


*Passed by Will*

Send tax notice to:  
Nell Mintz, Trustee  
200 Beaver Trail  
Pelham, AL 35124

  
20030620000389350 Pg 1/3 18.00  
Shelby Cnty Judge of Probate, AL  
06/20/2003 13:10:00 FILED/CERTIFIED

This Instrument Prepared By:  
Kathrine O. Wilburn, Esq.  
Feld, Hyde, Wertheimer & Bryant, P.C.  
2000 SouthBridge Parkway, Suite 500  
Birmingham, Alabama 35209

**THIS INSTRUMENT HAS BEEN PREPARED IN ACCORDANCE WITH THE INFORMATION SUPPLIED BY THE PARTIES HERETO. NO TITLE EXAMINATION AND/OR OPINION WAS REQUESTED OF FELD, HYDE, WERTHEIMER & BRYANT, P.C. BY EITHER GRANTOR OR GRANTEE, AND NONE WAS CONDUCTED AND/OR RENDERED.**

**PERSONAL REPRESENTATIVE'S DEED**

STATE OF ALABAMA     )  
  
SHELBY COUNTY         )

**KNOW ALL MEN BY THESE PRESENTS:**

That in consideration of the terms of the Last Will and Testament of Susan Kay Mintz, deceased, the undersigned Grantor, Nell Mintz, in her capacity as Personal Representative of the Estate of said decedent, with the general authority to execute conveyances conferred upon the Personal Representative and pursuant to the terms of the Last Will and Testament of said decedent, does grant, bargain, sell and convey unto Nell Mintz, and any successor(s), as Trustee of the Family Trust under the Last Will and Testament of Susan Kay Mintz (hereinafter referred to as "Grantee"), all of the following described real estate situated in Shelby County, Alabama, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO.

This conveyance is made subject to the following:

1. The lien for ad valorem taxes due in the current year or the subsequent year but not yet payable.
2. All easements, liens, encumbrances, restrictions, rights-of-way, any reservations of mineral rights, and other matters of record in the Probate Office of Shelby County, Alabama, together with any deficiencies in quantity of land, easements, discrepancies as to boundary lines, overlaps, etc., which would be disclosed by a true and accurate survey of the property conveyed herein.

TO HAVE AND TO HOLD to said Grantee, its successors and assigns forever, with any trustee acting under said trust having the powers provided therein, including without limitation the power to sell, at public or private sale, exchange, transfer or convey all or any part of the above described property, upon such terms and conditions as the trustee may determine.

The said decedent's Will dated February 19, 2001, was admitted to record in the Probate Court of Shelby County, Alabama, Case No 42-300. Said Court issued Letters Testamentary to the Personal Representative on June 5, 2002.

This instrument is executed by the Grantor solely in her 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 Grantor in her individual capacity, and the liability of the Grantor is expressly limited to her representative capacity named herein.

IN WITNESS WHEREOF, the Grantor has hereunto set her hand and seal this 5 day of May, 2003.

Nell Mintz  
Nell Mintz, as Personal Representative of the  
Estate of Susan Kay Mintz, deceased

I, the undersigned authority, a Notary Public in and for the State of Alabama at Large, hereby certify that Nell Mintz, whose name as Personal Representative of the Estate of Susan Kay Mintz, deceased, 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, in her capacity as Personal Representative, executed the same voluntarily on the day the same bears date.

Given under my hand this 6 day of May, 2003.

Jarrett L. Ives  
Notary Public  
JARRETT L. IVES  
Printed Name

(NOTARY SEAL)

My Commission Expires: March 13, 2005

JARRETT L. IVES  
Notary Public Alabama State at Large  
My Commission Expires March 13, 2005

Part of the Southeast  $\frac{1}{4}$  of the Southeast  $\frac{1}{4}$  of Section 35, Township 19 South, Range 3 West, Shelby County, Alabama being more particularly described as follows:

From the Southeast corner of Lot 133, Beaver Creek Preserve, First Sector as recorded in the Office of the Judge of Probate, Shelby County, Alabama in Map Book 24, Page 63 run in a Westerly direction along the South line of said Lot 133 and its Westerly extension thereof for a distance of 156.23 feet to an existing iron rebar; thence turn an angle to the left of 90 degrees and run in a Southerly direction for a distance of 150.0 feet; thence turn an angle to the left of 90 degrees and run in an Easterly direction for a distance of 70.0 feet to an existing iron rebar set by Laurence D. Weygand and being the point of beginning; thence continue in an Easterly direction along last mentioned course for a distance of 52.72 feet to a point of curve, said curve being concave in a Southwesterly direction and having a central angle of 81 degrees 35 minutes 52 seconds and a radius of 15.0 feet; thence turn an angle to the right and run in a Easterly and Southeastly direction along the arc of said curve for a distance of 21.36 feet to a point of reverse curve, said curve being concave in a Northeasterly direction and having a deflection angle of 6 degrees 21 minutes 49 seconds  $\frac{1}{2}$  inch and a radius of 258.57 feet; thence turn an angle to the left and run in a Southeastery direction along the West right of way line of Beaver Creek Parkway for a distance of 57.44 feet to an existing iron rebar set by Laurence D. Weygand; thence turn an angle to the right (90 degrees from the tangent) and run in a Southwesterly direction for a distance of 88.11 feet to an existing iron rebar set by Laurence D. Weygand; thence turn an angle to the right of 111 degrees 08 minutes 08 seconds and run in a Northerly direction for a distance of 100.0 feet, more or less, to the point of beginning.