

Send Tax Notice to:
Joseph Thomas Lovoy, Trustee
✓ 356 Sunset Ridge
Bessemer, AL 35023

STATE OF ALABAMA)
)
SHELBY COUNTY)

EXECUTOR'S DEED

THIS IS AN EXECUTOR'S DEED executed and delivered this 26 day of JAN, 2005, by JOSEPH THOMAS LOVOY, as Executor of the Estate Priscilla W. Lovoy, Deceased, Shelby County Probate Case No. PR-2004-0000041 (hereinafter referred to as "Grantor"), to JOSEPH THOMAS LOVOY, Trustee of the Family Trust established under the Will of Priscilla W. Lovoy (hereinafter referred to as "Grantee").

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, Priscilla W. Lovoy (the "Decedent") died on January 10, 2004;

WHEREAS, the Decedent's Estate is currently being administered in Shelby County, Alabama, Probate Case No. PR-2004-0000041;

WHEREAS, JOSEPH THOMAS LOVOY was duly appointed as the Executor of the Decedent's Estate;

WHEREAS, under the terms of the Decedent's Will, the Property passed to Grantee;

WHEREAS, the Grantor desires through this conveyance to transfer the Decedent's interest in the Property to the Grantee in accordance with Decedent's Will.

NOW THEREFORE, in consideration of Ten and 00/100th DOLLARS (\$10.00) and other good and valuable consideration paid to the Grantor, receipt of which is hereby acknowledged, the Grantor does hereby remise, release, quitclaim and convey unto **JOSEPH THOMAS LOVOY, Trustee of the Family Trust established under the Will of Priscilla W. Lovoy**, all of his right, title, interest and claim in and to the following described real estate situated in Shelby County, Alabama, to-wit:

PARCEL 1: Commence at the Northeast corner of the Southwest ¼ of the Northwest ¼ section 1, Township 21 South Range 5 West; thence run North 87-51' 30" West a distance of 334.57 feet; 1333.90 feet to a point on the south line of said ¼ - ¼; thence run North 87-58' 50" West, along said south line a distance of 683.41 feet to a POINT OF BEGINNING; thence run North 87-58' 50" West a distance of 328.78 feet of the Southeast corner of said ¼ - ¼; thence run North 0-30'00" East a distance of 651.51 feet; thence center of a pond; thence run South 44-49' 32" East a distance of 107.27 feet; thence run South 5-39' 17" East a distance of 716.93 feet to the POINT OF BEGINNING, containing 4.81 acres more or less.

TOGETHER with the right to use for ingress and egress the 20 foot and 40 foot easements as set out below.

Any and all easements, restrictions and reservations, applicable to the above described property of record in the Office of the Judge of Probate of Shelby County, Alabama.

Description of 20 foot easement for ingress and egress: Commence at the Northeast corner of the Southwest 1/4 of the Northwest 1/4 of Section 1, Township 21 South, Range 5 West: thence run North 87-51'31" West a distance of 334.57 feet; thence run South 0-07'60" West a distance of 58.00 feet; thence run North 87-23'01" West a distance of 10.00 feet to the point of beginning of a 20 foot easement for ingress and egress lying 20 feet on either side of the following described centerline; thence run South 5-19'-23" West a distance of 71.66 feet; thence run South 36-00'39" West a distance of 88.20 feet; thence run South 5-19'27" West West a distance of 117.19 feet; thence run South 38-05'53" West a distance of 25.75 feet; thence run South 73-15'39" West a distance of 68.56 feet; thence run South 78-28'55" West a distance of 81.50 feet; thence run South 43-23'29" West the distance of 24.99 feet; thence run South 17-29'08" distance of 54.16 feet; thence run North

84-32'53" West a distance 61.94 feet; thence run South 89-06'47" West a distance of 41.75 feet; thence run South 60-07'09" West a distance of 38.37 feet to the end of said easement.

Description 40 foot easement for ingress and egress: Commence at the Northeast corner of the Southwest 1/4 of the Northwest 1/4 of Section 1, Township 21 South, Range 5 West; thence run North 87-51'31" West a distance of 334.57 feet; thence run South 0-07'60" West a distance of 58.00 feet to the point of beginning of a 40 foot easement for ingress and egress lying 20 feet on either side of the following described center line; thence run North 87-23'01" West a distance of 338.45 feet; thence run South 61-40'02" West a distance of 44.95 feet; thence run South 50-16'57" West a distance of 62.39 feet; thence run South 72-37'22" West a distance of 45.03 feet; thence run South 84-45'10" West a distance of 111.82 feet; thence run North 83-55'42" West a distance of 81.04 feet to the end of said easement.

Source of Title: Inst.# 2001-41187

PARCEL 2: The West 330 feet of the NW ¼ of NW ¼ of Section 1, Township 21 South, Range 5 West, situated in Shelby County, Alabama. Subject to easements and rights of way of record, including all minerals, coal, oil, and gas, with the necessary access thereto excepted, as reserved in Deed Book 260, page 629 in the Office of Judge of Probate of Shelby County, Alabama.

Subject also Restrictive Covenants for Real Estate recorded in Miscellaneous Book 24 at pages 98-100, Office of the Judge of Probate of Shelby County, Alabama.

Source of Title: Inst.# 2001-5330

PARCEL 3: A part of the SW ¼ of NW ¼ of Section 1, Township 21 South, Range 5 West, Shelby County, Alabama, more particularly described as follows: Begin at the NW corner of said SW ¼ of NW ¼ and run in an Southerly direction along the West boundary line of said quarter-quarter section a distance of 100.0 feet to the point of beginning; thence continue last described course in a southerly direction a distance of 564.7 feet, more or less, to the centerline of a lake; thence turn left an angle of 127 deg. 15 min. in a Northeasterly direction a distance of 414.61 feet; thence turn left an angle of 52 deg. 45 min. in a Northerly direction a distance of 313.7 feet; thence turn left an angle of 90 deg. 00 min. in a Westerly direction a distance of 330 feet, more or less, to the point of beginning, being 3.32 acres, more or less, according to survey of James W. Elliott, Registered Land Surveyor, dated December 29, 1979, minerals and mining rights excepted.

Subject to easements and rights of way of record, and subject to Restrictive Covenants recorded in Miscellaneous Book 24 at page 98, Office of Judge of Probate of Shelby County, Alabama

Source of Title: Inst.# 2001-35328

PARCEL 4: Commence at the Northwest corner of the Northwest ¼ of the Northwest ¼ of Section 1, Township 21 South, Range 5 West; Thence run South 87-44'05" East, along the North line of said ¼-¼, a distance of 331.74 feet; Thence run South 0-22'40" West a distance of 1173.36 feet to a point of beginning; Thence run South 0-22'40" West a distance of 591.99 feet to a point in the center of a pond; Thence run North 60-01-18" East a distance of 9.17 feet; Thence run North 0-34'54" East a distance of 587.27 feet; Thence run North 89-04'47" West a distance of 10.0 feet to the point of beginning, containing 0.12 acres, more or less. Together with a easement for ingress and egress.

Subject to easements, restrictions, mineral and mining rights and subject to current taxes not yet due.

Source of Title: Inst.# 2001-35327

TOGETHER WITH all appurtenances thereto belonging or in anywise appertaining and all right, title and interest of Grantor in and to any and all roads, alleys and ways bounding such property (the **"Property"**).

THIS CONVEYANCE is subject to the following:


1. Ad valorem taxes for the current year and subsequent years; and
2. All other easements, reservations and restrictions, conditions and other matters of record.

TO HAVE AND TO HOLD to Grantee, his successors and assigns forever.

This instrument is executed by JOSEPH THOMAS LOVOY in his capacity as Executor, and neither this instrument nor anything herein contained shall be construed as creating any personal obligation or liability on the part of the undersigned in his individual capacity, and the undersigned expressly limits his individual liability hereunder to the assets he receives and holds in his capacity as Executor as aforesaid.

IN WITNESS WHEREOF, Grantor has executed this Executor's Deed this 26 day of JAN., 2005.

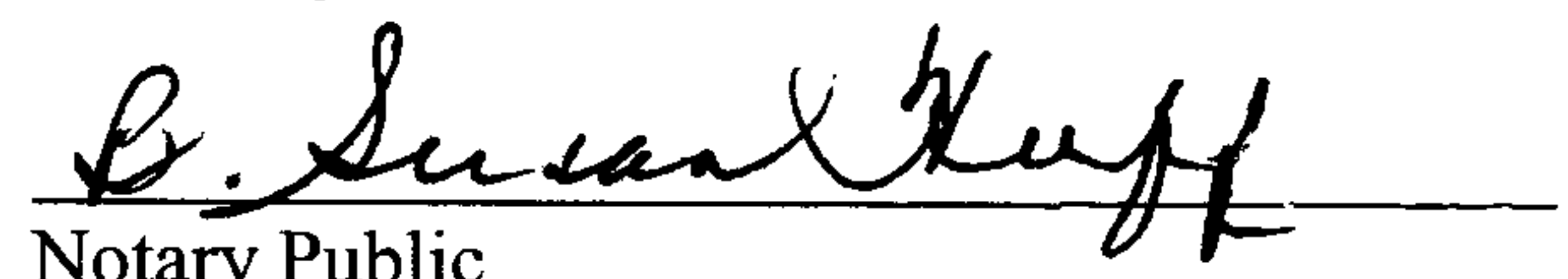
GRANTOR:


JOSEPH THOMAS LOVOY, Executor
of the Estate of Priscilla W. Lovoy,
Deceased, Shelby County, Alabama
Probate Case Number PR-2004-
0000041

STATE OF ALABAMA)
Shelby **COUNTY**)

I, the undersigned, a Notary Public, hereby certify that **JOSEPH THOMAS LOVOY, Executor of the Estate of Priscilla W. Lovoy, Deceased, Shelby County, Alabama Probate Case Number PR-2004-0000041**, whose name is signed to the foregoing Executor's Deed, and who is known to me, acknowledged before me on this day that, being informed of the contents of the Executor's Deed, he, in his capacity as Executor, executed the same voluntarily on the day the same bears date.

Given under my hand this the 26th day of January, 2005.


Notary Public
My Commission Expires: _____

[NOTARIAL SEAL]

B. SUSAN HUFF
NOTARY PUBLIC STATE AT LARGE
COMMISSION EXPIRES
MARCH 25, 2008

THIS INSTRUMENT PREPARED BY
(without the benefit of a Title Search):
Andrew J. Potts
Baker, Donelson, Bearman, Caldwell & Berkowitz, PC
420 20th Street North, Suite 1600, SouthTrust Tower
Birmingham, Alabama 35203-5202