

2868

STATE OF ALABAMA )

SHELBY COUNTY )

Before me, the undersigned authority, in and for said County and State, personally appeared R. M. Byrd and Lucille N. Byrd, who, being known to me and being by me first duly sworn, depose and say as follows:

There heretofore, on June 1, 1956, the following described land was purchased in the name of the undersigned from H. W. James and wife, to-wit:

The NW $\frac{1}{4}$  of Section 34;  
The E $\frac{1}{2}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$  and S $\frac{1}{2}$  of NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 33;  
And all that part of the SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 33 lying south of the Cunningham Branch; and 7 acres in the SE corner of the SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 33, lying east of the B B & B Branch of the Southern Railway right of way, and west of the Elyton and Montevallo Public Road, and south of a Settlement Road, all in Township 21, Range 3 West, situated in Shelby County, Alabama.

Further deposing, affiants say that said land was purchased under an agreement entered into prior to the consumation of said sale, with Leslie I. Newton and Mary W. Newton, whereby, it was agreed that the undersigned were to agree to pay one half of the purchase price and Leslie I. Newton and Mary W. Newton agreed to pay one half of the purchase price on said above described land, and on the agreement, that said property was to be taken in the name of R. M. Byrd and wife, Lucille N. Byrd with the distinct agreement and understanding that one half interest in said property was held by the undersigned in trust for Leslie I. Newton and Mary W. Newton.

Further deposing, affiants say that at anytime the said Leslie I. Newton and Mary W. Newton, or either of them, request the undersigned to execute and deliver to them a warranty deed to an undivided one half interest in and to the above described land, that they will do so.

Witness our hands this 21<sup>st</sup> day of May, 1957.

R. M. Byrd  
R. M. Byrd  
Lucille N. Byrd  
Lucille N. Byrd

Sworn to and subscribed before me this 21<sup>st</sup> day of May, 1957.

Notary Public  
My Commission expires Dec. 12, 1959

I, Conrad M. Fowler, Judge of Probate, hereby certify that the within was filed for record in this office on the 14 day of April 1960 at 11 o'clock, and recorded in Book 208 at page 401 on the 14 day of April 1960  
Mortgage Tax

BOOK 208 PAGE 401  
FILED 14 APRIL 1960