

**IN THE UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION**

In Re:

HOWARD R. LUTZ  
dba T.A.B OF ALABAMA, INC.  
dba SUMMER BREEZE RV PARTS &  
SERVICE  
dba LUBE IT UP #1  
dba LUBE IT UP #2

Debtor.

Bankruptcy Case No.:

00-03539-BGC-7

(Chapter 7 Case)

Inst # 2000-44482

12/21/2000-44482  
01:53 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 HMB 45.00

**TRUSTEE'S DEED**

This indenture, made this the 15<sup>th</sup> day of December, 2000, by and between Andre' M. Toffel, as and only as the Trustee of the above-named Debtor's bankruptcy estate, ("Grantor"), and James Oliver and Amy Oliver as joint tenants with right of survivorship, ("Grantees"), be it therefore witnesseth that:

**WHEREAS**, Howard R. Lutz, 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 June 12, 2000;

**WHEREAS**, Andre' M. Toffel was appointed Trustee of the above-styled bankruptcy estate, by Order of the Bankruptcy Court and having qualified as such Trustee and entered into a proper bond, and having continued to act and now acting and serving in such capacity as Trustee;

**WHEREAS**, Andre' M. Toffel has previously petitioned the Bankruptcy Court for the right to sell all of the bankruptcy estate's interest, if any, in the below described real property; and


**WHEREAS**, the Bankruptcy Court did issue an Order on Trustee's Motion to Sell and Notice of Intent to Sell real property located in Shelby County, Alabama on the 1<sup>st</sup> day of December, 2000.

**NOW, THEREFORE**, Andre' M. Toffel, as and only as Trustee of the bankruptcy estate of Howard R. Lutz, in consideration of the power and authority vested in him as Trustee, and upon the total payment to him of the sum of One Hundred Fifty Four Thousand Four Hundred Dollars (\$154,400.00), the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey all his and the above styled Bankruptcy Estate's right, title and interest unto James Oliver and Amy Oliver ("Grantees") as joint tenants with right of survivorship to the following described real property situated in Shelby County, Alabama, to-wit:

Lot 30, according to the Map and Survey of Sterling Gate, Sector I, as recorded in Map Book 19, Page 90, in the Probate Office of Shelby County, Alabama.

**TO HAVE AND TO HOLD** said Property, unto said Grantee, his and assigns, forever, subject, however, to those exceptions noted above.

**IN WITNESS WHEREOF**, Andre' M. Toffel has hereunto set his hand and seal on this the 15<sup>th</sup> day of December, 2000.


  
Andre' M. Toffel, as and only as  
Trustee of the Bankruptcy Estate of  
Howard R. Lutz

\$ 123,520.00 of the purchase price was paid from the proceeds of a mortgage loan closed simultaneously herewith.

STATE OF ALABAMA     )  
                                      )  
JEFFERSON COUNTY     )

I, the undersigned authority, a Notary Public, in and for said State and County, hereby certify that Andre' M. Toffel, whose name as Trustee of the bankruptcy estate of Howard R. Lutz, 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 15<sup>th</sup> day of December, 2000.

  
\_\_\_\_\_  
Notary Public  
My commission expires: 3/7/2004

This instrument prepared by:

Max C. Pope, Jr.,  
Attorney for Andre' M. Toffel, Trustee  
P. O. Box 370991  
Birmingham, Alabama 35237  
(205) 327-5566

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