

FILED 5 FEBRUARY 1959

STATE OF ALABAMA)
 : KNOW ALL MEN BY THESE PRESENTS: That,
JEFFERSON COUNTY)

WHEREAS, Bessie Mussey owns certain property located in the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 28, Township 19, South Range 2 West, Shelby County, Alabama; and

WHEREAS, the said Bessie Mussey has sold off to Ruth Hanson and to Margaret G. Bush a part of the property which the said Bessie Mussey owned in said quarter-quarter section and in an adjoining quarter-quarter section; and

WHEREAS, in the deeds conveying said property to Margaret G. Bush and Ruth Hanson, recorded in Vol. 175, page 36, Vol. 175, page 220 and Vol. 187, page 326, all in the Probate Office of Shelby County, Alabama, it was provided that the lands of Bessie Mussey south of the Montevallo-Ashville Highway shall not be subdivided into plots of land less than five acres, and that the said Margaret G. Bush and Ruth Hanson, their heirs and assigns, should be given the refusal of the best offer of sale in the event said property is sold; and

WHEREAS, the said Bessie Mussey desires to mortgage to Birmingham Federal Savings and Loan Association part of her property south of Montevallo-Ashville Highway and said portion to be conveyed by said mortgage is less than five acres, and the Birmingham Federal Savings and Loan Association has requested that the said Margaret G. Bush and Ruth Hanson consent to the execution of said mortgage and waive any right or privilege to purchase the said property insofar as that may affect the execution of said mortgage; and

WHEREAS, the said Margaret G. Bush and Ruth Hanson are willing for the said Bessie Mussey to place a mortgage on the hereinafter described property to the Birmingham Federal Savings and Loan Association,

NOW, THEREFORE, we the undersigned Margaret G. Bush and Ruth Hanson do hereby consent to the execution by Bessie Mussey of a mortgage to the Birmingham Federal Savings and Loan Association on the following described property, situated in Shelby County, Alabama, to-wit:

Part of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 28, Township 19 South, Range 2 West, to-wit: Commence at the southwest corner of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 28, Township 19, South, Range 2 West, in Shelby County, Alabama; thence north along the west line of said SW $\frac{1}{4}$ of NE $\frac{1}{4}$ 386.27 feet, more or less, to the southeasterly right-of-way line of the Cahaba Valley Road, also known as the Montevallo-Ashville Road; thence turn an angle of 58° 14' right and run northeasterly along said southeasterly right-of-way line 222.53 feet to the point of curve of a curve curving to the right, said curve having a radius of 5727.78 feet and subtending a total central angle of 11° 36' run thence northeasterly along the arc of said curve, and along said southeasterly right-of-way line 54.98 feet to the point of beginning of the tract of land herein described; thence continue northeasterly along the arc of said curve (being also the said southeasterly right-of-way line) 429.17 feet; thence turn an angle of 89° 48' 25" to the right from the tangent of said curve at said point and run southeasterly 321.90 feet; thence turn an angle of 89° 30' right and run southwesterly 436.23 feet; thence turn an angle of 91° 52' right and run northwesterly 311.16 feet, more or less, to the point of beginning.

It is understood and agreed that the specific purpose of this agreement is to allow the said Bessie Mussey to execute a mortgage to the Birmingham Federal Savings and Loan Association on a portion of her property south of the Montevallo-Ashville Highway, which portion is less than five acres, and to waive the right of the undersigned, insofar as said mortgage is concerned, to purchase said property in the event said mortgage is ever foreclosed.

IN WITNESS WHEREOF, we have hereunto set our hands and seals this the 31 day of January, 1959.

Margaret G. Bush
Margaret G. Bush
Ruth Hanson
Ruth Hanson

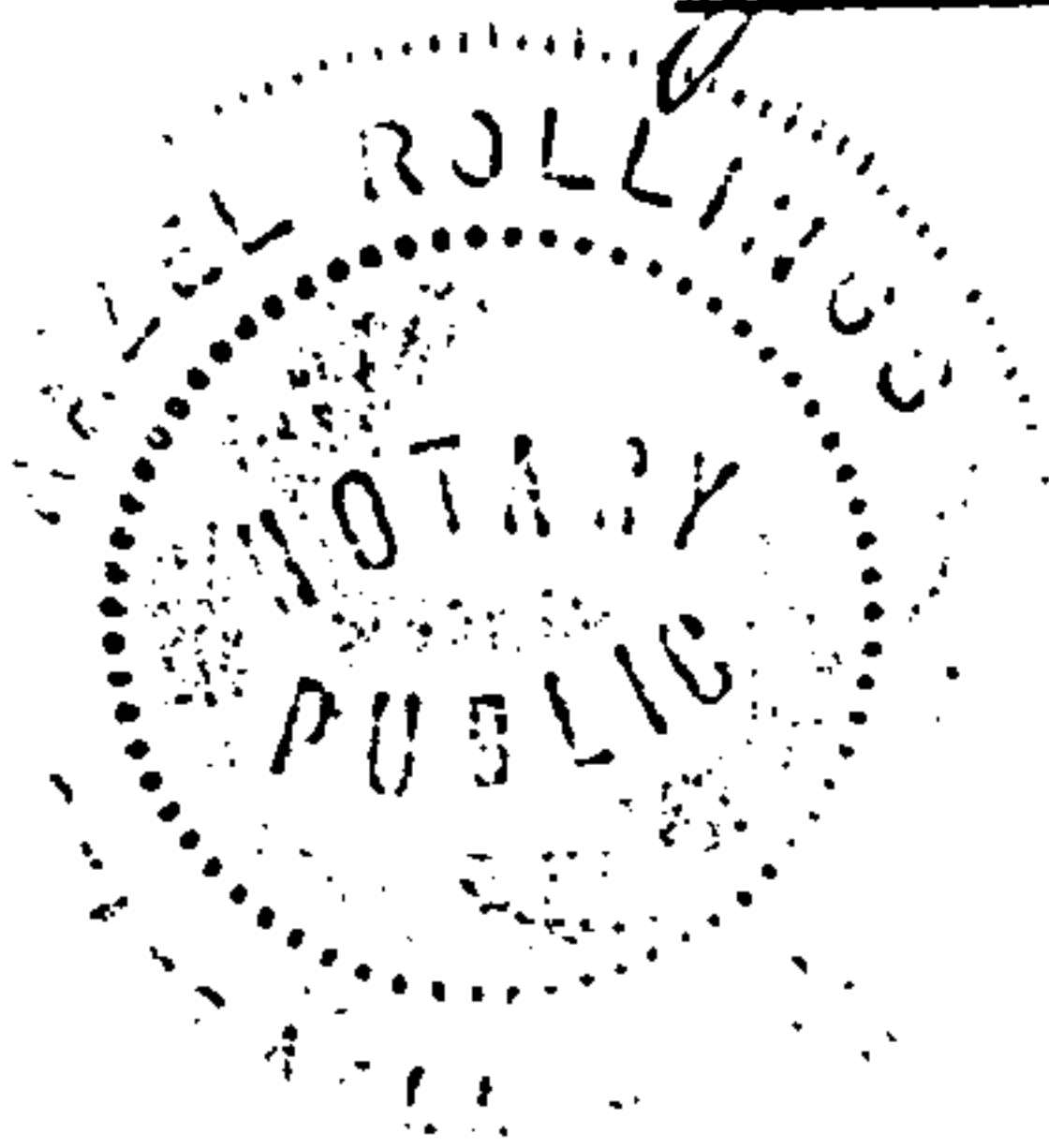
3.

STATE OF ALABAMA

JEFFERSON COUNTY

I, Hazel Rollings, a Notary Public in and for said County, in said State, hereby certify that Margaret G. Bush, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this the 31 day of January, 1959.



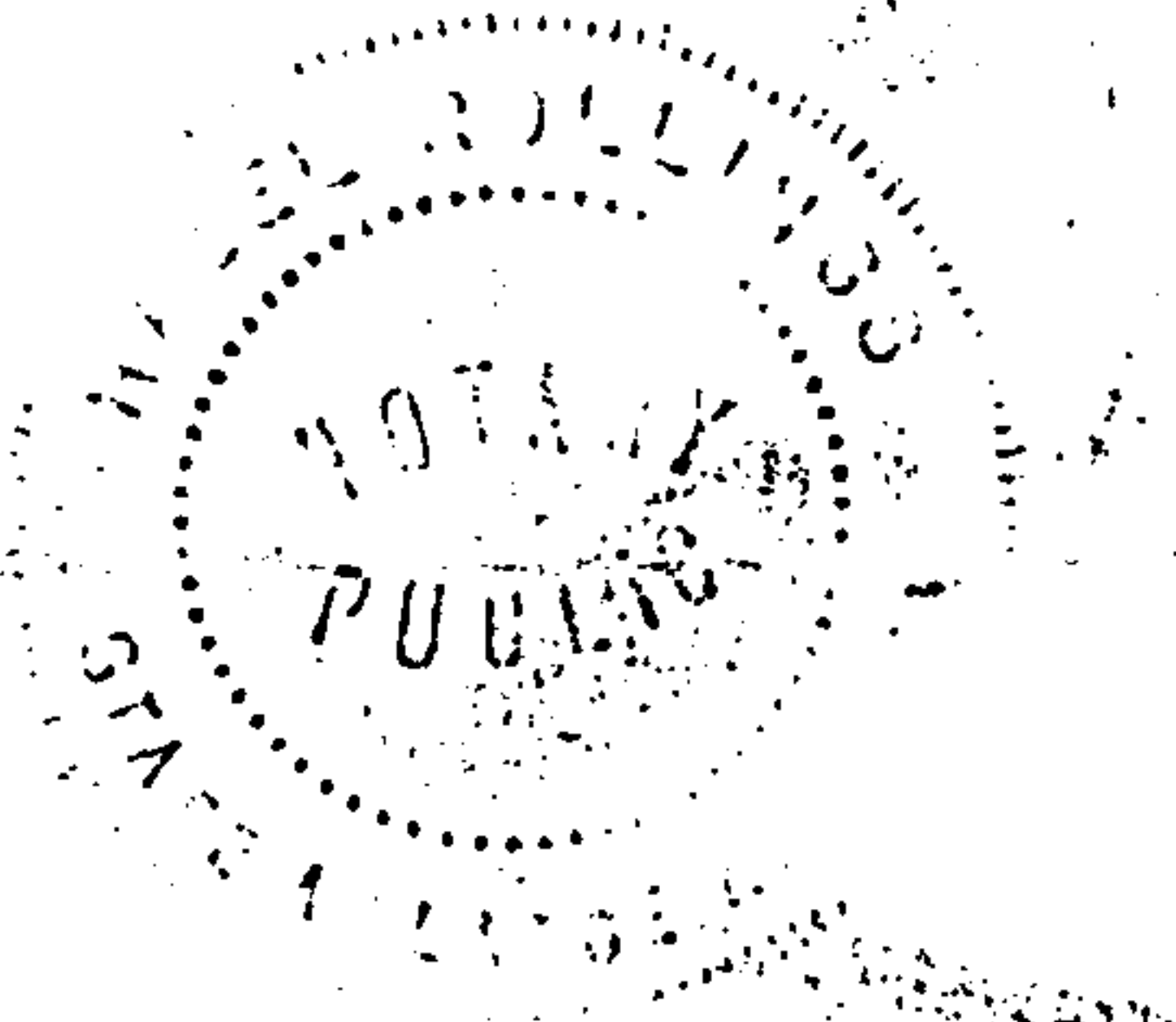
Hazel Rollings
Notary Public

STATE OF ALABAMA

JEFFERSON COUNTY

I, Hazel Rollings, a Notary Public in and for said County, in said State, hereby certify that Ruth Hanson, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this the 31 day of January, 1959.



Hazel Rollings
Notary Public

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STATE OF ALABAMA, SHELBY COUNTY

I, Conrad M. Fowler, Judge of Probate, hereby certify that the within Applicant was filed for record the 21 day of Feb 19 59 at 11 M. and recorded in Deed record Page 52 and the Mortgage Tax Deed Tax has been paid. 199

Conrad M. Fowler Judge of Probate