

This instrument was prepared by:
Douglas L. McWhorter
Najjar Denaburg, P.C.
2125 Morris Avenue
Birmingham, Alabama 35203

Send Tax Notice to:
Charles E. Howard, III
907 Third Avenue North
Birmingham, Alabama 35203

DEED OF DISTRIBUTION

STATE OF ALABAMA)
SHELBY COUNTY)

THIS DEED made and entered into the 9th day of November, 1994, by CHARLES E. HOWARD, III and NORMA RICE, as co-executors of the ESTATE OF CHARLES E. HOWARD, JR., deceased (herein referred to as "grantors"), to CHARLES E. HOWARD, III, individually, (herein referred to as "grantee").

R E C I T A L S

1. Charles E. Howard, Jr. (herein referred to as the "decedent") died testate on June 21, 1993. The decedent's Last Will and Testament was admitted to record in the Probate Court of Jefferson County, Alabama, Case No. 144616. Said Court issued Letters Testamentary to the grantors on July 2, 1993, authorizing CHARLES E. HOWARD, III and NORMA RICE to act on behalf of the estate of the decedent.

2. The terms of said decedent's Will provide that the decedent's residuary estate (including the real property described below) shall be distributed to the Family Trust created under such Will. However, since the grantee is past the age of distribution of his share from the Family Trust, this deed is evidencing the distribution of such share to the grantee.

3. The grantors, in their capacity as co-executors of the estate, have determined that the real estate described herein and made the subject of this conveyance shall be distributed to the grantee in partial satisfaction of said devise of the decedent's residuary estate.

NOW, THEREFORE, in consideration of the premises, the grantors do grant, bargain, sell and convey unto CHARLES E. HOWARD, III an undivided one-third (1/3) interest in the following described real estate situated in Shelby County, Alabama, to-wit:

Lot 7, Sector A, according to the survey of The Homestead as recorded in Map Book 8, page 167, Office of the Judge of Probate of Shelby County, Alabama.

11/17/1994-34267
09:00 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 NCD 14.50

Inst # 1994-34267

Subject to ad valorem taxes for the current year, easements and restrictions of record.

TO HAVE AND TO HOLD to the said grantee forever.

This instrument is executed by the grantors solely in the representative capacity named herein and neither this instrument nor anything contained herein shall be construed as creating any indebtedness or obligation on the part of the grantors in their individual capacity, and the grantors expressly limit their liability to the representative capacity named.

IN WITNESS WHEREOF, the grantors have executed this conveyance by setting their signature, this 9th day of November, 1994.

THE ESTATE OF CHARLES E. HOWARD,
JR.,
Deceased

Norma Rice
Norma Rice, Co-executor

Charles E. Howard, III
Charles E. Howard, III, Co-executor

VERIFICATION

STATE OF ALABAMA)
)
JEFFERSON COUNTY)

Before me, the undersigned, a notary public in and for said county in said state, personally appeared Norma Rice, who being first duly sworn, makes oath that she has read the foregoing petition and knows the contents thereof, and that she is informed and believes, and upon such information and belief, avers that the facts alleged therein are true and correct.

Subscribed and sworn to before me this 8 day of November, 1994.

Mary C. Warren
Notary Public
My Commission Expires: 4/29/97

