Josiah Morris Et al to F. J. Smith

The State of Alabama
County of Montgomery.

Know all men by these presents, that whereas Josiah Morris and wife Sarah E. Morris, Frank J. Smith, Chiles T. Barker & wife Mary L. Barker, and Rebecca L. Gilmer and her Trustee Morgan L. Gilmer and her husband George N. Gilmer and Mary L. Thorington as widow of Jack Thorington decd and legatee under his will, and Robert D. Thorington, Jack Thorington, Jr., and William L. Thorington, as heirs at law of said Jack Thorington, decd and their respective wives, Sallie C. Naomi and Willella being joint owners of certain lands situate in the Counties of Jefferson & Shelby in this State, which said lands are fully described in a certain written agreement executed by all of said parties in June 1878, and which said agreement provides for a partition of said lands, according to the respective interests therein of the above named parties, reference to which said agreement is here made, and whereas, pursuant to the terms of said agreement a survey of said lands has been made by competent and skilled engineers and said lands divided into five parts of equal value according to mineral advantages and value and separate plats or maps of each of said five subdivisions of said lands have been made by said engineers pursuant to the terms of said written agreement. And whereas an allotment of said several subdivisions or tracts of land has been made by and between said above named parties pursuant to the terms of said agreement and in said allotment the following described subdivision or parcel of said lands was assigned or allotted to the said Frank J. Smith as his share and portion of said lands under said partition to-wit: The South half of the South-east quarter of Section twenty, Township twenty Range three West, and the East half of the North-east quarter & the Southwest quarter of the Northeast quarter and east half of the North west quarter of the Northeast quarter and the North half of the South east quarter of Section Six - Township twenty-one, Range three West, and the Northwest quarter and North half of the Northeast quarter, and the South west quarter of the North east quarter and the South east quarter of the North east quarter and the North half of the North east quarter of the Southeast quarter of Section twenty eight Town-

ship nineteen and Range twenty situated in the County of Shelby in said State. Also the West half of the South West quarter and the West half of the Southeast quarter of the South west quarter of Section twelve, Township eighteen Range three West in the County of Jefferson in said State. Also the South half of the Southeast quarter of Section thirty, Township twenty-Range three West. Also Southeast quarter of Northeast quarter and Northwest quarter of the Southeast quarter and North east quarter of South West quarter and North west quarter of South west quarter and Southeast quarter of Northwest quarter of Section thirty six, Township twenty Range four West. Also the South east quarter of the South East quarter and the South half of the Northeast quarter of the Southeast quarter of Section twenty eight, Township nineteen Range three West in the County of Shelby. Also the Southeast quarter of the North West quarter and the Northeast quarter of the Southeast quarter and the East half of the Southeast quarter of the South West quarter of Section twelve, Township eighteen Range three West in the County of Jefferson, and has been accepted by him as his share and portion of said lands under said partition. Now in consideration of the premises aforesaid and of the further consideration of the sum of five dollars to us in hand paid by said Frank J. Smith, before the signing and sealing of these presents, the receipt whereof is hereby acknowledged, we, the undersigned parties to this agreement do hereby remise, release forever, quit-claim and convey unto the said Frank J. Smith all our right, tittle, claim and interest both at law and in equity in and to the said subdivision or parcels of lands hereinabove specifically described. To have and to hold unto the said Frank J. Smith the property aforesaid together with the tenements, rights, hereditaments and appurtenances thereunto belonging.

In testimony whereof we have hereunto set our hands and affixed our seals this 10th day of December A. D. 1878.

Witness:
Wm S. Thrington
Wm J. Cameron

Witness:
J. M. Chilton
C. L. Chilton

Geo. N. Gilmer {Seal}
Morgan S. Gilmer Trustee {Seal}
For Rebecca Gilmer {Seal}
Rebecca L. Gilmer {Seal}
Wm S. Thrington {Seal}
Willella Thrington {Seal}

Witness:
Wm S. Thorington
J. S. Worth

Robert D Thorington {Seal}
Sallie G. Thorington {Seal}
Frank J. Smith {Seal}
by Geo. N. Gilmer, Atty in fact.

Witness:
Wm S. Thorington,
T. G. Thorington.

Mary L. Thorington {Seal}
Jack Thorington {Seal}
by M. L. Thorington, Atty in fact.
Naomi Thorington {Seal}
by M. L. Thorington, Atty in fact.
Josiah Morris {Seal}
Sarah E Morris {Seal}
Chiles T. Baker {Seal}
Mary L. Baker {Seal}

The State of Alabama
Lee County } I. N. Dowdell a Notary Public in and for said County hereby certify that J. M. Chilton a subscribing witness to the foregoing Conveyance, known to me appeared before me on this day and being sworn stated that Wm S. Thorington, Willella Thorington the grantors in the Conveyance voluntarily executed the same in his presence and in the presence of the other subscribing witness on the day the same bears date; that he attested the same in the presence of the grantors and of the other witness and that such other witness subscribed his name as a witness in his presence. Given under my hand this 2nd day of November 1878

N. Dowdell
Notary Public

The State of Alabama,
Montgomery County. } I, Wm J. Cameron a Notary Public and Ex officio Justice of the Peace, in and for said County and State aforesaid, hereby certify that Geo. N. Gilmer, Morgan L. Gilmer Trustee for R. L. Gilmer, Rebecca L. Gilmer - Frank J. Smith by Geo. N. Gilmer attorney in fact, whose names are signed to the foregoing Conveyance and who are known to me, acknowledged before me on this day that being informed of the contents of the Conveyance, they executed the same voluntarily on the day the same bears date. Given under my hand this 10th day of Dec. 1878. Wm. J. Cameron. N. O. & Ex off. J. P.

The State of Alabama - Montgomery County.

I, Wm J. Cameron, a Notary Public & Ex officio Justice of the Peace in and for said County and State aforesaid, hereby certify that Josiah Morris & Sarah E. Morris whose names are signed to the foregoing conveyance and who are known to me acknowledged before me on this day that being informed of the contents of the conveyance they executed the same voluntarily on the day the same bears date.

Given under my hand this 20 day of May A. D. 1879.

Wm J. Cameron N. P. &
Ex off. J. P.

State of Alabama -
Montgomery County. } I - John N. Faxon a Notary Public in and for the County & State aforesaid hereby certify that Chiles T. Barker & Mary L. Barker his wife whose names are signed to the foregoing conveyance and who are known to me acknowledged before me on this day that being informed of the contents of the conveyance, they executed the same voluntarily on the 5th day of June 1879. Given under my hand & Seal of office at Clarksville Tenn. this 5th day of June 1879.

(Seal) Jno. N. Faxon Notary Public.

Filed for record in this office on the 17th day of July 1879 and recorded in Vol. 36 - pages 170-171-172-173 - July 14th 1879

Jno. C. Morrow.
Judge of Probate.

The State of Alabama -
Jefferson County. } I - J. P. Stiles Judge of Probate in & for said County, in said State, hereby certify that the above and foregoing is a true, correct and complete transcript of a conveyance from Josiah Morris et al to Frank J. Smith, and of the acknowledgments and filings of the same as the same appears of record in Deed Book Vol. 36 - Page 170 to 173 both inclusive in my office. Given under my hand and seal of office at office in the City of B'ham, this March 20th 1900.

(Seal)

J. P. Stiles - Judge of Probate Jefferson County.

Filed for record on the 18th day of August and recorded.

A. P. Longshore - Judge of Probate