20060330000148530 1/4 $80.00
Shelby Cnty Judge of Probate,AL
03/30/2006 01:54:50PM FILED/CERT

TRUSTEE'S DEED

THIS DEED made this the 28th day of March, 2006, between the Bankruptcy Estate of Thomas M. Nolen, by and through its duly appointed Trustee in Bankruptcy, André M. Toffel, in his capacity as Trustee and not individually, in case number **2005-00245-TOM-7**, United States Bankruptcy Court, Northern District of Alabama, Southern Division (hereinafter referred to as "Grantor") and Thomas Hopkins, (hereinafter referred to as "Grantee"), pursuant to and authorized by Order of the said Bankruptcy Court dated January 30, 2006, a copy of which is attached hereto and incorporated herein by reference as Exhibit "A".

WITNESSETH

WHEREAS, on January 10, 2005, a voluntary petition for relief under Chapter 7 of the Bankruptcy Code was filed by the debtor, Thomas M. Nolen, in the United States Bankruptcy Court for the Northern District of Alabama, Southern Division, case number **2005-00245-TOM-7**.

WHEREAS, on or about January 13, 2005, Grantor was duly appointed as Trustee of said estate, that he qualified as such Trustee and entered into proper bond, and that Grantor has continued to act and is now acting and serving as such Trustee, and,

WHEREAS, the Bankruptcy Clerk of the Court issued notice to all parties in said bankruptcy case on January 13, 2006, pursuant to the Grantor's Motion for Authority to Sell Property of the Estate by Private Sale, Free and Clear of All Liens, Interests or Other Encumbrances and the Bankruptcy Court having issued its Order Authorizing the said Sale, said Order being attached hereto as Exhibit "A".

NOW THEREFORE, by virtue of the power and authority granted the Grantor to sell property of the Bankruptcy Estate pursuant to the provisions of 11 U.S.C. Section 363, and in consideration of the sum of THREE HUNDRED THOUSAND AND 00/100 DOLLARS ($300,000.00) paid to Grantor in hand by the Grantee, receipt of which is hereby acknowledged, the Grantor does hereby transfer unto the said Grantee, all of the Grantor's right, title and interest, including any rights of redemption, in and to the following described real property located in Shelby County, Alabama, to-wit:

Lot 3, of Arlington Street Extension Subdivision, recorded in Map Book 11, Page 65, in the Probate Office of Shelby County, Alabama. Situated in Shelby County, Alabama.

together with all of the appurtenances, fixtures and improvements thereon and also all of the estate which the said Grantor had in said premises at the date of the present conveyance. This property is the homestead of the Debtor Thomas M. Nolen.

This conveyance is made free and clear of all liens and encumbrances as authorized by that certain Order of the United States Bankruptcy Court dated January 30, 2006, and is made subject to all restrictions and exceptions of record.

TO HAVE AND TO HOLD unto the said Thomas Hopkins forever, said real property being conveyed "as is" and Grantor gives no guarantee or warranty regarding the condition, fitness, or environmental status of the real property conveyed herein.

Shelby County, AL 03/30/2006
State of Alabama

Deed Tax:$60.00

20060330000148530 2/4 $80.00
Shelby Cnty Judge of Probate, AL
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IN WITNESS WHEREOF, the Grantor, in his representative capacity as Trustee in Bankruptcy and not individually, has hereunto set his hand and seal the day and year first above written.

THE BANKRUPTCY ESTATE OF
THOMAS M. NOLEN

By: Andre M. Toffel as Trustee
Andre' M. Toffel, as and only as Trustee
in Bankruptcy and not individually

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, Kelly Craft, a Notary Public in and for said County, in said State, hereby certify that Andre' M. Toffel, as Trustee in Bankruptcy and not individually, whose name as Trustee in Bankruptcy of THOMAS M. NOLEN, and not individually, signed the foregoing, and who is known to me, acknowledged before me on this day that, being informed of the contents of the said instrument, he, in his capacity as such Trustee in Bankruptcy and not individually, executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 28th day of March, 2006.

Kelly Craft
NOTARY PUBLIC
My commission expires 11/8/09

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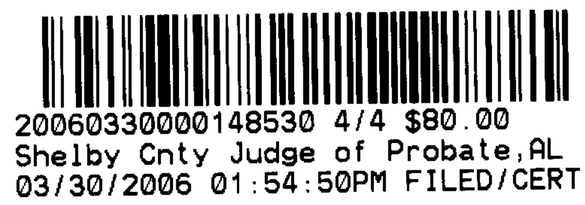
Shelby Cnty Judge of Probate,AL
03/30/2006 01:54:50PM FILED/CERT

EXHIBIT "A"

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ALABAMA - SOUTHERN DIVISION

In the Matter of:

Thomas McCotrie Nolen } **Case No: 05-00245-TOM7**
SSN: XXX-XX-[redacted] }
DEBTOR(S). }
}
}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Shelby Cnty Judge of Probate,AL
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ORDER

This matter came before the Court on Thursday, January 26, 2006 09:30 AM, for a hearing on the following:

RE: Doc #157; Trustee's Motion to Sell Real Property by Private Sale Free and Clear of Liens, Interests or other Encumbrances (copy mailed)

Proper notice of the hearing was given and appearances were made by the following:

Edward Burns Harrison Willis, attorney for Andre' M Toffel (Trustee)
Jon A Dudeck (Bankruptcy Administrator)

It is therefore ORDERED ADJUDGED and DECREED that:

BASED ON ARGUMENTS OF COUNSEL AND THE PLEADINGS, THE MOTION IS GRANTED AND THE TRUSTEE IS AUTHORIZED TO SELL THE PROPERTY AS SET FORTH IN THE PLEADINGS.

Dated: 01/30/2006

/s/ TAMARA O. MITCHELL
TAMARA O. MITCHELL
United States Bankruptcy Judge

Courtroom Deputy: Chris Callies
Date Prepared:01/30/2006

(F) "Property" means the property that is described below under the heading "Transfer of Rights in the Property."
(G) "Loan" means the debt evidenced by the Note, plus interest, any prepayment charges and late charges due under the Note, and all sums due under this Security Instrument, plus interest.