(\$3.30 Federal Stamps Cancelled on this Deed)

DEED

2/2 Value \$3,000.00

THE STATE OF ALABAMA
SHELBY COUNTY

The SE_{4}^{1} of NW_{4}^{1} and the NW_{4}^{1} of SE_{4}^{1} and 5 acres in the SW corner of the SW_{4}^{1} of NE_{4}^{1} described as beginning at the SW corner of said SW_{4}^{1} of NE_{4}^{1} and running east 660 feet, thence north to Powell Branch, Thence west along Powell Branch to the west line of said 40 acres, thence south to the point of beginning; also the surface right to all that part of the SW_{4}^{1} of SE_{4}^{1} and of the SE_{4}^{1} of SW_{4}^{1} lying north of the south bank of Yellow Leaf Creek; all in Section 4, Township 20, Range 1 East, except $1\frac{1}{2}$ acres in the SW corner of the SE_{4}^{1} of SW_{4}^{1} sold to J.R. Nance by deed recorded in Book 53, page 301.

situated in Shelby County, Alabama.

TO HAVE AND TO HOLD, To the said Olivette P. Acton and husband Walter R. Acton, during their joint lives and upon the death of either of them then to the survivor of them in fee simple and to the heirs and assigns of such survivor in fee simple.

And we do, for ourselves and for our heirs, executors and administrators, covenant with the said Olivette P. Acton and husband Walter R. Acton and upon the death of either then to the survivor in fee simple and the heirs and assigns of such survivor 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 administrator, shall warrant and defend the same to the said Olivette P. Acton and husband Walter R. Acton during their joint lives and upon the death of either of them then to the survivor in fee simple and the heirs and assigns of such survivor, forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, we have hereunto set our hands and seals, this 28th day of January, 1944.

WITNESSES:
Marilon Porter
Walter H. Henderson

Elna A. Smith

(SEAL)

J. Martin Smith

(SEAL)

THE STATE OF ALABAMA,)

JEFFERSON COUNTY.

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that

Elna A. Smith and husband, J. Martin Smith 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 28th day of January, A.D. 1944.

Kate N. Rothrock

NOTARIAL SEAL

THE STATE OF ALABAMA,

JEFFERSON COUNTY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify t hat Marilon Porter, a subscribing witness to the foregoing conveyance, known to me, appeared before me this day, and being duly sworn, stated that Elna A. Smith and husband, J. Martin Smith, the Grantors voluntarily executed the same in her presence, and in the presence of the other subscribing witness, on theday the same bears date; that she 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 her presence.

Given under my hand, this 28th day of January, A.D. 1944.

Kate N. Rothrock

THE STATE OF ALABAMA,)

JEFFERSON COUNTY)

I, the undersigned, a Notary Public, in and for said County, insaid State, do hereby certify that on the 28th day of January, 1944, came before me the within named Elna A. Smith known to me to be the wife of the within named J. Martin Smith 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 28th day of January, A.F. 1944.

Kate N. Rothrock

Filed in the office of the Probate Judge the 1st day of August, 1945 at 1 o'clock P.M. and recorded in the Deed Record 121 on page 391 on this the 1st day of August, 1945.

SHELBY COUNTY

hereby certify that

33.00 Privilege Tax

has been paid on the withir

instrument as required by

L. C. WALKER.

L.C. Walker

Judge of Probate