Value \$1300 Dp. 2500 Bal.

See mtg. book 207, page 463

THE STATE OF ALABAMA, SHELBY COUNTY.

# 4387

That in consideration of Thirteen Hundred and no/100 Dollars to the undersigned grantor J.E. Cater in hand paid by Foy McGhee the receipt whereof is acknowledged we the said J.E. Cater and wife, Lillian Re Cater do grant, bargain, sell and convey unto the said Foy McGhee the following described real estate, situated in Shelby County Alabama, to-wit:

Beginning at a point 881 feet North of the SE corner of the  $NE_4^1$  of the  $NE_4^1$  of Section 4, Township 22, Range 2 West, and run North 870 feet; thence West to the West line of the right of way of Birmingham-Montgomery Highway for a point of beginning; thence continue West to the East line of the Columbiana and Montevallo Public Road; thence SW along the east line of said last mentioned public road to a point where the East line of the  $NW_4^1$  of  $NW_4^1$  of Section 4, Township 22, Range 2 West crosses said road; thence South along the East line of the  $NW_4^1$  of  $NW_4^1$  of Section 4, Township 22, Range 2 West to the NW corner of the land formerly owned by Sallie Bird; thence East along the North line of said Sallie Bird land to the West right of way line of the Birmingham-Montgomery highway; there Northwest along said right of way to the point of beginning and containing 40 acres, more or less, except  $\frac{1}{4}$  acre reserved as Cemetery lot.

All of the NW4 of the NW4 of Section 4, Township 22, Range 2 West, lying north of the Columbiana and Monte-vallo Road and west of the right of way of the L & N Rialroad and also all of that part of said NW4 of the NW4 lying East of the L & N Railroad right of way and South of the Columbiana and Montevallo Raod.

The grantee assumes and agrees to pay that certain mortgage given to Refferson Federal Savings and Loan Association of Birmingham on April 22, 1949, which said mortgage is recorded in the office of the Judge of Probate of Shelby County, Alabama in mortgage book 207, at page 463 in the original amount of \$2500.00 with interest.

TO HAVE AND TO HOLD, To the said Foy McGhee, his heirs and assigns forever.

And we do, for ourselves and for our heirs, executors and administrators, covenant with the said Foy McGhee, his heirs and assigns that we are lawfully seized in fee simple of said premises; that they are free from all encumbrances; Except 1949 Ad Valorem taxes that we have a tood 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 Foy McGhee, his heirs, and assigns forever against the lawful claims of all persons.

In Witness Whereof we have Thereunto set Aqua hands and seals this 5th day of July, 1949.

by law.

J.E. Cater (SEAL)

Lillian R. Cater (SEAL)

STATE OF ALAVAMA

JEFFERSON COUNTY.

L. C. WALKER.

I, Marion Whelan a Notary Public in and for said County, in said State hereby certify that J.E. Cater and wife, Iillian R. Cater whose names are signed to the foregoing enveyance, 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 and official seal this 5th day of July, 1949.

Marion Whelan Notary Public,

STATE OF ALABAMA

JEFFERSON COUNTY,

I, Marion Whelan, a Notary Public in and for said County, in said State, hereby certify that on the 5th day of July, 1949, came before me the within named Lillian R. Cater, known to me (or made known to me) to be the wife of the within named J.E. Cater who, being examined separate and apart from the husband touching her signature to the within conveyonce, acknowledged that she signed the same of her own free will and accord, and without fear, constraints, or threats on the pat of the husband.

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Given under my hand and official seal this 5th day of July, 1949.

Maridn Whelan,

Notary Public,

Filed in the office of the Judge of Probate on the 7th day of Sept. 1949, at 3 P.M. and recorded in deed record 139, page on this the 13th day of Sept. 1949.

L.C. Walker,

Judge of Probate.