AFFIDAVIT

#2851

STATE OF ALABAMA

JEFFERSON COUNTY

Before me the undersigned authority in and for said County in said State personally appeared affiants, Albert P. Finley and Isaac Thomas Finley, who, being by me first duly sworn, depose and say:

That H.C. Finley, or Henry Clay Finley, was the owner of the following described lands, situated in Shelby County, Alabama, to-wit:

The SNA of SEA; the NWA of SEA; and the SEA of SWA in Section 15, Township 18 South, Range 1 East - 120 acres.

Alsoa

The $E_{\overline{2}}^{1}$ of $E_{\overline{2}}^{1}$ of Section 16, Township 18 South, Range 1 East, - 40 acres.

Also:

The NW4 of NW4; the E2 of SW4 of NW4 of Section 22, Township 18 South, Range 1 East,

60 acres, the entire tract containing in all 220 acres, more or less.

That the said Henry Clay Finley, or H.C. Finley, died intestate in the year 1905 and that his wife, Ella Finley died intestate in the year 1914 or 1915; and that the said Henry Clay Finley and his wife, Ella Finley had 14 childred, to-wit:

- 1. Nathan B. Finley
- 2. Young Finley
- 3. Lucilla Finley
- 4. Henry Abbie Finley
- 5. William Nelson Finley
- 6. Mac Christopher Finley
- 7. Hattie Finley Bailey, whose husband, Will Bailey, is deceased.
- 8. Albert Prince Finley
- 9. James Finley
- 10. Dovie Finley, deceased, who was never married
- 11. Laura Finley, deceased, who was never married
- 12. Carrie Finley, deceased, who was never married
- 13. Isaac Thomas Finley
- 14. John H. Finley

Affiants further say that Nathan B. Findley died intestate and left no wife or other heirs.

Affiants further say that Young Finley and wife Amanda Finley both died intestate, and left an only child, LeRoy Finley, unmarried, surviving them.

Affiants further say that Lucilla Finley married Sandy Swain, and both died intestate, leaving surviving them the following named children, to-wit:

Octavia Swain and Henry Clay Swain

Affiants further say that Octavia wain married Elbert Avery, that both died intestate and left the following children, to wit:

Wathal Avery, whose wife is Eva Mae Avery; and Etheridge Avery, who is a single man.

Affiants further say that Henry Clay Swain and his wife Ada Wain both died intestate, leaving an only child, Willie B. Swain, who is unmarried.

Affiants further say that William Nelson Finley died intestate in 1950, and that his wife, Lula Finley, died intestate more than ten years ago, and that they left the following children, to wit:

Percel Finley, whose wife is Willie Lee Finley

Lawrence Finley, whose wife is Margie Finley

William Nelson Finley, an unmarried man, in the United States Army

Charles Finley, an unmarried man, in the United States Army.

Affiants further say that Nathan B. Finley, before his death, which was about 35 years ago, gave a mortgage to R.E. Cosper, covering his undivided interest in the above described lands of the Estate of said Henry Clay Finley, and that Henry Abbie Finley, to protect his own interest and the interest of other heirs in the estate of said Henry Clay Finley, purchased this undivided mortgaged interest, so that Henry Abbie Finley now owns two undivided shares in the said estate of Henry Clay Finley, his own and that formerly owned by his brother, Nathan B. Finley.

Affiants further say that James Finley died intestate in 1937, and his wife is still living, but that sometime prior to his death, James Finley and his wife Elzira Finley, mortgaged his undivided interest in the estate & his father, the said Henry Clay Finley, to Mr. Ike Justice, which said mortgage was foreclosed by Mr. Justice, and Mr. Justice, sold this undivided share or interest to Albert P. Finley, so that the said Albert P. Finley now owns the two undivided shares in the estate of Henry Clay Finley; and that though James Finley and his wife Elzira Finley, had the following named children: Clay Pearson Finley, Elzira Finley and James Finley, they have no interest in the estate of their grandfather, Henry Clay Finley.

Albert Prince Finley
Isaac Thomas Finley

State of Alabama Jefferson County

worn to and subscribed before me this 27th day of April, 1951.

Will F. Franke, Notary Public

State of Alabama at Large

Filed in the office of the Probate Judge on the 28 day of April, 1951 at 10:00 A.M. and recorded in Deed Record 145 on page 402 this the 19th day of May, 1951.

L.C. Walker

Judge of Probate

NO TAX DUE ON THIS INSTRUMENT.