

1961

BOOK 199 PAGE 161

STATE OF ALABAMA )

FILED 13 FEBRUARY 1959

SHELBY COUNTY )

KNOW ALL MEN BY THESE PRESENTS: that in consideration of the sum of One Hundred Dollars Cash and other good and valuable considerations to the undersigned grantor, H. L. Smith and wife, Elsie Gary Smith, in hand paid by Southern Cement Company - Division of American Marietta Company, the receipt whereof is acknowledged, we, the said H. L. Smith and wife, Elsie Gary Smith do grant, bargain, sell and convey unto the said Southern Cement Company - Division of American Marietta Company the following described real estate situated in Shelby County, Alabama, to-wit:

8 acres off the West side of the  $SW\frac{1}{4}$  of the  $SE\frac{1}{4}$ , measuring 88 yards east and West and 440 yards north and south, more or less, being in Section 18, Township 22, Range 2 West. This being the same 8 acres conveyed by deed of C.T. Ingram, a single man, to Beatrice Ingram Allen under date of March 7th, 1935 and recorded in Deed Book 94, Page 436 in the Probate Office of Shelby County, Alabama, but a typographical error shows it in the  $SW\frac{1}{4}$  of the  $SW\frac{1}{4}$ , Section 18, Township 22, Range 2 West.  
 $S\frac{1}{2}$  of  $SW\frac{1}{4}$  of Section 18, Township 22, Range 2 West. Also, 6 acres lying in the SW corner of the  $NW\frac{1}{4}$  of  $SE\frac{1}{4}$  lying South of the Calera and Spring Creek Public Road and measuring 88 yards wide east and west.  
Also, all that part of the  $NE\frac{1}{4}$  of  $SW\frac{1}{4}$  lying South of the said Spring Creek and Calera Road except 14 acres on the west side conveyed by H. H. Killingsworth to W. R. Alexander. All in Section 18, Township 22, Range 2 West, Shelby County, Alabama and containing 27 acres more or less.

The  $NW\frac{1}{4}$  of the  $SW\frac{1}{4}$  and all of the  $SW\frac{1}{4}$  of the  $NW\frac{1}{4}$  lying south of a line described as follows, to-wit: Beginning at a point on the west line of said  $SW\frac{1}{4}$  of  $NW\frac{1}{4}$ , 4 chains and 29 links south of the NW corner of said  $SW\frac{1}{4}$  of  $NW\frac{1}{4}$  (being a point on the Calera and Spring Creek Road, on the North side thereof), running thence South 64 degrees East 7 chains and 28 links, along said North side of said Road, thence NE 105 yards to a point 43 rods west of the east line and 90 yards south of the North line of said  $SW\frac{1}{4}$  of  $NW\frac{1}{4}$ , and thence East to said East line of said  $SW\frac{1}{4}$  of  $NW\frac{1}{4}$ , all above described land being in section 18, Township 22, Range 2 West, except  $3\frac{1}{2}$  acres more or less described as follows: begin at a point where the beat line between beats 3 and 4 crosses the south right of way line of the Calera-Spring Creek Road and run South along said beat line 732 feet, thence in an Easterly direction along a fence line 293 feet, thence North and parallel with said beat line 491 feet to said Road, thence along said Road 350 feet in a Northwesterly direction to point of beginning. In  $SW\frac{1}{4}$  of  $NW\frac{1}{4}$  of Section 18, Township 22, Range 2 West. This being all of the land we own in said Section 18.

Title to the above described real estate is subject to rights of way and easements granted the Alabama Power Company by instruments recorded in deed record volume 138 Page 240, Volume 106 Page 31, Volume 101 Page 581, Volume 138 Page 465, Volume 120 Page 368, and Volume 101 Pages 583 and 584 all records of deeds in the Probate Office of Shelby County, Alabama and subject to a pipe line easement granted to Southern Natural Gas Company by instrument recorded in deed record volume 90 page 300 in said Probate Office. To have and to hold to the said Southern Cement Company - Division of American Marietta Company, its successors and assigns forever.

And we do for ourselves and for our heirs, executors and administrators covenant



with the said Southern Cement Company - Division of American Marietta Company, its successors and assigns that we are lawfully seized in fee simple of said premises; that they are free from all encumbrances except as hereinabove set out and 1959 ad valorem taxes, and 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 Southern Cement Company - Division of American Marietta Company its successors and assigns forever against the lawful claims of all persons.

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

H. L. Smith  
H. L. Smith

Elsie Gary Smith  
Elsie Gary Smith

STATE OF ALABAMA    )

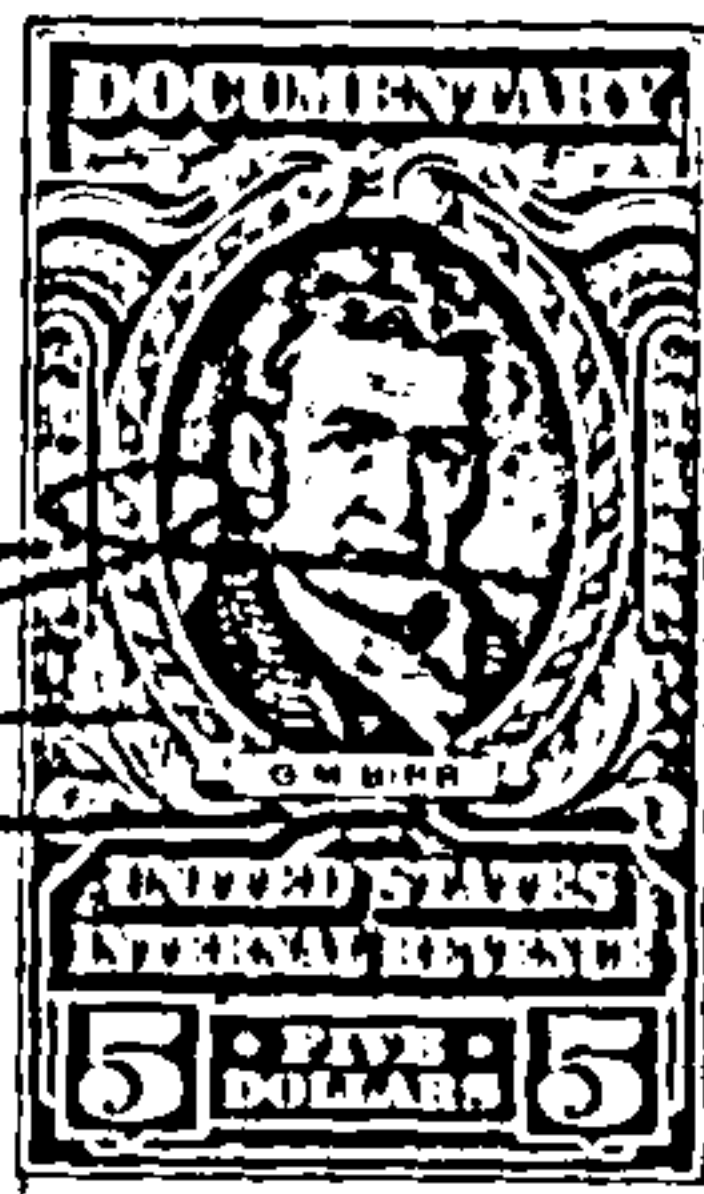
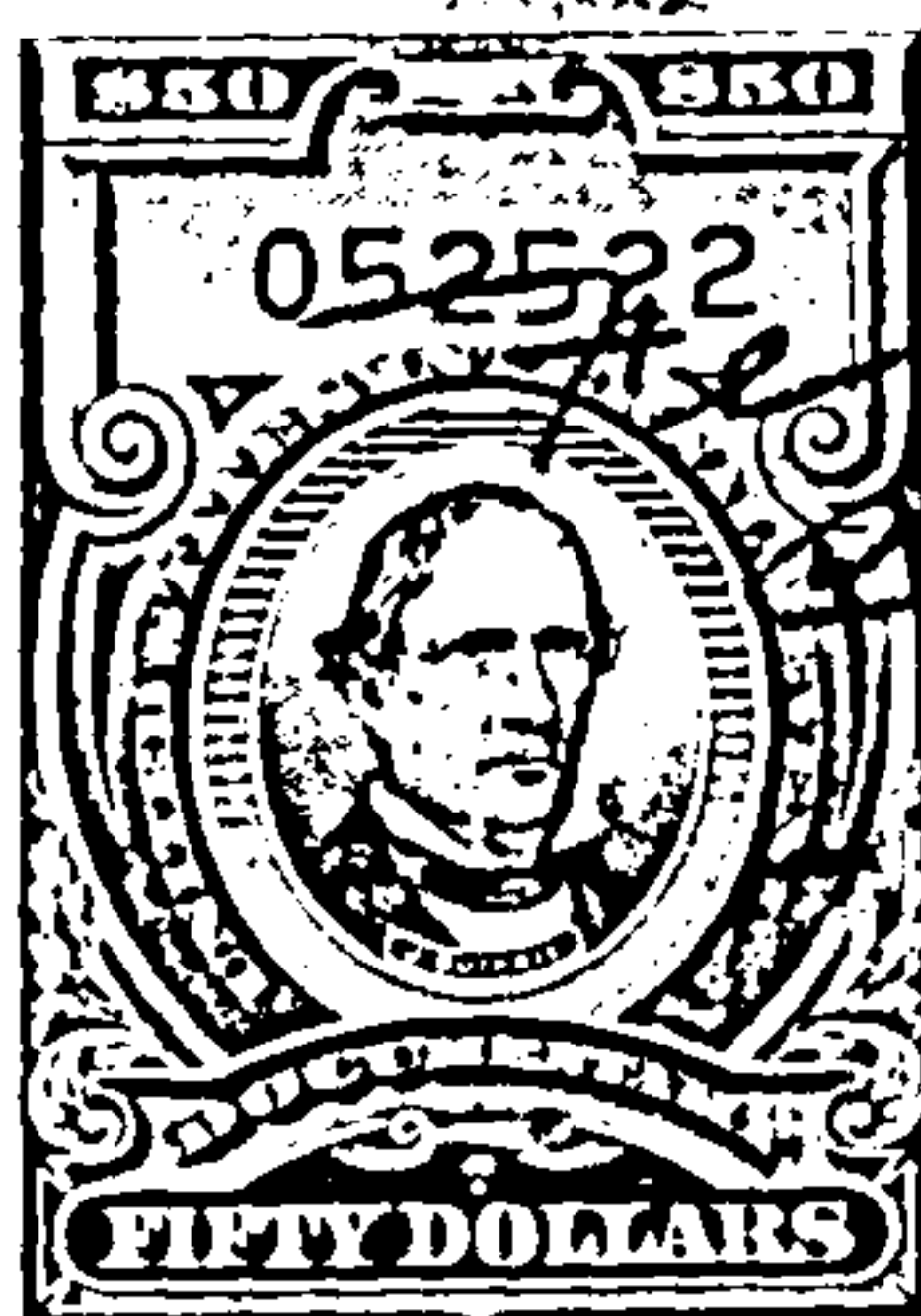
COUNTY OF            )

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that H. L. Smith and wife, Elsie Gary 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 the conveyance they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 12<sup>th</sup> day of February, 1959.

Elizabeth Feinstone  
Notary Public.

FILED 13 FEBRUARY 1959



STATE OF ALABAMA, SHELBY COUNTY

I, Conrad M. Fowler, Judge of Probate, hereby certify that the within deed was filed for record the 13 day of Feb 1959 at 8 o'clock and recorded in Book Record, Page 161 and the Mortgage Tax 90.00 has been paid 99 Deed Tax

Conrad M. Fowler Judge of Probate