

SEND TAX NOTICE TO:

(Name) William L. Davis and wife, Linda P. Davis

(Address) 89 Jetty Circle
Shelby, AL 35143

THIS INSTRUMENT WAS PREPARED BY
WALLACE, ELLIS, FOWLER & HEAD
P. O. BOX 587
COLUMBIANA, ALABAMA 35051

DEED OF PERSONAL REPRESENTATIVE

STATE OF ALABAMA SHELBY COUNTY

KNOW ALL MEN BY THESE PRESENTS, That WHEREAS, Wilson A. Caldwell died testate on December 6, 1999, and his Last Will and Testament was admitted to probate by the Probate Court of Shelby County, Alabama on January 25, 2000, in Case No. 39-184, and

WHEREAS, the SECOND paragraph of said Last Will and Testament provides that the hereinafter described property be devised to the devisees, William L. Davis and wife, Linda P. Davis, a/k/a Larry Davis and wife, Linda Davis, and

WHEREAS, the undersigned Dalmous H. Haltiwanger has been duly and legally appointed by the Probate Court of Shelby County, Alabama, as the Executor and personal representative of the Estate of Wilson A. Caldwell, deceased, pursuant to the Decree Admitting Will to Probate and Granting Letters Testamentary, and the Letters Testamentary, in the matter of the Estate of Wilson A. Caldwell, deceased, Shelby County Probate Case No. 39-184, and

WHEREAS, the said Dalmous H. Haltiwanger has duly qualified as Executor and personal representative of the Estate of Wilson A. Caldwell, deceased, and is currently acting in such capacity, and

WHEREAS, pursuant to the power of sale granted by the said Last Will and Testament of Wilson A. Caldwell, deceased, admitted to probate by the Probate Court of Shelby County, Alabama, on January 25, 2000, and issuance of Letters Testamentary on said date to the Executor and personal representative, the said Dalmous H. Haltiwanger, in his representative capacity, is authorized and empowered to execute this conveyance of real property to William L. Davis and wife, Linda P. Davis.

NOW, THEREFORE, in consideration of the Premises, and the sum of ONE DOLLAR & other good and valuable consideration, in hand paid to the undersigned grantor, by the Grantees herein, the receipt whereof is hereby acknowledged, I, the undersigned, Dalmous H. Haltiwanger, as Executor and Personal Representative of the Estate of Wilson A. Caldwell, deceased (herein referred to as grantor), do grant, bargain, sell and convey unto William L. Davis and wife, Linda P. Davis (herein referred to as grantees), the following described real estate, situated in Shelby County, Alabama, to-wit:

Commence at the NW corner of the SW 1/4 of the NW 1/4 of Section 12, Township 24 North, Range 15 East, and run thence South along the West line of said quarter-quarter section 428.6 feet to the North line of a thirty foot reserved roadway; thence an angle of 90 deg. 05 min. to the left and run along said north line of said roadway 200 feet to the point of beginning of the parcel herein described; thence continue in an easterly direction along the North line of said roadway along same course a distance of 100 feet to a point; thence turn an angle of 89 deg. 55 min. to the left and run in a northerly direction a distance of 428.6 feet, more or less, to a point on the north line of said quarter-quarter section; thence run in a westerly direction along the north line of said quarter-quarter section to a point which is 200 feet east of the northwest corner of said quarter-quarter section; thence run in a southerly direction a distance of 428.6 feet, more or less, to the point of beginning, according to a survey of Gary M. Roberts, Registered Land Surveyor, less and except flood rights heretofore conveyed to Alabama Power Company; being the identical lands conveyed to Douglass Clark by T. R. Thompson and his wife, Dorothy B. Thompson on April 2, 1968, which conveyance is recorded in the Office of the Judge of Probate of Shelby County in Deed Book 252 at page 470.

The West line of the above described property has been judicially determined as set forth in the Amended Final Judgment entered by the Circuit Court of Shelby County on August 5, 1999, in Civil Action No. CV-98-214, styled as "Wilson A. Caldwell, plaintiff, vs. James L. Fordham, Jr. and Betty W. Fordham, defendants". The West property line is the center line of JETTY CIRCLE, said center line being more particularly described as follows:

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Commence at the point of intersection of the Eastern most centerline of "JETTY CIRCLE" with the South right of way line of Shelby County Highway #408; thence run North along said centerline of said "JETTY CIRCLE", more or less, 162 feet to a point which is immediately West of the Northwest corner of Plaintiff's (Wilson A. Caldwell) carport. Said point of ending being of said described centerline.

The balance of the property line between the parties (Wilson A. Caldwell vs. James L. Fordham, Jr. and Betty W. Fordham) properties will remain the true surveyed line.

TO HAVE AND TO HOLD to the said grantees, William L. Davis and wife, Linda P. Davis, their heirs and assigns forever.

And I do, as Executor and Personal Representative of the Estate of Wilson A. Caldwell, deceased, covenant with the said GRANTEES, their heirs and assigns, that as Executor and Personal Representative of said estate, I have authority and right to sell and convey the same as aforesaid.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 13th day of March, 2000.


Dalmous H. Haltiwanger
As Executor and Personal Representative of
the Estate of Wilson A. Caldwell, Deceased

STATE OF ALABAMA
SHELBY COUNTY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Dalmous H. Haltiwanger, whose name as Executor and Personal Representative of the Estate of Wilson A. Caldwell, Deceased, is signed to the foregoing conveyance, and is known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance, he, in his capacity as such Executor and Personal Representative, and with full authority, executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 13th day of March, 2000.


Notary Public

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