

4244
STATE OF ALABAMA)

SHELBY COUNTY)

WHEREAS, Charles E. Baxley heretofore executed to A. G. Smith, the following described mortgages: Mortgage dated October 13, 1953, recorded in the Probate Office of Shelby County, Alabama in Mortgage Book 229, page 312; mortgage dated October 13, 1953, recorded in Probate Office of Shelby County, Alabama, in Mortgage Book 229, page 314; mortgage dated October 13, 1953, recorded in Probate Office of Shelby County, Alabama in Mortgage Book 229, page 316; mortgage dated October 13, 1953, recorded in Probate Office of Shelby County, Alabama in Mortgage Book 229, page 318; mortgage dated October 13, 1953, recorded in Probate Office of Shelby County, Alabama in Mortgage Book 229, page 320; and

WHEREAS, the said A. G. Smith died testate in Talladega County, Alabama, whose will was duly probated in said Talladega County, Alabama, a copy of which is recorded in the Probated Office of Shelby County, Alabama in Deed Book 180, page 334, under the provisions of which said will all of the property, real, personal and mixed of the said A. G. Smith was devised to his wife, Euniece V. Smith for and during her life, with the provision that any of such property which she still had at the time of her death, would revert to the sister of A. G. Smith, namely Mrs. Anna Wynn, and

WHEREAS, the said Euniece V. Smith (Pierce) died testate, naming her husband, Daniel G. Pierce as the sole beneficiary, under her will, and

WHEREAS, the said Euniece V. Smith (Pierce) had not disposed of the hereinbefore described mortgages prior to her death, and

WHEREAS, the said Anna Wynn died intestate subsequent to the death of Euniece V. Smith (Pierce) and left surviving her as her next of kin and sole surviving heirs at law, the following named persons: Temple Wynn Cain, Dennis C. Wynn; Earl E. Wynn; and Pauline Wynn Shaddix, and

WHEREAS, the said named next of kin and sole surviving heirs at law of said Anna Wynn, deceased, have agreed to accept the sum of \$1500.00 in full accord and satisfaction of the mortgaged indebtedness evidenced by the hereinbefore described mortgages;

NOW, THEREFORE, in consideration of the sum of FIFTY FIVE HUNDRED DOLLARS (\$5500.00) to undersigned Temple Wynn Cain, Dennis C. Wynn, Earl E. Wynn and Pauline Wynn Shaddix,

in hand paid by Charles E. Baxley, the receipt of which is acknowledged, we the undersigned, Tempie Wynn Cain, Dennie C. Wynn, Earl E. Wynn and Pauline Wynn Shaddix, to hereby accept said sum in full and final payment, and in full accord and satisfaction of the mortgaged indebtedness evidenced by the hereinbefore described mortgages, and constitute and appoint Wales W. Wallace, Jr., our Attorney in Fact, in our names, to satisfy the hereinbefore described mortgages of record.

We further ratify and confirm all of the acts of our said attorney in fact in accomplishing these premises.

Witness our hands this 3rd day of July, 1961.

Tempie Wynn Cain
(Tempie Wynn Cain)

Dennie C. Wynn
(Dennie C. Wynn)

Earl E. Wynn
(Earl E. Wynn)

Pauline Wynn Shaddix
(Pauline Wynn Shaddix)

STATE OF ALABAMA)
Talladega COUNTY)

I, John W. Coleman, a Notary Public in and for said County and State, hereby certify that TEMPIE WYNN CAIN, 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 the instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand this 3rd day of July, 1961.

John W. Coleman
Notary Public

STATE OF ALABAMA)
Talladega COUNTY)

I, John W. Coleman, a Notary Public in and for said County and State, hereby certify that DENNIE C. WYNN, 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 the instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand this 3rd day of July, 1961.

John W. Coleman
Notary Public

STATE OF ALABAMA)
Talladega COUNTY)

I, John W. Coleman, a Notary Public in and for said County and State, hereby certify that EARL E. WYNN 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 the instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand this 3rd day of July, 1961.

John W. Coleman
Notary Public

STATE OF ALABAMA)

Shelby COUNTY)

I, John W. Coleman, a Notary Public, in and for said County and State, hereby certify that PAULINE WYNN SHADDIX, 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 the instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand this 3rd day of July, 1961.

John W. Coleman
Notary Public

STATE OF ALA. SHELBY CO.
I CERTIFY THIS INSTRUMENT
WAS FILED ON 7-18-61

RECORDED & 387 MTG. TAX
& \$ DEED TAX HAS BEEN
PD. ON THIS INSTRUMENT.

Conrad M. Fowler
JUDGE OF PROBATE