

TITLE NOT EXAMINED

This Instrument Prepared By:
Ralph E. Rozell
107 Westwood Drive
Bessemer, Alabama 35022

Send Tax Notice To:
GRANTEE: Robert D. Kurtts
ADDRESS: 600 Farr Circle
Birmingham, Alabama 35226

DEED OF DISTRIBUTION

STATE OF ALABAMA)

JEFFERSON COUNTY)

THIS DEED made and entered into the 22 day of October, 2004, by Robert D. Kurtts, as Personal Representative of the Estate of Marjorie H. Kurtts, deceased (herein referred to as Grantor), to SAMUEL JOSEPH KURTTS and ROBERT DELL KURTTS as tenants in common (herein referred to as Grantees).

RECITALS:

1. Marjorie H. Kurtts (herein referred to as Decedent), prior to the time of her death was the surviving grantee of that certain Warranty Deed, Jointly For Life With Remainder To Survivor recorded July 22, 1963, in Deed Book 226, Page 229, in the Office of the Judge of Probate, Shelby County, Alabama listing as owners Joseph Kurtts, Jr. and Marjorie H. Kurtts. Her husband Joseph Kurtts, Jr. departed this life April 9, 2000.

2. Marjorie H. Kurtts (herein referred to as Decedent) died testate on the 30th day of September, 2003. Her Last Will and Testament was admitted to record in the Probate Court of Shelby County, Alabama on the 5th day of December, 2003. The administration of the Decedent's Estate was assigned Case Number PR 2003 000622 by said Court. Said Court issued Letters Testamentary to Robert Dell Kurtts, Grantor, on the 5th day of December, 2003, authorizing him to

act on behalf of the Estate of the Decedent.

3. Item IV of Decedent's Last Will and Testament makes a residuary devise to Grantees of "..... all of the rest, residue and remainder of my estate, of whatever kind or character, and wherever situated to my spouse, JOSEPH KURTTS, JR. if my spouse is living on the thirtieth (30th) day after the date of my death, or, if my said spouse is not then living I hereby give and devise aforesaid property to my children, SAMUEL JOSEPH KURTTS and ROBERT DELL KURTTS in equal shares, per stirpes." Her husband JOSEPH KURTTS, JR departed this life April 9, 2000.

4. Grantor has determined that said real estate described herein and made the subject of this conveyance shall be distributed to Grantees in satisfaction of said devise to them under Item IV of Decedent's Will.

NOW , THEREFORE, in consideration of ONE DOLLAR (\$1.00) and Administration of an Estate, the undersigned Grantor conveys and releases to Grantees, the following described real estate situated in Shelby County, Alabama, described with particularity, as to-wit:

Plot 1 according to survey made of Lee Street Estate by Alton Young in March, 1963 as shown by map recorded in Map Book 4, Page 80, in the Probate Office of Shelby County, Alabama, which said Plot 1 is more particularly described as follows: From the southeast corner of Section 15, Township 19 South, Range 2 West run westerly along the south boundary line of the said Section 15 for 943.09 feet to a point in the center of a County Road; thence turn an angle of 78 deg. 32 min. to the right and run northwesterly along the center of said road for 33.28 feet to the point of beginning of the land herein described; thence turn an angle of 75 deg. 11 min. 20 sec. to the left and run northwesterly for 707.04 feet; thence turn an angle of 74 deg. 52 min. 10 sec. to the right and run northwesterly for 265.69 feet; thence turn an angle of 101 deg. 52 min. 10 sec. to the right and run easterly for 681.14 feet, more or less, to a point in the center of said County Road; thence turn an angle of 73 deg. 03 min. to the right and run southeasterly along the center of said County Road for 200.0 feet; thence turn an angle of 05 deg. 24 min to the right and continue southeasterly along the center of said road for 110.0 feet, more or less, to the point of beginning. EXCEPT, however, from the above described land, the right of way of the County Road as now located.

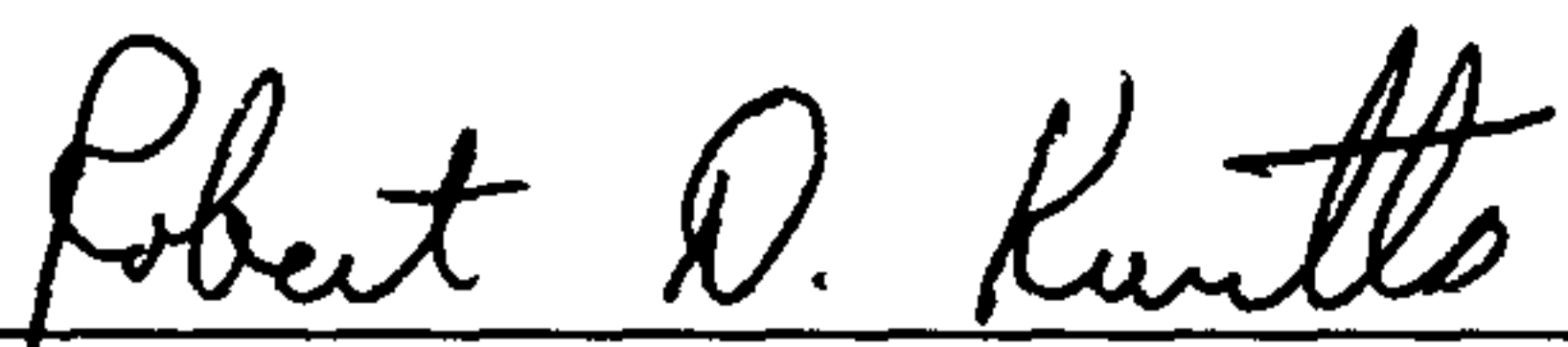
This land being a part of the S 1/2 of the SE 1/4 of Section 15, Township 19 South, Range 2 West and being 4.1457 acres, more or less.

Subject to: Transmission line permit to Alabama Power Company dated 16th January 1957 recorded

in Deed Book 186, page 222 across above mentioned forties, in the Probate Office of Shelby County, Alabama.

TO HAVE AND TO HOLD to the said Grantees, and to their respective heirs and assigns forever. This instrument is executed by the Grantor solely in his 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 his individual capacity, and the Grantor expressly limits his liability hereunder to the property now or hereafter held by him in his representative capacity named.

IN WITNESS WHEREOF the Grantor has executed this conveyance by setting his signature hereto this the 22 day of Oct, 2004.


Robert D. Kurtts as Executor of the Estate of Marjorie
H. Kurtts, Deceased.

STATE OF ALABAMA)
COUNTY)

20041025000585390 Pg 3/3 18.00
Shelby Cnty Judge of Probate, AL
10/25/2004 08:15:00 FILED/CERTIFIED

I, the undersigned authority, a Notary Public in and for said State in said County, hereby certify that Robert D. Kurtts, whose name as Personal Representative of the Estate of Marjorie H. Kurtts 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 said instrument, he executed the same voluntarily in his official capacity as such Personal Representative on the day the same bears date.

Given under my hand and official seal this the 22nd day of October, 2004.


NOTARY PUBLIC
My Commission Expires:

MY COMMISSION EXPIRES AUGUST 11, 2008