The Stateof Alabama Jefferson County

KNOW ALL MEN BY THESE PRESENTS: that in consideration of One hundred dollars, and other good and valuable considerations to the undersigned grantors, Idalee Capps and husband J.L.Capps, in hand paid by James Capp Jr., the receipt whereof is acknowledged, we the said Idalee Capps and husband, J.L. Capps, do grant, bargain, sell and convey unto the said James Capps Jr., the following described real estate, to-wit:

The northwest quarter of the northeast quarter of Section Eleven (11) and the West Half of the southeast quarter of Section Two (2); all in Township Twenty four (24) North, Range Thirteen (13) East; excepting a one-half interest in all minerals and mining rights in and under said property, which has been heretofore reserved by the Federal Land Bank of New Orleans; and subject to an easement for a transmission line as set out in deed from said grantors to Alabama Power Company, dated July 24,1936, and recorded in Volume 101, page 182, in the Probate Office of Shelby County, Alabama.

It is understood and agreed that this conveyance is made subject to the balance due on that certain mortgage executed by Ollie Thomas Chambers to the Federal Land Bank of New Orleans, dated July 14, 1936, and recorded in mort gage Book 172, page 585, in the Probate office of Shelby County, Alabama.

situated in Shelby County, Alabama.

TO HAVE AND TO HOLD to the said James Capps Jr., his heirs and assigns forever.

And we do for ourselves and for our heirs, executors and administrators, coverant with the said James Capp Jr., his heirs and assigns, that we are lawfully seized in fee simple of said premises; that they are free from all encumbrances; except above mentioned mortgage; that we have a good right to sell and convey the same as aforesaid; that we will and our heirs, and our heirs, executors and administ rators, shall warrant and defend the same to the said James Capp Jr., his heirs and assigns forever, against the lawful claims of all persons, except above mentioned mortgage.

In witness whereof, we have hereunto set our hands and seal this 24th day of February,

1940

Idalee Capps

(SEAL)

J.L.Capps

(SEAL)

The State of Alabama Jefferson County

I, C. M. Galbreath, a Notary Public in and for said County in said State hereby certify that Idalee Capps and husband, J.L. Capps, whose names are sligned to the foregoing conveyance and who are knownto me, acknowledged before me on this day that being informed of the contents of this conveyance they executed the same voluntarily on the day the same bears date. Given under my hand and seal, this 24th day of February, 1940

C M Galbreath, Notary Public

The State of Alabama Jefferson County

+, C. M. Galbreath, a Notary Public in and for said County in Said State do hereby certify that on the 24th day of February, 1940, came before me the within named Idalee Capps, known to me (or made known to me) to be the wife of the within named J.L Capps, who being examined separate and apart from the husband touching her signature to the within conveyance, acknowledged that she signed the same of her own free will and accord, without fear, constraint or threats on the part of the husband.

In witness whereof, I hereunto set my hand, this 24th day of February,

C. M. Galbreath! Notary Public

Filed for record inthis office March 12th 1940 at 1050 AM and recorded in deed fecord 108, page 112 and examined L C Walker, of make safeto bate

SHELBY COUNTY I horeby certify that has been paid on the within Instrument as required by law.

JUDGE OF PROBATE