

WARRANTY DEED

This instrument was prepared by
Steven R. Sears, attorney
655 Main Street, BX Four
Montevallo, AL 35115+0004
telephone: 665-1211
without benefit of title evidence.

Please send tax notices to:

Roy Lewis Smitherman
295 Evansville Circle
Montevallo, AL 35115

State of Alabama)
County of Shelby)

Know all men by these presents, that in consideration of love and affection, to the undersigned grantor in hand paid by the grantee herein, the receipt whereof is acknowledged, we, Pearlie Mae Smitherman Alexander, an unmarried woman; Diane Coleman, an unmarried woman; Larry Coleman, a married man; Latora Edwards Mayfield, a married woman; James D Smitherman, a married man; Lilly Smitherman, an unmarried woman, JoAnne Smitherman, an unmarried woman, Quint Smitherman, a married man; and Roy Smitherman, an unmarried man, do grant, bargain, sell, and convey unto **ROY LEWIS SMITHERMAN**, an unmarried man, of 295 Evansville Circle, Montevallo, AL 35115 (herein referred to as grantee, whether one or more) the following described real estate situated in Shelby County, Alabama, to-wit:

Commence at the intersection of the S margin of Number 1 Street (the northernmost), Evansville and the E margin of Salem Road (Shelby County Highway 165) and run E along said S margin 428 feet to a stake marking the point of beginning: Thence run S 153 feet to a stake; thence E 100 feet to a stake; thence N 150 feet to the S margin of Evansville Circle; thence run W along said S margin to the point of beginning, a part of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of §16, Twp 22S, and formerly known as the Sam Scott Land.

Source of title: A warranty deed from Sam Scott and Janie Scott to Virgil Smitherman and Charity Smitherman, executed 05 May 1951 and recorded on 07 February 1953 at deed book 157, page 579 in the Shelby County Alabama Probate Office. The intent of this instrument is to convey the land described therein, whether or not correctly described then or now. Virgil Smitherman died intestate in 1987 and his wife Charity Smitherman died intestate in 1988. They were survived by eight of their ten children: Charles Smitherman, Pearlie Mae Smitherman Alexander, Warrine Smitherman Edwards, James D Smitherman, Lilly Smitherman, JoAnne Smitherman, Virgil

Smitherman, and Roy Smitherman. Two of their children died intestate as babies. Charles Smitherman died intestate in 1995 leaving nine children; Warrine Smitherman Edwards died intestate in 1998 leaving three children: Diane Coleman, Larry Coleman, and Latora Edwards Mayfield. Virgil Smitherman died intestate in 2001 leaving one child: Quint Smitherman.

No part of the property conveyed herein forms any part of the homestead of any grantor. Each grantor owns other property which does form homestead.

To have and to hold to the said grantee, his heirs and assigns forever.

Pearlie Mae Smitherman Alexander, an unmarried woman; Diane Coleman, an unmarried woman; Larry Coleman, a married man; Latora Edwards Mayfield, a married woman; James D Smitherman, a married man; Lilly Smitherman, an unmarried woman, JoAnne Smitherman, an unmarried woman, Quint Smitherman, a married man; and Roy Smitherman, an unmarried man, do grant, bargain, sell, and convey unto **ROY LEWIS SMITHERMAN**, an unmarried man, do for themselves and for their administrators, heirs, and successors covenant with the said grantee, his heirs and assigns, that they are lawfully seized in fee simple of said premises; that they are free from all encumbrances, unless otherwise noted above; that they have a good right to sell and convey the same as aforesaid; that they will and their administrators, heirs, and successors shall warrant and defend the same to the said grantee, his heirs and assigns forever, against the lawful claims of all persons.

In witness whereof, we, Pearlie Mae Smitherman Alexander, an unmarried woman; Diane Coleman, an unmarried woman; Larry Coleman, a married man; Latora Edwards Mayfield, a married woman; James D Smitherman, a married man; Lilly Smitherman, an unmarried woman, JoAnne Smitherman, an unmarried woman, Quint Smitherman, a married man; and Roy Smitherman, an unmarried man, have set our hands and seals, this August 2003.

Witness:

Edna Faye Cecil

Pearlie Mae Alexander (Seal)
Pearlie Mae Smitherman Alexander

Edna Faye Cecil

Diane Coleman (Seal)
Diane Coleman

Edna Faye Cecil

 (Seal)
Larry Coleman

Edna Faye Coil

 (Seal)
Latora Edwards Mayfield

Edna Loyo Cecil

James D. Smitherman (Seal)
James D Smitherman

Edna Lays Cecil

 (Seal)
Lilly Smithermam

Edna Fox Cecil

JoAnne Smitherman (Seal)
JoAnne Smitherman

.....

Quint Smitherman

Edna Fayes Seal

 (Seal)
Roy Smitherman

I, the undersigned notary public for the State of Alabama at Large, hereby certify that Pearlle Mae Smitherman Alexander, an unmarried woman; Diane Coleman, an unmarried woman; Larry Coleman, a married man; Latora Edwards Mayfield, a married woman; James D Smitherman, a married man; Lilly Smitherman, an unmarried woman, JoAnne Smitherman, an unmarried woman, Quint Smitherman, a married man; and Roy Smitherman, an unmarried man, whose names are signed to the foregoing conveyance, and who are (made) known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this ²⁹ August 2003.

20031106000741200 Pg 3/3 29.00
Shelby Cnty Judge of Probate,AL
11/06/2003 15:06:00 FILED/CERTIFIED

Steven Seass

