

AFFIDAVIT

#5027

STATE OF ALABAMA

COUNTY

Before me the undersigned authority, personally came and appeared the undersigned J.T. Johnson, who after being first duly sworn, deposes on oath as follows:

I am one of the grantors in that certain warranty deed executed by myself and my wife, Ethel Johnson, dated March 25, 1949, filed for record June 20, 1950 and recorded in Deed Book 140, page 309, Probate Office of Shelby County, Alabama, to Mrs. Ella Hemphill and husband, W.T. Hemphill.

Contained in said warranty deed was a vendor's lien wherein it was recited that a note was executed in the amount of Fifteen Hundred Fifty and No/100 Dollars (\$1550.00) with interest at the rate of 6% per annum thereon from date, payable to J.T. Johnson \$40.00 on April 25, 1949, and \$40.00 on the 25th day of each month thereafter, said note being secured by a purchase money mortgage on said property therein described. The mortgage securing the above described note was never filed for record and said mortgage, together with the said note, have been lost, misplaced or destroyed. However, certain payments according to the tenor of said note and mortgage have been paid and a new note and mortgage have been executed covering the remaining principal balance due and unpaid in the amount of Twelve Hundred and No/100 (\$1200.00). The original note in the amount of Fifteen Hundred Fifty and No/100 Dollars (\$1550.00) and the mortgage securing same is therefore hereby paid, satisfied and in all things cancelled.

The new note in the amount of Twelve Hundred and no/100 Dollars (\$1200.00) is dated March 25, 1949, and calls for interest at the rate of 6% per annum, with monthly payments of Thirty and No/100 Dollars (\$30.00) each beginning on the first day of August, 1950 and Thirty and no/100 Dollars (\$30.00) on the first day of each month thereafter, with payments being applied first to interest and then to principal. The mortgage securing said \$1200.00 indebtedness is executed by Ella Hemphill and W.T. Hemphill, dated March 25, 1949, and acknowledged before J.W. Moore, Justice of the Peace on July 17, 1950, and recorded in Vol. 213 Record of Mortgages, page 490, on July 17, 1950, in the Office of the Judge of Probate of Shelby County, Alabama.

Further deponent saith not.

Witness my hand and seal this the 22 day of July, 1950.

J.T. Johnson

Affiant

Sworn to and subscribed before me this the 22 day of July, 1950.

NOTARIAL SEAL

Joe K. Vaughn, Notary Public

Filed in the office of the Probate Judge on the 26 day of July, 1950 at 8:00 A.M. and recorded in Deed Record 142 on page 313 this the 26 day of July, 1950.

STATE OF ALABAMA
SHELBY COUNTY

I hereby certify that
\$ None Property Tax
has been paid on the within
instrument as required
by law.

L. C. WALKER,
JUDGE OF PROBATE

L.C. Walker, Judge of Probate