

STATE OF ALABAMA

SHELBY COUNTY

19720105000000600 1/4 \$.00
Shelby Cnty Judge of Probate, AL
01/05/1972 12:00:00 AM FILED/CERT

EXECUTOR'S DEED

THIS INDENTURE, made and entered into on this the 5th day of January, 1972, by and between Horace Chaney, as Executor of the Last Will and Testament of Elsie Davis Jones, deceased, as the party of the first part, and Norman Mizerany, as the party of the second part,

WITNESSETH:

That, whereas, Elsie Davis Jones died testate while a resident of Shelby County, Alabama, on, to-wit, the 22nd day of August, 1967, her Last Will and Testament having been admitted to probate by order of the Probate Court of Shelby County, Alabama, on, to-wit, the 20th day of December, 1968, and

Whereas, said Horace Chaney was, by the terms and provisions of said Last Will and Testament, nominated, appointed, and designated, as Executor of said Last Will and Testament, and Letters Testamentary were duly issued to him by order of the Probate Court of Shelby County, Alabama, on, to-wit, December 20, 1968, and that said Horace Chaney is still acting in such capacity as Executor of said Last Will and Testament, and

Whereas, in ITEM FOUR of said Last Will and Testament of said Elsie Davis Jones, deceased, it is provided that the real estate which is more specifically described below herein be sold for the payment of certain bequests, as specified therein, and whereas, pursuant to his authority provided^{and given} in said Last Will and Testament of said Elsie Davis Jones, deceased, said Horace Chaney, as party of the first part, has negotiated a sale of said real estate hereinafter described with the party of the second part at and for the cash sum of Thirteen Thousand and No/100 (\$13,000.00) Dollars, and

Whereas, said party of the first part will, simultaneously with the payment of said consideration by the party of the second part, deliver this deed of conveyance to the party of the second part and pay all of the bequests, as specified in said Last Will and Testament of said Elsie Davis Jones, deceased;

NOW, THEREFORE, in consideration of the premises, and the further consideration of the sum of Thirteen Thousand and No/100 (\$13,000.00) Dollars cash in hand paid the party of the first part by the party of the second part, the receipt of which is hereby acknowledged by the party of the first part, and pursuant to the power and authority given by said Last Will and Testament, the party of the first part has granted, bargained, sold, and conveyed, and by these presents, does grant, bargain, sell, and convey unto the party of the second part the following described real estate situated in Shelby County, Alabama, viz.:

A part of the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ and the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 30, Township 18 South of Range 1 West and being more particularly described as follows: Begin at the NW corner of the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 30; thence East along the North line of same a distance of 481.59 feet to the center line of a public road; thence 122 deg. 59 min. to the right in a southwesterly direction a distance of 59.87 feet to the point of a curve to the left having a central angle of 11 deg. 51 min. a radius of 560.01 feet; thence along the arc of said curve a distance of 115.84 feet to the point of tangent; thence along said tangent a distance of 322.42 feet to the point of a curve to the right having a central angle of 20 deg. 12 min. a radius of 571.76 feet; thence along the arc of said curve a distance of 201.58 feet to the point of tangent; thence along said tangent a distance of 54.25 feet to the point of a curve to the right having a central angle of 95 deg. 25 min. a radius of 63.80 feet; thence along the arc of said curve a distance of 106.25 feet to the point of tangent; thence along said tangent a distance of 79.52 feet to the point of another curve to the left having a central angle of 26 deg. 14 min. a radius of 373.29 feet; thence along the arc of said curve a distance of 170.91 feet to the point of tangent; thence along said tangent a distance of 218.72 feet; thence 85 deg. 31 min. to the right in a northeasterly direction a distance of 281.09 feet; thence 5 deg. 11 min. to the left in a northeasterly direction a distance of 172.13 feet to the north line of the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 30; thence 79 deg. 12 min. to the right along said north line a distance of




244.73 feet to the point of beginning, according to survey of B. G. Meade, Registered Land Surveyor, dated November 9, 1971, less and except minerals and mining rights in and to that portion of said property which is situated in the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 30, Township 18 South, Range 1 West, subject to easements and rights of way of record.

The property herein conveyed is the same property heretofore conveyed to Elsie Davis Jones by two deeds, one of said deeds being dated January 17, 1944, and recorded in Deed Book 116 at page 329, Office of Judge of Probate of Shelby County, Alabama, the second of said deeds being dated May 9, 1947, and recorded in Deed Book 128 at page 178 in said Probate Office, and being the real estate designated by Elsie Davis Jones as her "home at Route 13, Box 1020, Birmingham, Alabama" in her Last Will and Testament which was heretofore admitted to probate by order of the Probate Court of Shelby County, Alabama, on, to wit, December 20, 1968, a portion of said real estate having been conveyed by said Elsie Davis Jones prior to her death to W. F. Shean and wife, Alma B. Shean, as shown by deed recorded in Deed Book 153 at page 157 in said Probate Office, and subsequently re-conveyed to the party of the first part by said W. F. Shean and the sole surviving heir at law and next of kin of Alma B. Shean, now deceased, as shown by deed recorded in Deed Book 271 at page 623 in said Probate Office.

TO HAVE AND TO HOLD unto the said party of the second part, his heirs and assigns forever.

In witness whereof, the said party of the first part has hereunto set his hand and seal on this, the day and date first above written.


Horace Chaney, as Executor of the Last Will and Testament of Elsie Davis Jones, Deceased

STATE OF ALABAMA

SHELBY COUNTY



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a Notary Public

I, the undersigned, in and for said County in said State, hereby certify that Horace Chaney whose name as Executor of the Last Will and Testament of Elsie Davis Jones, deceased, is signed to the foregoing Executor's Deed and who is known to me, acknowledged before me on this day that, being informed of the contents

of the Executor's Deed, he, in his capacity as Executor,
executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 5th day of January,
1972.



Notary Public



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U.C.C. FILE NUMBER OR
REC. BK. & PAGE AS SHOWN ABOVE
Conrad H. Anderson
JUDGE OF PROBATE

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED
Dec 2nd 13.00
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