

Send Tax Notice To:  
Frank M. Bainbridge, Esq.  
Bainbridge, Mims, Rogers & Smith, LLP  
Post Office Box 530886  
Birmingham, Alabama 35253

This Instrument Prepared By:

Frank M. Bainbridge, Esq.  
BAINBRIDGE, MIMS, ROGERS & SMITH  
The Luckie Bldg., Suite 415  
Birmingham, Alabama 35223

---

**EXECUTORS' DEED**

---

STATE OF ALABAMA     )  
  )     KNOW ALL MEN BY THESE PRESENTS,  
COUNTY OF JEFFERSON )  
  
STATE OF ALABAMA     )  
  )  
COUNTY OF SHELBY    )

That the undersigned Grantors, Dorothy Chace Jackson and Beverly Anne Chace, are Executors of the Estate of Dorothy Simonton Chace, deceased. The Estate of Dorothy Simonton Chace is pending in the Probate Court of Jefferson County, Alabama, case no. 163631. The Grantors do hereby grant and convey an undivided one-half (½) interest unto Dorothy Chace Jackson and an undivided one-half (½) interest unto Beverly Anne Chace, devisees under the Will of Dorothy Simonton Chace, deceased, the following described real properties, situated in Jefferson and Shelby Counties, Alabama, to-wit:

**Parcel 1:** Property located in Shelby County, Alabama, more particularly described as:

An undivided one-half interest in and to:  
All that part of the Northwest Quarter of Southeast Quarter (NW1/4 of SE 1/4), Surface Rights only, lying South of Cahaba River, in Section 24, Township 19, South, Range 3, West, excepting however a tract of land containing 4.7 acres, conveyed by Beulah Massey to Fred Honeycutt and wife Helen V. Honeycutt, and fully described in a deed recorded in Deed Book 181, page 239 in the Probate Office of Shelby County, Alabama.

Subject to easements, rights-of-way and restrictions, if any, of record, and ad valorem taxes for the current year due and payable October 1, 2004.

The above property does not constitute any part of the homestead of the Grantor.

**Parcel 2:** Property located in Jefferson County, Alabama, more particularly described as:

NW-1/4 of NW-1/4, Section 3, Township 18, Range 1 West, Jefferson County, Alabama, containing 40 acres, more or less.

The consideration for this conveyance, and the sole purpose of this conveyance, is to distribute the aforesaid property to the Grantee in accordance with the terms of the Last Will and Testament of Forrest A. Chace, Deceased.


This conveyance is made subject to all easements, restrictive covenants, reservations and rights of way appearing of record affecting the property.

The consideration for this conveyance, and the sole purpose of this conveyance, is to distribute the aforesaid property to the Grantees in accordance with the terms of the Last Will and Testament of Dorothy Simonton Chace, Deceased, Probate Court Jefferson County, Alabama Case No. 163631.

This conveyance is to the Grantees as joint tenants with no right of survivorship. That is upon the death of each Grantee her interest passes to her heirs or to the beneficiaries named in her Last Will and Testament as the case may be not to the survivor of the Grantees. Notwithstanding the equal conveyance set forth above, as between the Grantees the rights of the above-named Grantees as between themselves and their heirs, successors and assigns are specifically set forth in and limited and modified by an agreement between the parties dated the 9<sup>th</sup> day of NOVEMBER, 2004. As between the Grantees and as between the terms of this deed and the said Agreement the terms of the Agreement shall be controlling. The said Agreement relates only to the rights as between the parties, their heirs, successors and assigns. As to any person, firm or corporation acquiring the real property or an interest in said real property described herein, payment to the Grantees, their heirs, successors and assigns by any subsequent purchaser or other interested party shall fully discharge such party from any and all rights and liabilities to the Grantees named herein, their successors and assigns.

TO HAVE AND TO HOLD unto the said Grantees, together with all and singular the tenements, appertaining and unto their heirs and assigns, forever.

IN WITNESS WHEREOF, we have hereunto set our hands and seals, this the 9<sup>th</sup> day of November, 2004.

  
Dorothy Chace Jackson  
Executor of the Estate of Dorothy Simonton Chace

  
Beverly Anne Chace  
Executor of the Estate of Dorothy Simonton Chace



STATE OF ALABAMA )

COUNTY OF )

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Dorothy Chace Jackson, whose name as Executor of the Estate of Dorothy Simonton Chace, deceased, 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 Executor, executed the same voluntarily on the date the same bears date.

Given under my hand and official seal this 9<sup>th</sup> day of November, 2004.

Milda D. Puck  
Notary Public

My Commission Expires **NOTARY PUBLIC STATE OF ALABAMA AT LARGE  
MY COMMISSION EXPIRES: Aug 28, 2005  
BONDED THRU NOTARY PUBLIC UNDERWRITERS**

STATE OF ALABAMA )

COUNTY OF JEFFERSON )

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Beverly Anne Chace, whose name as Executor of the Estate of Dorothy Simonton Chace, deceased, 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 Executor, executed the same voluntarily on the date the same bears date.

Given under my hand and official seal this 9<sup>th</sup> day of November, 2004.

Milda D. Puck  
Notary Public

My Commission Expires **NOTARY PUBLIC STATE OF ALABAMA AT LARGE  
MY COMMISSION EXPIRES: Aug 28, 2005  
BONDED THRU NOTARY PUBLIC UNDERWRITERS**