

2478

STATE OF ALABAMA,  
JEFFERSON COUNTY.

KNOW ALL MEN BY THESE PRESENTS, that JOHN WADDELL, deceased was the owner of the following described lands at the time of his death, viz:

The SW $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 27, Township 20 South, Range 4 West in Shelby County, Alabama, ALSO:

The NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 34, Township 20 South, Range 4 West in Shelby County, Alabama, except that part lying West of the railroad. Mineral and Mining rights excepted in all of said lands.

That said John Waddell, deceased, at the time of his death, was a resident of Shelby County, Alabama; that he died intestate, many years ago, and all debts and claims against his estate have long since been paid in full; that the following named persons are the sole and only owners of the said lands of John Waddell, deceased on the day of the date of this instrument, viz: Martha Jane Waddell, who is the surviving widow of said John Waddell, deceased; James William Waddell, a son of deceased and over the age of twenty-one years, whose wife is Edith Edna Waddell; Walter Lawrence Shaw, a grandson of the deceased and over the age of twenty-one years and whose wife is Avis King Shaw; Norman Shaw, a grandson of the deceased, John Waddell, and over the age of twenty-one years whose wife is named Myrtle Bryant Shaw; Elizabeth Shaw Phillips, a granddaughter of the deceased and over the age of twenty-one years and whose husband is Ealie / Phillips; Louise Williams, a daughter of the deceased and over the age of twenty-one years; and whose husband is named Tom Williams; Eva Jean Duke Smitherman, a daughter of deceased, and over the age of twenty-one years, whose husband is named Erskine Ramsey Smitherman; John Wallace Waddell, a son of deceased, and over the age of twenty-one years whose wife is named Ruby Lois Waddell; Mable Angeline Mosier, a daughter of deceased and over the age of twenty-one years, whose husband is named Charlie McKinley Mosier; and Edward C. Payne, a grandson of deceased, and over the age of twenty-one years, whose wife is named Ina Mae Payne.

That the above named owners of said land entered into an agreement to have said land above described surveyed by a licensed engineer and divided into parcels by said surveyor, which survey and division of said land has been made and done, and a map or plat thereof drawn by said licensed surveyor, and the various parcels of said land as surveyed by said engineer have been described by metes and bounds and attached to a map showing all of said lands and the location of said parcels therein, which map and metes and bounds descriptions have been examined by all of said owners and approved by said owners and which map and metes and bounds description is hereby referred to and made a part hereof as though fully set forth herein, said survey having been made and done by Mr. A.C. Patterson, Jr., whose registration number is 2685, said map containing parcels A, B, C, D, E, F, G, H, and I.

The said owners now desire that said parcels be deeded to the owner who is entitled to have said parcel deeded to such owner under and by virtue of the agreement of partition to that effect, heretofore entered into between all of said owners, and all of said owners have agreed that they shall appoint their attorney to deed said parcels to the owner entitled thereto and under said agreement parcel A is to be deeded to James William Waddell, parcel B to be deeded to said Walter Lawrence Shaw, Norman Shaw and Elizabeth Shaw Phillips parcel C shall be deeded to said Louise Williams; parcel D shall be deeded to Eva Jean Duke Smitherman; parcel E shall be deeded to John Wallace Waddell; parcel F shall be deeded to Martha Jane Waddell; parcel G and H shall be deeded to Mable Angeline Mosier and parcel I shall be deeded to Edward C. Payne.

Whereas all of the said above named owners desire to authorize said Edward C. Payne for them and in their names fully and punctually to perform all of the terms, provisions and conditions of said agreement of

partition on their separate or several parts to be performed, now, therefore, all of the said above named owners do hereby constitute and appoint the said Edward C. Payne their true and lawful attorney separately and severally for them and in their name to make, execute and deliver to each of said above named owners, in their separate and several names, a full warranty deed of all that certain parcel as provided in this agreement to be conveyed to said owner which said warranty deed shall convey the title to said parcel to the owner above named as entitled to said deed under this agreement, and to generally do, execute and perform any and all acts that my said attorney may deem necessary or expedient in or about the premises to convey the agreed parcel to the person agreed to receive said deed by this agreement and we the undersigned owners do hereby ratify and confirm all that our said attorney shall lawfully do by virtue hereof.

IN WITNESS WHEREOF, we have hereunto set our hands and seals on this the 15 day of May, 1963.

Martha Jane Waddell (SEAL)  
Martha Jane Waddell

James William Waddell (SEAL)  
James William Waddell

Edith Edna Waddell (SEAL)  
Edith Edna Waddell

Walter Lawrence Shaw (SEAL)  
Walter Lawrence Shaw

Avis King Shaw (SEAL)  
Avis King Shaw

Norman Shaw (SEAL)  
Norman Shaw

Myrtle Bryant Shaw (SEAL)  
Myrtle Bryant Shaw

Elizabeth Shaw Phillips (SEAL)  
Elizabeth Shaw Phillips

Louise Williams (SEAL)

Tom Williams (SEAL)

Ealie Phillips (SEAL)  
Ealie Phillips



John Wallace Waddell (SEAL)

John Wallace Waddell

Ruby Lois Waddell (SEAL)

Ruby Lois Waddell

Mable Angeline Mosier (SEAL)

Mable Angeline Mosier

Charlie McKinley Mosier (SEAL)

Charlie McKinley Mosier

Edward C. Payne (SEAL)

Edward C. Payne

Ina Mae Payne (SEAL)

Ina Mae Payne

Eva Jean Duke Smitherman (SEAL)

Eva Jean Duke Smitherman

Erskine Ramsey Smitherman (SEAL)

Erskine Ramsey Smitherman

STATE OF ALABAMA,

Jefferson COUNTY.

I, Carl Ross, a Notary Public in and for said County, in said State, hereby certify that Martha Waddell, a widow, 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 this instrument she executed the same voluntarily on the day the same bears date.

Given under my hand and seal this the 17 day of September, 1963.

Carl Ross  
Notary Public

STATE OF ALABAMA,

Jefferson COUNTY.

I, Carl Ross, a Notary Public in and for said County, in said State, hereby certify that James William Waddell and wife, Edith Edna Waddell, whose names are signed to the foregoing instrument and who are known to me, acknowledged before me on this day,

that, being informed of the contents of this instrument, they executed the same voluntarily on the day the same bears date.

Given under my hand and seal this the 23 day of July, 1963.

Carl Ross  
Notary Public

STATE OF ALABAMA,

Jefferson COUNTY.

I, Melba Muncher, a Notary Public in and for said County, in said State, hereby certify that Walter Lawrence Shaw and wife, Avis King Shaw, whose names are signed to the foregoing instrument and who are known to me, acknowledged before me on this day that, being informed of the contents of this instrument, they executed the same voluntarily on the day the same bears date.

Given under my hand and seal this the 15<sup>th</sup> day of May, 1963.

Melba Muncher  
Notary Public

STATE OF TEXAS,

EL PASO COUNTY.

I, Paul F Barry, a Notary Public in and for said County, in said State, hereby certify that Norman Shaw and wife, Myrtle Bryant Shaw, whose names are signed to the foregoing instrument and who are known to me, acknowledged before me on this day that, being informed of the contents of this instrument, they executed the same voluntarily on the day the same bears date.

Given under my hand and seal this the 15 day of June, 1963.

Paul F Barry  
Notary Public  
El Paso County TEXAS  
my Commission Expires July 31 1965

STATE OF ALABAMA,

Jefferson COUNTY.

I, R M Evans, a Notary Public in and for said County, in said State, hereby certify that Elizabeth Shaw Phillips and husband, Ealie Phillips, whose names are signed to the foregoing instrument, and who are known to me, acknowledged before me on this day, that, being informed of the contents of this instrument, they executed the same voluntarily on the day the same bears date.

Given under my hand and seal this the 10 day of July,

R M Evans  
Notary Public

STATE OF ALABAMA,

Jefferson COUNTY.

I, R M Evans, a Notary Public in and for said County, in said State, hereby certify that Louise Williams and husband, Tom Williams, whose names are signed to the foregoing instrument and who are known to me, acknowledged before me on this day that, being informed of the contents of this instrument, they executed the same voluntarily on the day the same bears date.

Given under my hand and seal, this the \_\_\_\_\_ day of \_\_\_\_\_, 1963.

\_\_\_\_\_  
Notary Public

STATE OF ALABAMA,

Jefferson COUNTY.

I, Carl Russ, a Notary Public in and for said County, in said State, hereby certify that John Wallace Waddell and wife, Ruby Louise Waddell, whose names are signed to the foregoing instrument,



and, who are known to me, acknowledged before me on this day that,  
being informed of the contents of this instrument, they executed  
the same voluntarily on the day the same bears date.

Given under my hand and seal this the 23 day of July,  
1963.

Carl Ross  
Notary Public

STATE OF ALABAMA,

Jefferson COUNTY.

I, Carl Ross, a Notary Public in and for said  
County, in said State, hereby certify that Mable Angeline Mosier and  
husband, Charlie McKinley Mosier, whose names are signed to the foregoing  
instrument and who are known to me, acknowledged before me on this day  
that, being informed of the contents of this instrument, they executed  
the same voluntarily on the day the same bears date.

Given under my hand and seal this the 5<sup>th</sup> day of August,  
1963.

Carl Ross  
Notary Public

STATE OF ALABAMA,

Jefferson COUNTY.

I, Carl Ross, a Notary Public in and for  
said County, in said State, hereby certify that Edward C. Payne and  
wife, Ina Mae Payne, whose names are signed to the foregoing instrument  
and who are known to me, acknowledged before me on this day that, being  
informed of the contents of this instrument, they executed the same  
voluntarily on the day the same bears date.

Given under my hand and seal this the 16 day of July,  
1963.

Carl Ross  
Notary Public

STATE OF ALABAMA,

Jefferson COUNTY.

I, Peggy Jo McCarry, a Notary Public in and for  
said County, in said State, hereby certify that Eva Jean Duke Smitherman  
and husband, Erskine Ramsey Smitherman, whose names are signed to the  
foregoing instrument and who are known to me, acknowledged before me  
on this day that, being informed of the contents of this instrument,  
they executed the same voluntarily on the day the same bears date.

Given under my hand and seal this the 31st day of July,  
1962.

Peggy Jo McCarry  
Notary Public

STATE OF ALA. SHELBY CO.  
I CERTIFY THIS INSTRUMENT  
WAS FILED  
2/10/62  
RECORDED & SEC. TAX  
& S. 50 TAX HAS BEEN  
PD. ON THIS INSTRUMENT.

Charles H. Dyer  
JUDGE OF PROBATE

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