

#5260

AFFIDAVIT

STATE OF ALABAMA,

SHELBY COUNTY

Before me, the undersigned authority, in and for said County, in said State, personally appeared A.B. Bristow, who, being first duly sworn, deposes and says that he resides at Shelby, in Shelby County Alabama, that for a number of years prior to the year 1935, he was the Land Agent of the Shelby Iron Company of Alabama, a Corporation; that since 1935, he has been Manager of all properties of the Shelby Iron Company of Alabama and is the custodian of the records and deeds of said Company.

Affiant further says that by a deed dated November 6, 1930, the Shelby Iron Company, a Corporation conveyed by deed to Shelby Iron Company of Alabama all of its properties, real, personal, and mixed at that time owned by the Shelby Iron Company. The deed as properly executed by the Shelby Iron Company, a corporation, and delivered to the Shelby Iron Company of Alabama, at the time of its execution, and the purchase money was paid therefor, and the said Shelby Iron Company of Alabama was placed in the immediate possession of said property by the Shelby Iron Company, a corporation, and in the possession of all of the properties, real, personal, and mixed so purchased, as aforesaid, and that the Shelby Iron Company of Alabama immediately took possession of the real property and the other properties then owned by the Shelby Iron Company, a Corporation, and conveyed by said deed, and among the properties so conveyed and described in said deed was the following property located in Shelby County, Alabama; Lots Nos. 5, 6, 7, 9, 10, 11 in Block No. 114 according to Safford's Survey in the Town of Shelby, in Shelby County, Alabama, situated in Section 18, Township 22, Range 1 East.

Affiant further says that of his own personal knowledge, he knows that the Shelby Iron Company of Alabama took possession of the lots or parcels of land described above and held the open, notorious, continuous, peaceable and adverse possession of said lands, claiming the same as its own against all the world, and regularly and continuously assessed and paid taxes thereon until said tract of land was conveyed on October 25, 1947, to Vernon Young and wife, Sarah Ruth Young by warranty deed which is recorded in Deed Book 133, on page 45 in the office of the Judge of Probate of Shelby County, Alabama.

Affiant further says that he is the custodian, and has in his possession the original deed from the Shelby Iron Company, a Corporation, to the Shelby Iron Company of Alabama, a corporation, and that there is hereto attached to this affidavit a true and correct copy of said original deed, together with Schedule "A" all attached and made Exhibit "Y" to this affidavit, and as shown by pages 3 to 5 of this affidavit; the original deed of said Shelby Iron Company of Alabama is now held and has been continuously held in the possession of the Shelby Iron Company of Alabama from the date of its execution, but said deed has never been recorded in the office of the Judge of Probate of Shelby County, Alabama.

A.B. Bristow

Sworn to and subscribed before me on this the 5 day of August, 1950.

Paul O. Luck
Notary Public, Shelby County,
Alabama

COPY

STATE OF ALABAMA

JEFFERSON COUNTY

THIS INDENTURE made and entered into this 6th day of November, 1930, by and between the Shelby Iron Company a corporation organized under the laws of the State of New Jersey, hereinafter for convenience sometimes referred to as the "Vendor"; party of the first part, and the Shelby Iron Company of Alabama, a corporation organized under the laws of the State of Alabama, hereinafter for convenience sometimes referred to as the "Vendee", party of the second part.

WITNESSETH, WHEREAS, the President and Secretary of the Shelby Iron Company, a New Jersey corporation, by resolution of the Board of Directors of said Company approved and consented to by more than two-thirds of its stockholders in interest at meetings called for that purpose, all as provided by the laws of the State of New Jersey, have been duly authorized to execute under the seal of the corporation such

instruments as may be necessary to effectually convey all of the properties, real, personal and mixed, of the said Company to the Shelby Iron Company of Alabama, an Alabama corporation;

NOW, THEREFORE, for and in consideration of the payment of One Dollar (\$1.00) by the "Vendee" to the "Vendor", the receipt of which is hereby acknowledged, and in further consideration of the performance of the terms, conditions, covenants and agreements hereinafter set out, the "Vendor" does grant, bargain, sell, convey, release, remit, quit-claim and convey to the "Vendee" all of its properties, real, personal and mixed, and of whatsoever kind or character, corporeal or incorporeal, located in the State of Alabama or elsewhere, which properties are more specifically described in Schedule "A" hereto attached, it being understood and agreed, however, that if any of the said properties of the "Vendor" shall have been omitted from the said Schedule "A", such properties shall be deemed to have been as effectually conveyed by this instrument as if the said properties had been included and described in the said schedule "A"

It is further understood and agreed by the parties hereto that all of the debts, liabilities contracts and accounts of the "Vendor" shall be and they are hereby assumed by the "Vendee".

TO HAVE AND TO HOLD unto the "Vendee", the said Shelby Iron Company of Alabama, its successors and assigns, all and singular, the properties real, personal and mixed, and of whatsoever kind or character, corporeal or incorporeal, hereby conveyed or intended so to be conveyed, in fee simple, forever.

IN WITNESS WHEREOF, THE parties hereto by their respective officers thereunto duly authorized, have executed this indenture under the seals of their respective corporations the day and year first above written.

Attest:
J.G. Hendrick
Secretary

SHELBY IRON COMPANY, "Vendor",
By Morris W. Bush
President.

Attest:
J.G. Hendrick
Secretary

SHELBY IRON COMPANY OF ALABAMA, "Vendee"
By H.L. Morrow
President

STATE OF ALABAMA
JEFFERSON COUNTY

I, W.F. Shillito, a Notary Public in and for said county in said State, hereby certify that M.W. Bush and J.G. Hendrick, whose names appear as President and Secretary, respectively, of the Shelby Iron Company, a New Jersey corporation, are signed to the foregoing instrument, and who are known to me, acknowledged before me on this day that, being informed of the contents of the instrument, they, as such officers and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand this 6th day of November, 1930.
W.F. Shillito
Notary Public

STATE OF ALABAMA
JEFFERSON COUNTY

I, W. F. Shillito, a Notary Public in and for said county in said state, hereby certify that H.L. Morrow and J.G. Hendrick, whose names appear as President and Secretary of the Shelby Iron Company of Alabama, a corporation, are signed to the foregoing instrument, and who are known to me, acknowledged before me on this day that, being informed of the contents of the instrument, they, as such officers and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand this 21st day of February, 1931. ¹⁹³¹⁻¹⁻¹⁵⁻³⁰
W.F. Shillito
Notary Public

SCHEDULE "A"

Schedule of lands in Shelby County, Alabama:

BLOCKS	LOT NUMBERS	NUMBER OF LOTS.
114	5,6,7,9,10, & 11	6
EXHIBIT "Y"		

Filed in the office of the Probate Judge the 12th day of August, 1950 at 2 O'clock P.M. and recorded in
Deed Record 142 on page 371 on this the 14th day of August, 1950.

L.C. Walker,

NO TAX DUE ON THIS INSTRUMENT

Judge of Probate
