

L. P. SMITH ESTATE

Mrs Florence V. Smith,
 Walter J. Smith, Louis H. Smith,
 Arthur P. Smith, Mrs Lula Smith,
 Mrs Gussie B. Owen, Mrs Irene V. Adams,
 Mrs D. C. Sutherland, &
 Mrs Myrtle S. Holliday
 To Partition Deed
 Mrs Florence V. Smith, Walter J. Smith,
 Louis H. Smith, Arthur P. Smith,
 Mrs Lula Smith, Mrs Gussie B. Owen,
 Mrs D. C. Sutherland, Mrs Irene V.
 Adams & Mrs Myrtle S. Holliday.

Filed for record the 24th day of
 Feby., 1926 at 2:35 o'clock P.M.

Recorded the 24th day of Feby., 1926

W. B. Jones, Chancery Clerk
 A. O. Sutherland, D. C.

Whereas L. P. Smith of Lottville, Mississippi, died in Madison County on 22nd day of Sept., 1925, leaving no last will and testament; and was seized and possessed at the time of his death of the following lands:

NE $\frac{1}{4}$ OF SECTION 1, TOWNSHIP 9, RANGE 4, EAST, ESTIMATED AT 191.68 ACRES AND W $\frac{1}{2}$ OF NW $\frac{1}{4}$, SECTION 6, TOWNSHIP 9, RANGE 5, EAST LESS 20 ACRES OFF THE NORTH END BELONGING TO W. T. BROWN AND LESS 1 ACRE IN THE NE CORNER OF THE REMAINDER OF SAID 8th occupied by Church. The amount owned in said 8th by said Smith estimated at 76.56 ACRES AND THE W $\frac{1}{2}$ OF THE SE $\frac{1}{4}$ AND THE E $\frac{1}{2}$ OF THE SW $\frac{1}{4}$ IN SECTION 36, TOWNSHIP 10, RANGE 4 EAST, ESTIMATED AT 160 ACRES. THE TOTAL BEING ESTIMATED AT 428 $\frac{1}{2}$ acres.

And whereas all of the indebtedness of the said L.P. Smith at the time of his death has been fully paid except a balance due on said lands and taxes for 1925, and he left as his only heirs at law, his widow, Mrs Florence V. Smith, and three sons, Walter J. Smith, Louis H. Smith, and Arthur P. Smith, and five daughters, Mrs Gussie B. Owens, Jackson, Miss., Mrs Danie C. Sutherland, Canton, Miss., Mrs Lula Smith, Hattisburg, Miss., Mrs Irene Adams, Atlanta, Ga., and Mrs Myrtle S. Holliday, Tchula, Miss.

Now therefore in consideration of the signing of this deed by all of the heirs and the assumption by each of the payment of \$125.00 being 1/9th of the total indebtedness due on said land and for taxes, to Mrs F. C. Howell Canton, Miss.

It is agreed by each and all of us that MRS FLORENCE V. SMITH is hereby conveyed and warranted as her share of said estate the

SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 36, Township 10, Range 4, East and that part of the W $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 1, Township 9, Range 4, East, estimated at 6 acres which lies north of the Sharon and Farmhaven gravel road as at present located;

and that WALTER J. SMITH is hereby conveyed and warranted as his share of said estate

The NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ Section 36, Township 10, Range 4, East;

and that MRS GUSSIE B. OWENS is hereby conveyed and warranted as her share of said estate the

W $\frac{1}{2}$ of the E $\frac{1}{2}$ of the SW $\frac{1}{4}$, Section 36, Township 10, Range 4, east;

and that MRS DANIE C. SUTHERLAND is hereby conveyed and warranted as her share of said estate

the E $\frac{1}{2}$ of the E $\frac{1}{2}$ of the SW $\frac{1}{4}$, Section 36, Township 10, Range 4, east;

and that MRS LULA SMITH is hereby conveyed and warranted as her share of said estate

52.45 acres off of the west side of the NE $\frac{1}{4}$ of Section 1, Township 9, Range 4, east, south of said gravel road;

and that LOUIS H. SMITH is hereby conveyed and warranted as his share of said estate

52.45 acres in the NE $\frac{1}{4}$ of Section 1, Township 9, Range 4, east, lying immediately east of the share drawn by Mrs Lula Smith and mostly south of said gravel road, a small part north of said gravel road;

and that ARTHUR P. SMITH is hereby conveyed and warranted as his share of said estate 52.45 acres in the E $\frac{1}{2}$ of the NE $\frac{1}{4}$ Section 1, Township 9, Range 4, east lying immediately east of the share conveyed to Louis H. Smith and being partly north and partly south of said gravel road; and that Mrs Irene V.

and that MRS IRENE ADAMS is hereby conveyed and warranted as her share of said estate 52.45 acres partly in the E $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 1 Township 9, Range 4, east and partly in the W $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 6, Township 9, Range 5, east;

and that Mrs MYRTLE S. HOLLIDAY is hereby conveyed and warranted as her share of said estate 52.45 acres off of the east side of that part of the W $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 6, Township 9, Range 5, East, left after deducting 20 acres of W. T. Brown on the north end and 1 acre for the Church.

This division deed is intended to CONVEY AND WARRANT to each heir, as named the land described as his share. It being distinctly understood that each share of the estate is subject now to a lien in favor of Mrs F. C. Howell, for the sum of \$125.00 and that when said sum, with 6% interest from this date is paid to her by each of said heirs, that the lien covering his or her share is then to be cancelled.

It is also to be understood that the old dirt road through this estate was located on or near the Section line between Section 36, Township 10, Range 4, east and Section 1, Township 9, Range 4, east and that the new gravel road bed as now located through said tract of land of said Smith is south of where the old road lay.

and that the shares of Mrs Florence V. Smith and Mrs Gussie B. Owens, and Mrs Danie C. Sutherland shall extend south across the old dirt road and to the margin of the new gravel road. Under this division Walter J. Smith gets no frontage at all on the gravel road. In making this division the whole tract was cut into 9 shares and by consent of all of the heirs the widow has been deeded the 46 acres carrying the L. P. Smith home, and W. J. Smith the 40 acres having no gravel road frontage. The other shares were numbered and placed in a hat and drawn for with the result as set out in this deed.