

#1809

AFFIDAVIT

STATE OF ALABAMA

JEFFERSON COUNTY.

Before me, F. Bozeman Daniel, a notary public in and for said county, in said state, personally appeared Cecil H. Shaw, who being by me first duly sworn deposes and says as follows: My name is Cecil H. Shaw, and I reside at 229 McCoy Avenue, Powderly, Birmingham, Alabama. I am the husband of Kethleen McLane Shaw, who is the daughter of C. P. McLane and Birdie McLane, deceased, and who is also known as Kitty McLane Shaw. My wife and I joined in that certain warranty deed that was executed on 13 October 1947 by Annie McLane Harper and husband, Richard L. Harper; Etheleen McLane Payne and husband, John O. Payne; Ruby McLane Shaw and husband, Pharris B. Shaw, and Kitty McLane Shaw and Husband, Cecil H. Shaw, to Charles H. McLane, which deed was filed for record and is recorded in Deed Book 131, page 522, of the records of the office of the Judge of Probate of Shelby County, Alabama, and which deed conveyed the following property: Commence at the northwest corner of the northwest quarter of the southeast quarter of section 12, township 21, south, range 3 west, in Shelby County, Alabama, and run thence north 88 degrees 15' east 1078 feet to point of beginning; thence continue north 88 degrees 15' east 224 feet; thence south 5 degrees 15' east 1208 feet to the northeast line of the right of way for the Birmingham-Montgomery Highway, known as U. S. Highway #31; thence north 67 degrees 10' west along the northeast line of said highway right of way 304 feet; thence north 4 degrees 30' west 1092 feet to point of beginning, being 6.12 acres, minerals and mining rights excepted. I have personal knowledge of the option that was given by my father-in-law to Omer Brasher on 27 April 1928, under which Omer Brasher was given the right to buy for \$4,500.00 the south half of the northeast quarter and all of the north half of the southeast quarter of section 12, township 21, range 3, west, that lies east of the Montgomery-Birmingham, highway, and that was then owned by C. P. McLane. I have knowledge of the fact that Omer Brasher never did exercise the option that was given him to buy this land. After my father-in-law C. P. McLane, signed and delivered this option, he never did hear any further from Omer Brasher. I know this because from August 1928 to August 1930 I worked for my father-in-law and helped him in the operation of his service station and garage at Alabaster, Alabama. It was while I was closely and intimately associated with Mr. C. P. McLane that I learned that he had given this option to Mr. Omer Brasher, but that he had never heard anything further from Mr. Omer Brasher after the option was delivered to him.

Given under my hand this the 27th day of January 1951. Mrs. Birdie McLane, widow of C. P. McLane, widow of C. P. McLane, died about 1942.

Cecil H. Shaw

State of Alabama, Jefferson County

Subscribed and sworn to before me this the 31st day of January, 1951.

F. Bozeman Daniel

Notary Public.

Seal

Filed in the office of the Probate Judge on the 15th day of February, 1951 at 10 o'clock A. M. and recorded in Deed Record 145 on page 35 on this the 1st day of March, 1951.

L. C. Walker

Judge of Probate

STATE OF ALABAMA
SHELBY COUNTY

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

L. C. WALKER,
JUDGE OF PROBATE