

SETTLEMENT AGREEMENT

STATE OF ALABAMA  
SHELBY COUNTY

This agreement made and entered into this 10<sup>TH</sup> day of July, 1992, among the following undersigned persons, who are the heirs at law of EARL DANIEL POPE and ELZETTA H. POPE a/k/a ELZETTA E. POPE, both being deceased and being residents of Shelby County, Alabama, at the time of their death. The undersigned are identified as follows:

Joe Thomas Pope  
Birmingham, Alabama

Earldine P. Underwood  
Columbiana, Alabama

✓ Johnnie P. Walker  
Atlanta, Georgia

Margaret A. Pope  
Jersey City, N. J.

Shirley A. Pope  
Jersey City, N. J.

WHEREAS, the said EARL DANIEL POPE, died a resident of Shelby County, Alabama, on June 14, 1985, leaving a widow ELZETTA H. POPE, a/k/a ELZETTA E. POPE, and the undersigned heirs as his children, and

WHEREAS, the said ELZETTA H. POPE, a/k/a ELZETTA E. POPE, died a resident of Shelby County, Alabama on the 2nd day of February, 1989, leaving no surviving husband but leaving the undersigned heirs, as her children, and

WHEREAS, the said EARL DANIEL POPE and the said ELZETTA H. POPE, a/k/a ELZETTA E. POPE were married on June 30, 1928 and neither had any other marriage and the undersigned are the sole heirs at law of the said EARL DANIEL POPE and ELZETTA H. POPE a/k/a

ELZETTA E. POPE, and

WHEREAS, both EARL DANIEL POPE and ELZETTA H. POPE, a/k/a ELZETTA E. POPE died intestate, leaving no will and there has been no administration on their estates, and

WHEREAS, the parties desire to settle the estates of their deceased parents by this agreement in lieu of any administration in any probate court, and

WHEREAS, the parents of the undersigned left the following real estate, more particularly described as follows:

All that tract or parcel of land lying and being in Shelby County, Alabama to wit:

The East 150 Feet of Blocks 8 and 11 lying South of Shelby and Calera Public Road as now is, according to the plan of Shelby Highlands, recorded in Probate Court at Columbiana, Alabama, subject to any and all existing rights of way and except Charlie Robinson lots.

Being the same property described in Warranty Deed from Paul A. Burton and wife, Adele Burton to Earl Daniel Pope and wife, Elzetta E. Pope, dated October 1, 1969 and recorded in Deed Book 259, pages 633 and 634, of the records of the Probate Court, of Shelby County, Alabama.

Now therefore the aforesaid parties agree that each party named herein shall own an undivided one fifth interest in the above described real property and all shall share equally in the expense and upkeep of said real property and said parties hereby agree that said property cannot be sold, mortgaged or conveyed to any other party except the heirs of the undersigned, without the written consent of all other parties.

The parties agree that this instrument shall be recorded on the deed records in the Probate Court of Shelby County, Alabama,

and shall act as a deed conveying title to the undersigned.

IN WITNESS WHEREOF said parties hereunto set their hands and affix their seals the day and year first above written.

Joe Thomas Pope (SEAL)  
Joe Thomas Pope

Earldine P. Underwood (SEAL)  
Earldine P. Underwood

Johnnie P. Walker (SEAL)  
Johnnie P. Walker

Margaret A. Pope (SEAL)  
Margaret A. Pope

Shirley A. Pope (SEAL)  
Shirley A. Pope

WITNESS:

\_\_\_\_\_ (SEAL)

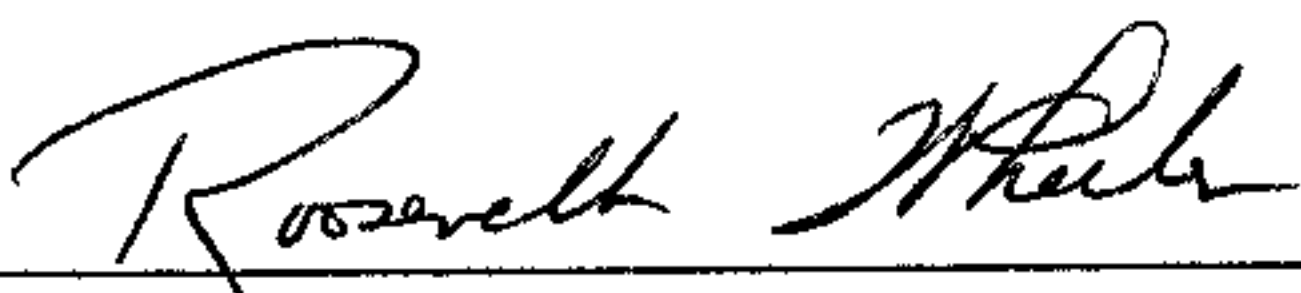
\_\_\_\_\_ (SEAL)

GENERAL ACKNOWLEDGMENT

I, Roosevelt Wheeler, a Notary Public in and for said County, in said State, hereby certify that Joe Thomas Pope, Earldine P. Underwood, Johnnie P. Walker, Margaret A. Pope, and Shirley A. Pope, whose names are signed to the foregoing conveyance and who are known to me, acknowledged before me on this date, that being informed of the contents of this conveyance they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 10<sup>TH</sup> day of July,  
1992.

ROOSEVELT WHEELER  
NOTARY PUBLIC, ALABAMA STATE AT LARGE  
MY COMMISSION EXPIRES JUNE 26, 1994



Notary Public

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Inst # 1992-13942

07/14/1992-13942  
01:00 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
004 MCD 14.00