
 \$33.00 Federal Stamps Cancelled on this deed

DEED

#1751
 Cans. \$ 30,000

STATE OF ALABAMA)
 :
 JEFFERSON COUNTY)

KNOW ALL MEN BY THESE PRESENTS:, That for and in consideration of the sum of One and 00/100 (\$1.00) Dollars and other valuable considerations, to the undersigned grantor, SIDNEY W. SMYER, as Executor of the Estate of JOHN R. IRBY, Deceased, in hand paid by FRANK PAPE, the receipt whereof is hereby acknowledged, I, the said SIDNEY W. SMYER, as Executor, and under and by virtue of the authority contained in the will of John R. Irby, Deceased, do hereby grant, bargain, sell and convey unto the said FRANK PAPE, The following described real estate, situated in Shelby County, Alabama, towit:-

The Southeast Quarter of Northeast Quarter ($SE\frac{1}{4}$ of $NE\frac{1}{4}$) and South Half of Southeast Quarter ($S\frac{1}{2}$ of $SE\frac{1}{4}$) Section Thirty-Five (35); and

Southwest Quarter of Northwest Quarter ($SW\frac{1}{4}$ of $NW\frac{1}{4}$) and Southwest Quarter of Southwest Quarter ($SW\frac{1}{4}$ of $SW\frac{1}{4}$) Section Thirty-Six (36); all in Township Twenty-one (21), Range Two (2) West; also

The East Half of Southeast Quarter ($E\frac{1}{2}$ of $SE\frac{1}{4}$) Section One (1), and all that part of the Southeast Quarter of Northeast Quarter ($SE\frac{1}{4}$ of $NE\frac{1}{4}$) and Northeast Quarter of Southeast Quarter ($NE\frac{1}{4}$ of $SE\frac{1}{4}$) Section Twelve (12), Township Twenty-Two (22), Range Two (2) West, which

lies South and East of the right of way of the Southern Railroad, except that portion of land in said Northeast Quarter of Southeast Quarter of Said Section Twelve embraced in an eighteen acres tract of land described as follows:-

Commence at the Southeast corner of said Northeast Quarter of Southeast Quarter ($NE\frac{1}{4}$ of $SE\frac{1}{4}$) of said Section Twelve, and run thence West along the North line of the South Half of Southeast Quarter of said Section, One Thousand, Seven Hundred and Thirty-Five (1,735) feet to the Eastern margin of the right of way of the Southern Railroad; thence in a Northeasterly direction along the Eastern margin of said right of way, Seven Hundred and Two (702) feet; thence in a Southeast direction One Thousand, Two Hundred and Ninety-Six (1,296) feet to a point on the east line of said Northeast Quarter of Southeast Quarter of said Section Twelve, which point is Three Hundred and Forty-One (341) feet North of the Southeast corner of said forty; thence South along the Eastern line of said forty, Three Hundred and Forty-One (341) feet to the point of beginning; also

All that part of Section Five (5) lying South of Camp Branch;

All that part of South Half of Section Six (6) lying South of Camp Branch;

The North Half of Section, and the North Half of South Half of Section Seven (7), except the

following tracts, viz:-

(a) Commence at the Southwest corner of the Northwest Quarter of Northwest Quarter ($NW\frac{1}{4}$ of $NW\frac{1}{4}$) of Section Seven (7), Township Twenty-Two (22), Range One (1) West, and run thence North 85° East along the South Boundary of said forty, Two Hundred and Thirty-One (231) feet to the center of the right of way of the Southern Railroad; thence North $33^{\circ} 28'$ East along the center of said right of way, Eight Hundred and Ninety-Two (892) feet to a point in the middle or center of what is known as the Old Columbiana Road, which is the point of beginning of the lot covered by this exception; thence South $33^{\circ} 28'$ West along the center of said railroad right of way, Six Hundred and Fifty-Six and $\frac{6}{10}$ (656.6) feet; thence North $71^{\circ} 12'$ East Two Hundred and Five (205) feet; thence North $46^{\circ} 51'$ East Two Hundred and Sixty-Two (262) feet; thence South $48^{\circ} 11'$ East Two Hundred and Seven and $\frac{3}{10}$ (207.3) feet; thence North $40^{\circ} 55'$ East Two Hundred and Twenty-Nine and $\frac{3}{10}$ (229.3) feet to the center of the Old Columbiana Road; thence North $51^{\circ} 33'$ West along the center of the Columbiana Road, Four Hundred and Twenty-Two and $\frac{4}{10}$ (422.4) feet to the point of beginning; and which exception contains three and $\frac{79}{100}$ (3.79) acres;

(b) Commence at the Southwest corner of the Northwest Quarter of Northwest Quarter ($NW\frac{1}{4}$ of $NW\frac{1}{4}$) of said Section Seven (7) and run thence North 85° East along the South boundary line of said forty, Two Hundred and Thirty-One (231) feet to the center of the right of way of the Southern Railroad; thence North $33^{\circ} 28'$ east along the center of said right of way, One Thousand, Four Hundred and Sixty-Nine and $\frac{5}{10}$ (1,469.5) feet to the point of beginning of the exception covered in this paragraph; thence North $33^{\circ} 28'$ East along the center of said right of way of said Railroad, Two Hundred (200) feet; thence North $56^{\circ} 32'$ West Two Hundred and Fifty (250) feet; thence South $33^{\circ} 28'$ West Two Hundred (200) feet; thence South $56^{\circ} 32'$ East Two Hundred and Fifty (250) feet to the point of beginning; containing one acre.

(c) That certain lot known as the Kroell lot, being a rectangular lot One Hundred and Fifty-six (156) feet wide and Four Hundred and Ninety-Five (495) feet along, and being situated on the West side of what is known as the Old Shelby Road, and more particularly described as follows:-

Beginning on the West margin of the Shelby Road at an iron pin at the Southwest corner of said lot; thence along the Western margin of said Shelby Road, North 41° West, Four Hundred and Ninety-Five (495) feet to the intersection of the West line of said Shelby Road, with the East line of the Old Columbiana Road; thence in a Southwesterly direction along the Eastern margin of the Old Columbiana Road, South 49° West, One Hundred and Fifty-Six (156) feet; thence South 41° East Four Hundred and Ninety-Five (495) feet; thence North 49° East One Hundred and Fifty-Six (156) feet to the point of beginning, containing One and $\frac{79}{100}$ acres; also

Northwest Quarter of Southeast Quarter ($NW\frac{1}{4}$ of $SE\frac{1}{4}$) and West Half of Northeast Quarter ($W\frac{1}{2}$ of $NE\frac{1}{4}$) and Northwest Quarter of Southwest Quarter ($NW\frac{1}{4}$ of $SW\frac{1}{4}$); and Northwest Quarter ($NW\frac{1}{4}$) of Section Eight (8), Township Twenty-two (22), Range One (1) West; containing in all one Thousand Four Hundred and Thirty-Two and $\frac{94}{100}$ (1,432.94) acres, more or less.

There is excepted from the above the right of way of the Southern Railroad, and the Alabama Power Company, and public roads;

There is also conveyed to the grantor herein, the following described property, to wit:-
One triangular lot in Shelby Springs, Alabama described as follows:-

Commencing at an iron stake on the South side of Settlement Road, crossing and Fifteen feet at right angles from Southern Railway, at a point Four Hundred and Four (404) feet along the track South of the center of the culvert at the station at Shelby Springs; running thence in a straight line to and across the Columbiana and Calera dirt road to an iron stake, Four Hundred and Five (405) feet and at right angles to said railroad; thence in a Southwesterly direction and parallel with said Railroad, Two hundred and Four (204) feet; thence in a straight line towards said railroad and parallel with the first line of Four Hundred and Five (405) feet, Two Hundred

and Twenty-Two (222) feet to an iron stake crossing said Columbiana and Calera Road; thence Four Hundred and Twenty-Five (425) feet along the Northwest side of said dirt road, in a Southwest direction to an iron stake on the side of said road, fifteen (15) feet from outside of said Railroad; thence Northeast parallel with said Railroad, Six Hundred and Thirty-One (631) feet to the point of beginning; being a part of the Northwest Quarter of Northwest Quarter (NW $\frac{1}{4}$ of NW $\frac{1}{4}$) Section Seven (7), Township Twenty-Two (22), Range One (1) West, being three acres more or less.

Two lots in the Northwest Quarter of Northwest Quarter (NW $\frac{1}{4}$ of NW $\frac{1}{4}$) Section Seven, and Southwest Quarter of Southwest Quarter (SW $\frac{1}{4}$ of SW $\frac{1}{4}$) Section Six (6), Township Twenty-Two (22), Range One (1) West, commencing at a point on the North side of the Southern Railroad near center of Stone culvert of said railroad; thence Southwest along said Railroad, One Hundred (100) feet to a point; thence West Two Hundred and Fifty (250) feet; Thence Northeast Two Hundred (200) feet; thence Southeast Two Hundred and Fifty (250) feet to railroad; thence Southwest along North side of railroad to beginning.

It being the intention of this conveyance that the grantor herein convey all right, title, claim or interest in the property formerly owned by the said John R. Irby at Shelby Springs, located in Sections Five (5), Six (6), Seven (7) and Eight Township Twenty Two (22) Range One (1) West, and Sections One (1) and Twelve (12), Township Twenty-Two (22) Range Two (2) West and in Sections Thirty-five (35) and Thirty-Six (36) Township Twenty-One (21), Range Two West in Shelby County, together with all improvements, and together with the right of free ingress and egress to and from Shelby Springs, and to Shelby Springs Railroad Station, and platform, with the right to use the water of said springs.

TO HAVE AND TO HOLD, Unto the said Frank Pape, his heirs and assigns forever.

IN WITNESS WHEREOF, I, Sidney W. Smyer, as executor aforesaid, have hereunto set my signature and seal, this June 5th, 1944.

Sidney W. Smyer (L. S.)
As Executor of the Estate of
John R. Irby, Deceased.

STATE OF ALABAMA)
:
JEFFERSON COUNTY)

I, Ethel M. Ware, a Notary Public in and for said County, in said State, hereby certify that Sidney W. Smyer, whose name as executor of the Estate of John R. Irby, Deceased, is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day, that being informed of the contents of the conveyance, he in his capacity as such executor executed the same voluntarily on the day the same bears date.

Given under my hand and seal, this June 5th, 1944.

Ethel M. Ware, Notary Public.

Filed for record in this office on the 7th day of June, 1944 at 11 o'clock A. M. and recorded in deed record 118 Page 456-458 incl.

L. C. Walker, Judge of Probate

STATE OF ALABAMA
SHELBY COUNTY
I hereby certify that
\$ 30.00 Privilege Tax
has been paid on the within
instrument as required by
law.
L. C. WALKER,
JUDGE OF PROBATE