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Shelby Cnty Judge of Probate, AL  
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PROBATE JUDGE'S OFFICE

IN THE MATTER OF THE ESTATE OF )  
JOE E. LITTLEFIELD, DECEASED )

IN THE PROBATE COURT OF  
SHELBY COUNTY, ALABAMA  
CASE NO. PR-2003-000585

QUALIFIED DISCLAIMER

WHEREAS, Joe E. Littlefield, deceased (the "Decedent"), was domiciled and a bona fide resident citizen of Shelby County, Alabama, and died testate on May 2, 2003; and

WHEREAS, the Last Will & Testament of said Decedent dated April 5, 2002 (the "Will") was admitted to probate in the Probate Court of Shelby County, Alabama, on November 13, 2003, and assigned Case No. PR-2003-000585; and

WHEREAS, Letters Testamentary of the Estate of the Decedent were granted by the Probate Court of Shelby County, Alabama, to Mary Nell Littlefield, as Executrix and personal representative, on November 13, 2003; and

WHEREAS, the undersigned, individually, has determined that she is entitled under the Decedent's Will to all the Decedent's assets and property subject to the administration of said estate, but has chosen to disclaim certain hereinafter described property; and

WHEREAS, this document is being filed with the Probate Court of Shelby County, Alabama, and has been received by Mary Nell Littlefield, in her capacity as Executrix and personal representative of the Decedent's estate, and as Trustee, not later than nine (9) months after the death of the Decedent; and

WHEREAS, the undersigned, acting individually as a devisee under the Decedent's Will, has not made any assignments, conveyances, encumbrances, pledges, or transfers of the Decedent's Estate, or any interest therein, nor contracted therefor; has not signed any written waiver of the right to disclaim the Estate or any interest therein; has not made any acceptance of any of the disclaimed Estate or interest or benefit thereunder; and no sale of any of the said disclaimed Estate or interest therein has been made under judicial sale of property to the execution thereof; and

WHEREAS, the disclaimed property will pass in accordance with the terms of the Decedent's Will, interpreting the same in light of the Qualified Disclaimer of Mary Nell Littlefield as timely filed in the captioned Estate administration in the Probate Court of Shelby County, Alabama.

Wallace Ellis



NOW, THEREFORE, pursuant to the Alabama Uniform Disclaimer of Property Interests Act, Section 43-8-290, et seq., 1975 Code of Alabama, et seq., and Section 2518 of the Internal Revenue Code of 1986, as amended, and as otherwise may be applicable or appropriate, I, the undersigned, individually, do hereby irrevocably and unqualifiedly disclaim and renounce any and all interest in or to the following described assets or property of the Decedent's Estate that would have passed to me pursuant to the terms of the Decedent's Will, which are more particularly described as follows:

PARCEL ONE:

The South sixty-nine percent (69%) of the following described real property, situated in Shelby County, Alabama, with the South line of said parcel hereby disclaimed being the South line of the following described property, and the North line of said parcel hereby being disclaimed being a line which is perpendicular with the East right of way line of U. S. Highway 31:

Commence at the southeast corner of the SE 1/4 of the SW 1/4 of Section 12, Township 20 South, Range 3 West, Shelby County, Alabama, and run thence northerly along the east line of said quarter-quarter section 405.62 feet to the point of beginning of the property being described; thence continue along last described course 478.93 feet to a point; thence turn 2 deg. 53' 26" right and continue northerly along an existing chain link fence line a distance of 176.19 feet to a point; thence turn 68 deg. 19' 08" left and run northwesterly 351.43 feet to a point on the easterly right of way line of U. S. Highway No. 31; thence turn 86 deg. 58' 04" left and run Southwesterly along said right of way line 129.95 feet to a point; thence turn 00 deg. 24' 07" right and continue southwesterly along said right of way line 171.56 feet to a point; thence turn 90 deg. 00' 08" left and run 149.97 feet to a point; thence turn 90 deg. 04' 34" right and run 199.83 feet to a point; thence turn 89 deg. 50' 31" right and run 149.71 feet to a point on the same said right of way line of Highway No. 31; thence turn 89 deg. 55' 57" left and run along said right of way line 70.00 feet to a point; thence turn 87 deg. 20' 14" left and run Southeasterly 510.61 feet to a point; thence turn 67 deg. 55' 17" left and run 37.21 feet to a point; thence turn 65 deg. 12' 24" right and run southeasterly 123.92 feet to the point of beginning, containing 6.13 acres and subject to any and all easements, restrictions, limitations, rights of way and/or agreements of probated record or applicable law. According to survey dated May 17, 1993, of Joseph E. Conn, Jr., Ala. PLS #9049.



PARCEL TWO:

A lot or parcel of land lying and being situated in the S 1/2 of the NW 1/4 of the SW 1/4 of Section 15, Township 23, Range 14, Chilton County, Alabama, and being more particularly described as follows: Commencing at a point where the N boundary line of the S 1/2 of the NW 1/4 of the SW 1/4 of Section 15, Township 23, Range 14 intersects the E right of way line of the Mineral Springs paved public highway, and from said point thus established as the point of beginning, proceed in an Easterly direction along the N boundary line of said S 1/2 of the NW 1/4 of the SW 1/4 of Section 15, Township 23, Range 14 to the NE corner of the S 1/2 of said 1/4 1/4 and from said point run thence S along the E boundary of said 1/4 1/4 a distance of 330 feet, more or less, to a point; from said point run thence Westerly along a line parallel with the N boundary line of the S 1/2 of said 1/4 1/4 to a point on the E right of way of the Mineral Springs paved public road, from said point run thence Northwesterly along the E right of way of said public road to the point of beginning; less and except the following described triangular shaped parcel of land lying and being in the NW corner of the aforesaid described property: Said exception being more particularly described as follows: Begin at a point on the E right of way of the Mineral Springs paved public road which said point is approximately 100 feet N of the S line of the N 1/2 of the S 1/2 of the NW 1/4 of the SW 1/4 of Section 15, Township 23, Range 14, Chilton County, Alabama, and run thence Northeasterly a distance of 363 feet, more or less, to a point on the N line of the S 1/2 of said 1/4 1/4 and from said point run thence Westerly to the W line of said 1/4 1/4 and run thence S along the W line of said 1/4 1/4 to the point of beginning. It being the intention of the former grantors in that certain deed to said grantors herein dated February 23, 1982 and recorded in Book 662, page 281 in Probate Office of Chilton County, Alabama, to reserve a triangular shaped parcel of land upon which their dwelling house is now situated.

PARCEL THREE:

A lot or parcel of property lying and being situated in Santa Rosa County, Florida, and more particularly described as follows:

Lot 23, Block 12, First Addition to Navarre Subdivision, as recorded in Plat Book B, page 169 of the records of Santa Rosa County, Florida.

Less all gas, oil and minerals rights.

Subject to restrictions for residential use only; however, a mobile home may be installed as a residence.



No noxious or offensive trade or activity shall be carried on upon this property, nor shall anything be done thereon which may be or may become an annoyance or nuisance to the neighborhood.

I intend that this Qualified Disclaimer be a qualified disclaimer under Section 43-8-290, et seq., 1975 Code of Alabama, and Section 2518 of the Internal Revenue Code of 1986, as amended, and as may otherwise be applicable or appropriate, and state that this Qualified Disclaimer was delivered to the Probate Court of Shelby County, Alabama, and a copy to the duly appointed Executrix and personal representative of the Estate of the Decedent, and a copy thereof has been delivered to the Trustee of the Family Trust established in the Decedent's Will, not later than nine (9) months after the Decedent's death. I intend that this Qualified Disclaimer shall be treated as an irrevocable and unqualified refusal by myself, individually, to accept the disclaimed interest in the disclaimed property, and shall not be treated as a partial disclaimer in said disclaimed property. I absolutely decline to accept the disclaimed property, individually and with full recognition thereof, as set forth herein.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this the 30 day of January, 2004.

  
Mary Nell Littlefield

STATE OF ALABAMA )  
SHELBY COUNTY )

I, the undersigned, a notary public in and for said County in said State, hereby certify that Mary Nell Littlefield, individually, whose name is signed to the foregoing Qualified Disclaimer, and who is known to me, acknowledged before me on this date, that being informed of the contents thereof, she executed the same voluntarily on the day the same bears date.

Given under my hand and seal of office this 30<sup>th</sup> day of January, 2004.

I certify this to be a true and  
correct copy 

1-30-04

Probate Judge  
Shelby County

  
Notary Public