## INSTRUMENT PREPARED WITHOUT BENEFIT OF TITLE SEARCH

20061221000621050 1/10 \$52.00 Shelby Cnty Judge of Probate, AL 12/21/2006 08:38:19AM FILED/CERT

This instrument was prepared by Mitchell A. Spears P.O. Box 119

Montevallo, AL 35115-0091

205/665-5102 205/665-5076 Send Tax Notice to:

(Address) Emma Jean Lacey Faulks

600 Orangewood Circle

Calera, AL 35040

\*\*\*MINIMUM VALUE: \$10,000.00\*\*\*

Warranty Deed

STATE OF ALABAMA SHELBY COUNTY

KNOW ALL MEN BY THESE PRESENTS,

That in consideration of ONE DOLLAR (\$1.00) AND OTHER GOOD AND VALUABLE CONSIDERATION to the undersigned Grantor (whether one or more), in hand paid by the Grantee herein, the receipt whereof is acknowledged, I or we, EMMA JEAN LACEY FAULKS, an unmarried woman; VALERIE LACEY TAYLOR and husband, GLENN TAYLOR; JOHN H. LACEY, JR., an unmarried man; CURTIS EDWARD LACEY, SR., a married man; and MARLO FLECHA EDWARDS, a married woman, (herein referred to as Grantor, whether one or more), grant, bargain, sell and convey unto EMMA JEAN LACEY FAULKS (herein referred to as Grantee, whether one or more), the following described real estate, situated in SHELBY County, Alabama, to-wit:

Two (2) acres situated in the NW ¼ of the NW ¼, Section 4, Township 24 North, Range 13 East. Beginning at the intersection of the east line of the said NW ¼ of NW ¼ and with the south margin of the old Calera and Montevallo public road and thence running south along the east line a distance of 420 feet, thence West 210 feet to a point, thence North 420 feet to a point, thence east 210 feet to the point of beginning, being a part of the 18 acre tract heretofore owned by and known as the F.T. Cost tract, lying north of the Southern Railroad and south of the old Calera and Montevallo public road.

ALSO, beginning at the SW corner of the NE ¼ of the NW ¼, Section 4, Township 23 North, Range 13 East and running north along the west line a distance of 550 feet, thence east 55 feet to a point, thence south 550 feet to a point, thence west 55 feet to point of beginning, containing \(^3\)4 of an acre, more or less.

REFERENCE IS HEREBY MADE TO THE HEIRSHIP AFFIDAVIT, HERETO ATTACHED AS EXHIBIT "A", AND FULLY INCORPORATED HEREWITH; AND THE DISINTERESTED PARTY AFFIDAVIT, HERETO ATTACHED AS EXHIBIT "B", AND FULLY INCORPORATED HEREWITH.

THE REAL PROPERTY HEREIN CONVEYED DOES NOT CONSTITUTE THE HOMESTEAD OF CURTIS EDWARD LACEY, SR., NOR MARLO FLECHA EDWARDS, NOR THAT OF THEIR RESPECTIVE SPOUSES, NEITHER IS IT CONTIGUOUS THERETO.

TO HAVE AND TO HOLD, to the said GRANTEE, his, her or their heirs and assigns forever.

And I (we) do, for myself (ourselves) and for my (our) heirs, executors and administrators covenant with the said grantee, his, her or their heirs and assigns, that I am (we are) lawfully seized in fee simple of said premises; that they are free from all encumbrances, unless otherwise stated above; that I (we) have a good right to sell and convey the same as aforesaid; that I (we) will and my (our) heirs, executors and administrators shall warrant and defend the same to the said grantee, his, her or their heirs and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, I (we) have hereunto set my (our) hand(s) and seal(s), this 14th day of \_\_\_\_\_\_\_\_\_, 2006.

VALERIE LACEY TAYLOR

WLACEY FAULKS

GLENN TAYLOR

JOHN H. LACEY, JR.

Justin Elward Lacey S.
CURTIS EDWARD LACEY, SR.  MINIS EDWARD LACEY, SR.  MINIS EDWARD LACEY, SR.
MARLO FEECHA EDWARDS—

STATE OF ALABAMA COUNTY OF SHELBY	)		
JEAN LACEY FAULKS, was acknowledged before me on walnutarily on the day the sa	thority, a Notary Public in and whose name is signed to the for this day that, being informed on the bears date.  d and official seal this the day day that the day the day the day the day day the da	regoing conveyance, and who is of the contents of the conveyance.	s known to me,
Given under my han	d and official seal this \frac{1}{3} da	ay of Hugust	
		Notary Public  My commission exp	oires: 2 17 10
STATE OF ALABAMA COUNTY OF SHELBY	)		
VALERIE LACEY TAYL acknowledged before me on voluntarily on the day the sa	othority, a Notary Public in and OR, whose name is signed to the this day that, being informed on the bears date.	he foregoing conveyance, and of the contents of the conveyance.	who is known to me,
Given under my han	d and official seal this 14th d	ay of Hugust	
		Notary Public  My commission exp	oires: 211710
STATE OF ALABAMA COUNTY OF SHELBY	) 20061221000621050 2/10 \$52. Shelby Cnty Judge of Probat 12/21/2006 08:38:19AM FILED	e,AL	
GLENN TAYLOR, whose before me on this day that, be day the same bears date.	thority, a Notary Public in and name is signed to the foregoing eing informed of the contents of	g conveyance, and who is known of the conveyance, he executed	n to me, acknowledged
Given under my han	d and official seal this 14th de	ay of	2006.  2006.  2006.  2006.
STATE OF MISSISSIPPI COUNTY OF COUNTY OF	$\mathcal{L}^{(i)}$		
H. LACEY, JR., whose nan before me on this day that, b	thority, a Notary Public in and ne is signed to the foregoing coeing informed of the contents of	onveyance, and who is known to of the conveyance, he executed	o me, acknowledged
Given under my han	d and official seal this 22 d	ay of Seplenton	, 2006.
		Notary Public  My commission exp	oires: Oct23-2006

MAS ALABAMA
STATE OF GEORGIA
COUNTY OF Massing

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that CURTIS EDWARD LACEY, SR., whose name 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 conveyance, he executed same voluntarily on the day the same bears date.

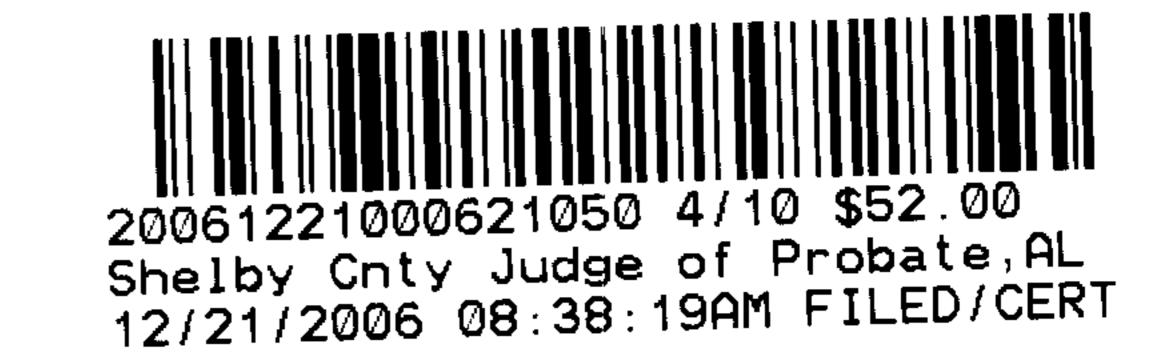
Given under my hand	l and official seal this	/ day of	Noumber		, 2006.
			Notary Public My commission	expires:	Deins 4/6/2010
STATE OF ALABAMA COUNTY OF BALDWIN					
I, the undersigned au	thority, a Notary Publ	ic in and for sa	id County, in said Sta	ate, hereby co	ertify that

MARLO FLECHA EDWARDS, whose name 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 conveyance, she executed same voluntarily on the day the same bears date.

Given under my hand and official seal this 14 day of December

Notary Public
My commission expires. July 30, 2008

20061221000621050 3/10 \$52.00 Shelby Cnty Judge of Probate, AL 12/21/2006 08:38:19AM FILED/CERT



## HEIRSHIP AFFIDAVIT (EXHIBIT "A")

COME NOW EMMA JEAN LACEY FAULKS, VALERIE LACEY TAYLOR, JOHN H. LACEY, JR., CURTIS EDWARD LACEY, SR. and MARLO FLECHA EDWARDS, as "Affiants" herein, and after first having been duly sworn, said Affiants do hereby depose and say, as follows:

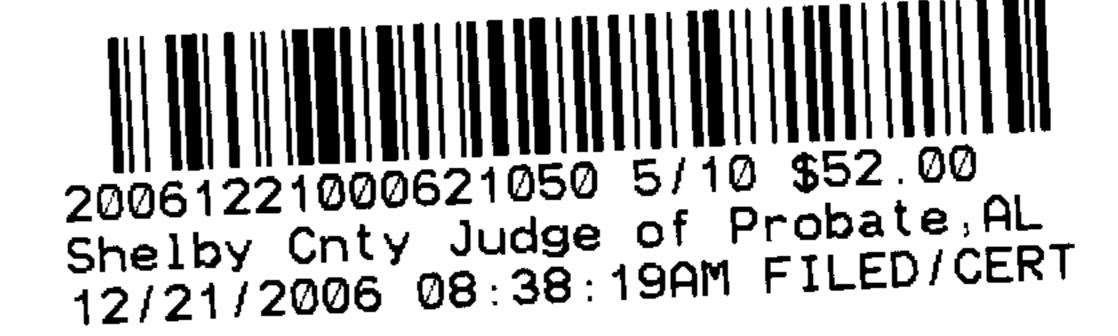
- 1. Affiants herein are each over the age of nineteen (19) years, competent to execute this Affidavit, and each Affiant has personal knowledge of the facts stated herein.
- 2. On or about November 3, 1945, JOHN LACEY and wife, MARGARET LACEY received a conveyance of certain real property situated in SHELBY COUNTY, ALABAMA, pursuant to Warranty Deed recorded in the Office of the Probate Judge, Shelby County, Alabama at Deed Book 125, Page 182. Said real property is more specifically described, as follows:

Two (2) acres situated in the NW ¼ of the NW ¼, Section 4, Township 24 North, Range 13 East. Beginning at the intersection of the east line of the said NW ¼ of NW ¼ and with the south margin of the old Calera and Montevallo public road and thence running south along the east line a distance of 420 feet, thence West 210 feet to a point, thence North 420 feet to a point, thence east 210 feet to the point of beginning, being a part of the 18 acre tract heretofore owned by and known as the F.T. Cost tract, lying north of the Southern Railroad and south of the old Calera and Montevallo public road.

Also, beginning at the SW corner of the NE ¼ of the NW ¼, Section 4, Township 23 North, Range 13 East and running north along the west line a distance of 550 feet, thence east 55 feet to a point, thence south 550 feet to a point, thence west 55 feet to point of beginning, containing ¾ of an acre, more or less.

- 3. On or about November 21, 1989, Margaret Lacey died intestate, leaving her husband, John Lacey, and her hereinafter designated children to survive her.
- 4. On or about October 25, 2005, John Lacey died testate, leaving his hereinafter designated heirs at law and next of kin to survive him. The Last Will and Testament of John Lacey has never been submitted to Probate, and no such Probate of his Will is anticipated.
- 5. John Lacey and Margaret Lacey had five (5) children, and all five of said children survived Margaret Lacey. Only four (4) of said children survived John Lacey; however, the daughter which predeceased John Lacey left her only daughter to survive her. The heirs and next of kin of John Lacey and Margaret Lacey, all of whom are over the age of nineteen (19) years and of sound mind, are designated, as follows:

- A. Emma Jean Lacey Faulks, surviving daughter 600 Orangewood Circle Calera, AL 35040
- B. Valerie Lacey Taylor, surviving daughter575 Orangewood CircleCalera, AL 35040
- C. John H. Lacey, Jr., surviving son 185 Westward Ave. Bldg. 21, Apt. 2 Holly Springs, MS 38635



- D. Curtis Edward Lacey, Sr., surviving sonP.O. Box 3393Columbus, GA 31903
- E. Sarah Lacey Flecha, a daughter of John Lacey and Margaret Lacey, died intestate, on or about December 10, 1999, and left one (1) child (a daughter) to survive her, whose name and mailing address is stated as follows:

Marlo Flecha Edwards, surviving granddaughter P.O. Box 425 Robertsdale, AL 36567

- 6. Other than the above referenced heirs and next of kin of John Lacey and Margaret Lacey, they left no children to survive them, either natural or adopted; neither are there other descendants of their deceased daughter, either natural or adopted.
- 7. There are no outstanding debts or charges against the Estate of John Lacey or Margaret Lacey, as all of same have been fully paid and satisfied.
- 8. One or more of the heirs and next of kin of John Lacey and Margaret Lacey are in actual possession of the above described real property, same of which has been so possessed since the date of decease of John Lacey.
- 9. John Lacey is one and the same person which was also known as "John Lacy" (as shown upon the hereinabove referenced recorded Warranty Deed), "John Henry Lacey" and "John H. Lacey", and during his lifetime he used said names, interchangeably.
- 10. Margaret Lacey is one and the same person as "Margaret Lacy" (as shown upon the hereinabove referenced recorded Warranty Deed), "Margaret Lee Hale Lacey" and "Margaret Hale Lacey", and during her lifetime she used said names, interchangeably.

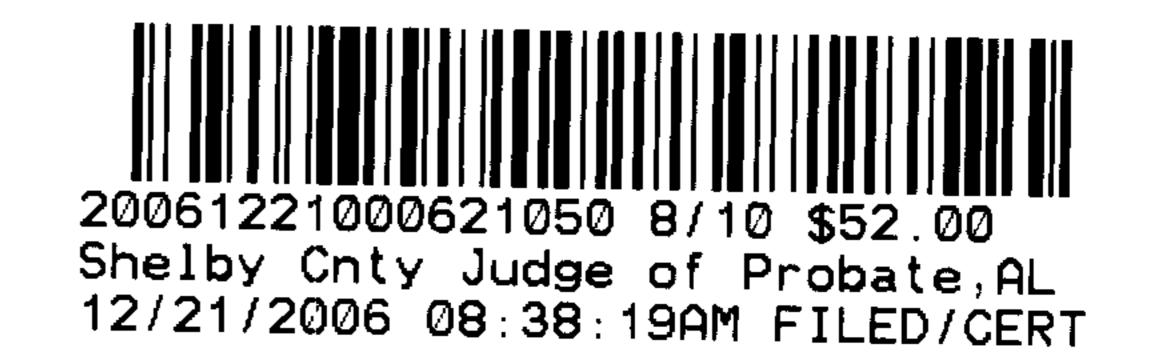
	Anna Lan Muy Emma Jean Lacey Faulks
STATE OF ALABAMA ) COUNTY OF SHELBY )	
Sworn to and subscribed before me this	Notary Public My Commission Expires: 2 17 10  Valerie Lacey Taylor
STATE OF ALABAMA ) COUNTY OF SHELBY )	
Sworn to and subscribed before me this	day of fly 2006.  Notary Public My Commission Expires: 2 17 10
	John H. Lacey, Jr.
STATE OF MISSISSIPPI ) COUNTY OF WOLLD )	$\mathcal{A}$
Sworn to and subscribed before me this	day of Sotumbu 2006.  Notary Rublic  My Commission Expires: 10-23-2006
0000100100000010000 6/10 452 00	wiy Commission Expires.
20061221000621050 6/10 \$52.00 Shelby Cnty Judge of Probate,AL 12/21/2006 08:38:19AM FILED/CERT	

Curtis Edward Lacey, Sr.

ALABAMA STATE OF GEORGIA COUNTY OF She/by Sworn to and subscribed before me this	$\int_{-\infty}^{\infty} \int_{-\infty}^{\infty} day \text{ of } \underbrace{NoV.}, 2006.$
	Notary Public My Commission Expires: 9/6/2010
	Marlo Flecha Edwards
STATE OF ALABAMA, () COUNTY OF Lalaurn )	
Sworn to and subscribed before me this	day of Septenbur 2006.
	Nøtary Public My Commission Expires: 1/30/08

20061221000621050 7/10 \$52.00 Shelby Cnty Judge of Probate, AL 12/21/2006 08:38:19AM FILED/CERT





## DISINTERESTED PARTY AFFIDAVIT (EXHIBIT "B")

COME NOW WILLIAM L. LAWLER, JR. and ANN D. LAWLER, as "Affiants" herein, and after first having been duly sworn, said Affiants do hereby depose and say, as follows:

- 1. Affiants herein are husband and wife, and reside at 135 Lawler Drive, Montevallo, Alabama 35115. Affiant, William L. Lawler, Jr. is over the age of 80 years and Affiant, Ann D. Lawler, is over the age of 76 years. Both Affiants have personal knowledge of the facts stated herein and are competent to execute this Affidavit, as they are familiar with the family lineage of John Lacey and Margaret Lacey, having known them and their family members for a period exceeding 45 years.
- 2. On or about November 3, 1945, JOHN LACEY and wife, MARGARET LACEY received a conveyance of certain real property situated in SHELBY COUNTY, ALABAMA, pursuant to Warranty Deed recorded in the Office of the Probate Judge, Shelby County, Alabama at Deed Book 125, Page 182. Said real property is more specifically described, as follows:

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Also, beginning at the SW corner of the NE ¼ of the NW ¼, Section 4, Township 23 North, Range 13 East and running north along the west line a distance of 550 feet, thence east 55 feet to a point, thence south 550 feet to a point, thence west 55 feet to point of beginning, containing ¾ of an acre, more or less.

- 3. On or about November 21, 1989, Margaret Lacey died intestate, leaving her husband, John Lacey, and her hereinafter designated children to survive her.
- 4. On or about October 25, 2005, John Lacey died testate, leaving his hereinafter designated heirs at law and next of kin to survive him. The Last Will and Testament of John Lacey has never been submitted to Probate, and no such Probate of his Will is anticipated.
- 5. John Lacey and Margaret Lacey had five (5) children, and all five of said children survived Margaret Lacey. Only four (4) of said children survived John Lacey;

however, the daughter which predeceased John Lacey left her only daughter to survive her. The heirs and next of kin of John Lacey and Margaret Lacey, all of whom are over the age of nineteen (19) years and of sound mind, are designated, as follows:

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- D. Curtis Edward Lacey, Sr., surviving sonP.O. Box 3393Columbus, GA 31903
- E. Sarah Lacey Flecha, a daughter of John Lacey and Margaret Lacey, died intestate, on or about December 10, 1999, and left one (1) child (a daughter) to survive her, whose name and mailing address is stated as follows:

Marlo Flecha Edwards, surviving granddaughter P.O. Box 425 Robertsdale, AL 36567

- 6. Other than the above referenced heirs and next of kin of John Lacey and Margaret Lacey, they left no children to survive them, either natural or adopted; neither are there other descendants of their deceased daughter, either natural or adopted.
- 7. One or more of the heirs and next of kin of John Lacey and Margaret Lacey are in actual possession of the above described real property, same of which has been so possessed since the date of decease of John Lacey.
- 8. John Lacey is one and the same person which was also known as "John Lacy" (as shown upon the hereinabove referenced recorded Warranty Deed), "John Henry Lacey" and "John H. Lacey", and during his lifetime he used said names, interchangeably.
- 9. Margaret Lacey is one and the same person as "Margaret Lacy" (as shown upon the hereinabove referenced recorded Warranty Deed), "Margaret Lee Hale Lacey"

and "Margaret Hale Lacey", and duri interchangeably.	ing her lifetime	e she used said names,
		William L. Lawler, Jr.
STATE OF ALABAMA COUNTY OF SHELBY		
Sworn to and subscribed befo	ore me this	5 day of <u>Aceque</u> t, 2006.
		Carlone R. Hadaway
		Notary Public  My Commission Expires Dec. 1, 2009  My Commission Expires:
		Ann D. Lawler
STATE OF ALABAMA COUNTY OF SHELBY		
Sworn to and subscribed befo	ore me this 5	day of August, 2006.
		Carlene R. Hadaway
		Notary Public  My Commission Expires Dec. 1, 2009
		111 Commission Dapites. ————————————————————————————————————

