

7/38

DEED, STATUTORY WARRANTY



19740722000036150 1/3 \$.00
Shelby Cnty Judge of Probate, AL
07/22/1974 12:00:00 AM FILED/CERT

STATE OF ALABAMA)
:
SHELBY COUNTY)

That for and in consideration of Sixty-Nine Thousand One Hundred Thirteen and No/100 Dollars (\$69,113.00) cash, in hand paid by J. D. MATHESON, JR. and BAYARD TYNES, the receipt whereof is acknowledged, we, the undersigned Grantors, BIRMINGHAM TRUST NATIONAL BANK and J. W. GOODWIN, AS TRUSTEES under Trust Agreement dated 14th day of August, 1956, do grant, bargain, sell and convey unto the said J. D. MATHESON, JR. and BAYARD TYNES the following described real estate situated in Shelby County, Alabama, to-wit:

The NW $\frac{1}{4}$ of Section 17, Township 20 South, Range 2 East, except the North 900 feet thereof. Also except all that part of the South 380 feet of the N $\frac{1}{2}$ of NW $\frac{1}{4}$ of Section 17, Township 20 South, Range 2 East, that lies East of the Public Road as presently located.

The NE $\frac{1}{4}$ of SW $\frac{1}{4}$ and all that part of the W $\frac{1}{2}$ of SW $\frac{1}{4}$ of Section 17, Township 20 South, Range 2 East, that lies East of Yellow Leaf Creek.

Also all that part of the N $\frac{1}{2}$ of NE $\frac{1}{4}$ of Section 18, Township 20 South, Range 2 East that lies East of Yellow Leaf Creek, EXCEPT that part of the North 900 feet of the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ that lies East of Yellow Leaf Creek.

Also all that part of the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ and that part of the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 18, Township 20 South, Range 2 East, that lies East of Yellow Leaf Creek.

SUBJECT TO: (1) Taxes for 1974 and subsequent years.

(2) Rights acquired by Alabama Power Company by Civil Action #CA 660769 in the U. S. District Court for Northern District of Alabama-Southern Division.

(3) Transmission line permits to Alabama Power Company dated 3rd April, 1947, recorded in Deed Book 129, Page 342 and dated 20th Sept., 1950, recorded in Deed Book 143, Page 308, all in the Probate Office of Shelby County, Alabama.

The Birmingham Trust National Bank and J. W. Goodwin execute this instrument in their capacity as Trustees under the Indenture of Trust above recited, and not in their corporate or individual capacity.

TO HAVE AND TO HOLD the said above described property unto the said party of the second part, together with all and singular the tenements, heriditaments and appurtenances thereunto belonging or in anywise appertaining and unto their heirs and assigns forever.

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IN WITNESS WHEREOF, we have hereunto set our hands and seals, this the 4th day of March, 1974.

ATTEST

BY: [Signature]
Assistant Cashier

BIRMINGHAM TRUST NATIONAL BANK
as Trustee under Trust Agreement
dated August 14, 1956.

BY [Signature]
Its VICE PRESIDENT & TRUST OFFICER

[Signature]
J. W. GOODWIN as Trustee under
Trust Agreement dated August 14, 1956

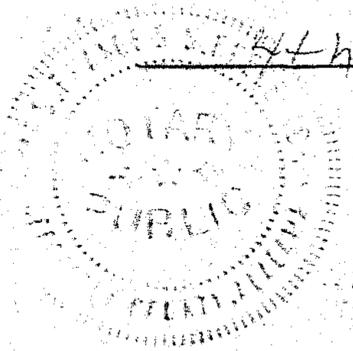
19740722000036150 2/3 \$.00
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07/22/1974 12:00:00 AM FILED/CERT

STATE OF ALABAMA)
 :
JEFFERSON COUNTY)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Carey F. Hollingsworth Jr. whose name as vice President & Trust Officer of Birmingham Trust National Bank, a corporation, as Trustee under Trust Agreement dated August 14, 1956, is signed to the foregoing conveyance, he, as such officer, and with full authority, executed the same voluntarily for and as the act of said corporation, acting in its capacity as Trustee as aforesaid.

Given under my hand and official seal of office this 4th day of March, 1974.

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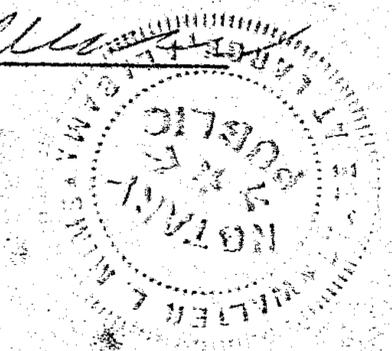
Francis A. Frederick
Notary Public
My Commission Expires January 1, 1976

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that J. W. GOODWIN, whose name as Trustee is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the above and foregoing conveyance, he, in his capacity as such Trustee, executed the same voluntarily on the date the same bears date.

Given under my hand and official seal of office this 5th day of March, 1974.

Walter L. Mims
Notary Public



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19740722000036150 3/3 \$.00
Shelby Cnty Judge of Probate, AL
07/22/1974 12:00:00 AM FILED/CERT

STATE OF ALA. SHELBY CO.
I CERTIFY THIS INSTRUMENT WAS FILED
1974 JUL 22 AM 11:40
REC. BK. & PAGE AS SHOWN ABOVE
U.C.C. FILE NUMBER OR
Conserv. of Probate
JUDGE OF PROBATE

This instrument was prepared by:
Walter L. Mims
1010 Massey Building
Birmingham, Alabama 35203