

#746

\$1.65 federal stamps cancelled on this deed

State of Alabama
Shelby County

KNOW ALL MEN BY THESE PRESENTS: That in consideration of the sum of Eleven Hundred (\$1100.00) Dollars, to the undersigned grantors, Carson W. Swiney and wife, Mattie Swiney, Eva Swiney Harwell and husband, William M. Harwell, R. Leland Swiney and wife, Odell Swiney, Lallage Swiney Attaway and husband, Vernon Attaway, John R. Swiney Jr., and wife, Mavis Swiney, Lola Kate Swiney Posey and husband W. A. Posey, and Annie Swiney Johnson, a widow, being all the heirs at law and next of kin, and their husbands and wives, respectively, of Kate Swiney, deceased, in hand paid by Pearl Pettie Grimes, the receipt whereof is hereby acknowledged, we, the said Carson W. Swiney and wife, Mattie Swiney, Eva Swiney Harwell and husband, William M. Harwell, R. Leland Swiney and wife, Odell Swiney, Lallage Swiney Attaway and husband, Vernon Attaway, John R. Swiney, Jr., and wife, Mavis Swiney, Lola Kate Swiney Posey and W. A. Posey, and Annie Swiney Johnson, a widow, do grant, bargain, sell and convey unto the said Pearl Pettie Grimes, the following described real estate situate in Shelby County, Alabama, to-wit:

All that part of the southeast quarter of the northeast quarter of Section 35, Township 20, Range 3 west, lying between the Louisville & Nashville Railroad Company right of way and Buck Creek and described as follows: Commence at a point where the old Helena dirt road formerly crossed the Louisville & Nashville Railroad right of way and heretofore known as the Penn Cost Crossing, and run thence north along the west margin of the Louisville & Nashville Railroad right of way a distance of 107 yards to a point, being the northeast corner of what is now known as the John Swiney or Kate Swiney tract of land, and being also known as the southeast corner of the tract of land known as the Whatley tract of land which is described in deed book 78 on page 19, in the office of the Judge of Probate of Shelby County Alabama, for a point of beginning of the tract herein described, from said point of beginning run thence west a distance of 119 yards, more or less, to the center of Buck Creek at low water mark, thence up Buck Creek along the meanderings of the same in a southerly direction to where the same intersects the west line of the southeast quarter of the northeast quarter of said Section 35, thence south to the southwest corner of said southeast quarter of northeast quarter of said Section 35, thence east along the south line of said last named forty acre tract to the west margin of the right of way of the Louisville & Nashville Railroad Company, thence in a northerly direction along the west margin of said right of way line of the Louisville & Nashville Railroad Company to the point of beginning, and containing 9 acres, more or less.

Situated in Shelby County, Alabama.

There is excepted, however, from the above tract of land, the tract heretofore conveyed to Annie Swiney Johnson, and described as follows, to-wit:

(A) Beginning at the northeast corner of the tract of land heretofore known as the John Swiney or Kate Swiney tract of land in the southeast quarter of the northeast quarter of Section 35, Township 20, Range 3 west, which said northeast corner of said tract is better established by beginning at a point on the west right of way line of the Louisville and Nashville Railroad marked by the road formerly known as the Penn Cost crossing of said railroad, and run thence in a northerly direction along the west margin of the right of way line of said Louisville and Nashville Railroad Company, a distance of 107 yards to the northeast corner of said John Swiney or Kate Swiney tract of land, and from said Northeast corner, as heretofore described, run thence west along the north line of the John or Kate Swiney tract of land a distance of 360 feet, more or less, to the center of Buck Creek at low water mark, thence up said Buck Creek in a southerly direction a distance of 160 feet to a point; thence in a easterly direction a distance of 185 feet to a point on the west right of way line of the Louisville & Nashville Railroad Company, which said point is 210 feet south of the point of beginning; thence run in a northerly direction along the west right of way line of said Louisville and Nashville Railroad Company, a distance of 210 feet to the point of beginning, and situated in Shelby County, Alabama.

There is also excepted from the above described tract of land that lot heretofore conveyed to Eddie Lee Glass and described as follows, to-wit:

(B) Beginning where the north boundary line of the northeast quarter of the southeast quarter of Section 35, Township 20, Range 3 west intersects the west side of the south bound tract of the Louisville & Nashville Railroad right of way, thence northerly along said right of way 180 feet, thence due west 240 feet to a point, thence southerly and parallel with said right of way 180 feet to a point to the north boundary line of said northeast quarter of southeast quarter, thence east along said boundary line 240 feet, more or less, to the point of beginning, said lot being in the southeast quarter of the northeast quarter of Section 35, Township 20, Range 3 west, and situated in Shelby County, Alabama,

To Have and To Hold to the said Pearl Pettie Grimes, her heirs and assigns, forever. And we do for ourselves and our heirs, executors and administrators, covenant with the said Pearl Pettie Grimes, her heirs and assigns, that we are lawfully seized in fee simple of said premises, that they are free from all encumbrances; that we have a good right to sell and convey the same, as aforesaid, that we will and our heirs, executors and administrators, shall warrant and defend the same to the said Pearl Pettie Grimes and to her heirs and assigns, forever, against the lawful claims of all persons.

In witness whereof, we have hereunto set our hands and seals this the 24th day of July, 1940.

Carson W. Swiney	(SEAL)
Mattie Swiney	(SEAL)
Mrs. Eva Swiney Harwell	(SEAL)
William M. Harwell	(SEAL)
R. Leland Swiney	(SEAL)
Odelle Swiney	(SEAL)
Lallage Swiney Attaway	(SEAL)
Vernon Attaway	(SEAL)
John R. Swiney Jr.,	(SEAL)
Mavis Sweeney	(SEAL)
Lola Kate Swiney Posey	(SEAL)
W. A. Posey	(SEAL)
Annie Swiney Johnson	(SEAL)

State of Alabama
Shelby County

I, C. V. Moore a Notary Public in and for said County, in said State, hereby certify that Carson W. Swiney and wife, Mattie Swiney, Eva Swiney Harwell and husband, William M. Harwell, R. Leland Swiney and wife, Odell Swiney, Lallage Swiney Attaway and husband, Vernon Attaway, John R. Swiney, Jr., and wife, Mavis Swiney, Lola Kate Swiney Posey and husband, W. A. Posey and Annie Swiney Johnson, a widow, 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 this conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand and seal this the 24th day of July, 1940.

C. V. Moore, Notary Public
Shelby County, Alabama

State of Alabama,
Shelby County

I, C. V. Moore, a Notary Public in and for said County, in said State, do hereby certify that on the 24th day of July, 1940, came before me the within named Mattie Swiney, Eva Swiney Harwell, Odell Swiney, Lallage Swiney Attaway, Mavis Swiney, Lola Kate Swiney Posey, respectively, known to me to be the wife of the within named Carson W. Swiney, William M. Harwell, R. Leland Swiney, Vernon Attaway, John R. Swiney, Jr., and W. A. Posey, respectively, acknowledged that she signed the same of her own free will and accord, without fear, constraints or threats on the part of the husband.

In witness whereof, I hereunto set my hand this the 24th day of July, 1940

C. V. Moore, Notary Public
Shelby County Alabama

Filed for record in this office December 10th 1940 at 4 PM
and recorded in deed record 111, page 5 and 6 and examined L. C. Walker, Judge of Probate

STATE OF ALABAMA
SHELBY COUNTY
I hereby certify that
\$ 15.00 Privilege Tax
has been paid on the within
instrument as required by
law.
L. C. WALKER,
JUDGE OF PROBATE