

That the said George Embrew Weldon, one of the devisees in the Will of R.G. Weldon departed this life intestate about the year 1938, leaving surviving him, his widow, Evelyn Weldon and the following children, who are his sole heirs at law:

J.E. Weldon, Mark Reese Weldon and Sara Weldon Lopez. The said J.E. Weldon and Mark Weldon were single in 1941, when they executed a deed to J.C. Jackson conveying above described land, which said deed is recorded in Deed Book 113 at page 213 in the office of the Judge of Probate of Shelby County, Alabama.

That the said J.H. Weldon, one of the partners of Weldon & Company departed this life intestate about the year 1939 and his sole heirs at law are: A.G. Weldon, a son who resides at Talladega, Alabama; William T. Smith, the only son of a deceased daughter, Laura Smith, who died intestate and has no husband surviving, who resides in Ohio; Mrs. Marion D. Grizzard, the only child of a deceased daughter, Emma Callahan, who resides in Decatur, Alabama; Garrett Kytte, the husband of a deceased daughter, Ida Weldon Kytte and the following children of the said deceased daughter, Blanche Kytte, Christine Kytte Draube, Marye Kytte, Ida Lee Kytte Williams, Weldon Kytte, Harold Kytte, and Carolyn Kytte, all non residents of the State of Alabama.

After the deed from J.A. Rousaville of January 14, 1899, my father, R.G. Weldon paid taxes on the above described land claiming to own it and exercising all of possession that was exercised over said land, which was cut over timber land, until my father's death and after his death affiant paid the taxes and exercised such possession as was exercised over said land claiming to own it in common with the devisees in the Will of R.G. Weldon until it was sold by said devisees to J.C. Jackson in 1939. Neither J.H. Weldon nor any of his heirs have ever contributed to the payment of taxes or offered to contribute to the payment of taxes since 1899 nor have they made any claim to said land.

The said J.H. Weldon moved to Mississippi many years ago and never returned to Alabama.

W.J. Weldon

Sworn to and subscribed before me on this 14th day of February, 1950.

S.A. Lokey, Notary Public

Filed in the office of the Probate Judge on the 26 day of May, 1950 at 4:00 P.M. and recorded in Deed Record 142 on page 130 this the 26 day of May, 1950.

L.C. Walker, Judge of Probate

NO TAX DUE ON THIS INSTRUMENT
