

NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

Inst # 1994-31199

In Re:

STEPHEN E. DAILEY and KAREN D. DAILEY

Debtor(s).

Bankruptcy Case No.:

94-03048-RCF-7

(Chapter 7 Case)

TRUSTEE DEED (JOINTLY FOR LIFE WITH RIGHT OF
SURVIVORSHIP)

This indenture, made this the 27th day of September, 1994, by and between Max C. Pope, as and only as the Trustee of the above-named Debtors' bankruptcy estate, ("Grantor"), and Connie Mack Smith and Carolyn J. Smith, be it therefore witnesseth that:

WHEREAS, Stephen E. Dailey and Karen D. Dailey filed a voluntary petition for relief in the United States Bankruptcy Court for the Northern District of Alabama ("Bankruptcy Court") under Chapter 7 of Title 11 of the United States Code ("Bankruptcy Code") on 25th day of May, 1994;

WHEREAS, Max C. Pope ("Pope") was appointed Trustee of Stephen E. Dailey and Karen D. Dailey's bankruptcy estate, by Order of the Bankruptcy Court and having qualified as such Trustee and entered into a proper bond, and Pope having continued to act and now acting and serving in such capacity as Trustee;

WHEREAS, Max C. Pope has previously petitioned the Bankruptcy Court for the right to sell all of the bankruptcy estate's interest in the below described real property, free and clear of all liens and encumbrances.

WHEREAS, The Bankruptcy Court did ratify, approve and confirm said proposed sale on the 27th day of September, 1994.

NOW THEREFORE, Pope, as and only as Trustee of the bankruptcy estate of Stephen E. Dailey and Karen D. Dailey, in consideration of the power and authority vested in him as Trustee, and upon the total payment of the sum Fifty-Five Thousand and no/100 Dollars (\$55,000.00), the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey all his right, title and interest unto Connie Mack Smith and Carolyn J. Smith ("Grantee") ^{Jointly for Life With Right of Survivorship} to the following described real property situated in Shelby County, Alabama, to-wit:

Begin at the NE corner of the NE 1/4 of the NW 1/4 of Section 30, Township 18 South, Range 2 East, thence run on an azimuth of 246 degrees 40 minutes 500.0 feet; thence turn an azimuth of 214 degrees 57 minutes 45.44 feet to the point of intersection of the SW R.O.W. of Central of Georgia Railroad and the Southerly boundary of Pumpkin Swamp Road, said point being the point of beginning, thence turn an azimuth of 245 degrees 43 minutes along the said Southerly boundary of Pumpkin Swamp Road 321.4 feet; thence turn an azimuth of 241 degrees 03 minutes 195.8 feet along said boundary; thence turn an azimuth of 235 degrees 22 minutes along said boundary 83.7 feet to the North line of A.B. Turner

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feet to the N.E. corner of A.B. Turner Property; thence turn an azimuth of 178 degrees 37 minutes along the East line of A.B. Turner Property 564.75 feet to an existing iron pipe; thence turn an azimuth of 88 degrees 58 minutes along the Northern boundary of an old road 572.0 feet to the SW corner of S. M. Goodwin Property; thence turn an azimuth of 19 degrees 42 minutes along the Westerly line of said S.M. Goodwin Property 496.7 feet to the South Westerly R.O.W. of Central of Georgia R.R.; thence turn an azimuth of 311 degrees 43 minutes along the said South Westerly R.O.W. of said Central of Georgia R.R. 539.8 feet to the point of beginning.

Minerals and mining rights excepted.

TO HAVE AND TO HOLD said Property, unto said Grantee, Connie Mack Smith and Carolyn J. Smith, their heirs and assigns, forever, subject, however, to those exceptions noted above.

IN WITNESS WHEREOF, has hereunto set his hand and seal on this the 27th day of September, 1994.



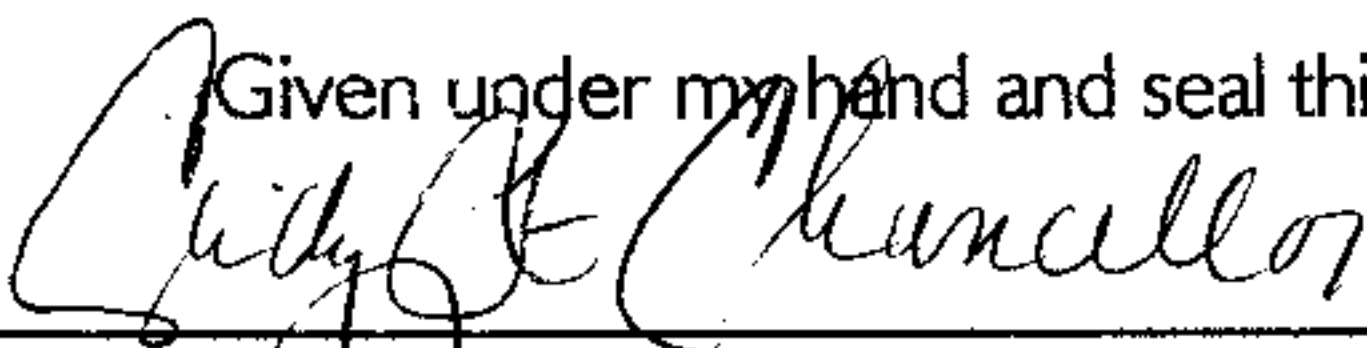
Max C. Pope, as and only as Trustee
of the Bankruptcy Estate of Stephen
E. Dailey and Karen D. Dailey

STATE OF ALABAMA)

Jefferson COUNTY)

I, the undersigned authority, a Notary Public, in and for said State and County, hereby certify that Max C. Pope, whose name as Trustee of the bankruptcy estate of Stephen E. Dailey and Karen D. Dailey, is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this date, that, being informed of the contents of the conveyance, he, in his capacity as such Trustee, executed the same voluntarily on the day same bears date.

Given under my hand and seal this the 27th day of September, 1994.



Notary Public

My commission expires: 11/3/94

This instrument prepared by:
Max C. Pope, Jr., as attorney for
Max C. Pope, Trustee
250 Farley Building
1929 3rd Avenue North
Birmingham, Alabama 35203
(205) 327-5566

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