

This instrument was prepared by:

Brobston Brobston, P.C. 304 North 18th Street, Bessemer, AL 35020

## STATUTORY WARRANTY DEED

STATE OF ALABAMA )
SHELBY COUNTY )

KNOW ALL MEN BY THESE PRESENTS, that in and consideration of love and affection and the settlement of the Estate of Floyd E. DeLoach, to the undersigned grantor William Kenny DeLoach, and wife, Dianna DeLoach, (whether one or more) in hand paid by the grantee herein, the receipt whereof is acknowledged, I, or we, William Kenny DeLoach, and wife, Dianna DeLoach, (herein referred to as grantor, whether one or more), grant, bargain, sell and convey unto Barbara Ann Brasher, (herein referred to as grantee, whether one or more), the following described real estate, situated in Shelby County, Alabama, to-wit:

Lot 3, according to the survey of Vincent Estates, as recorded in Map Book 8, Page 144, in the Probate office of Shelby County, Alabama.

TO HAVE AND TO HOLD to the said Grantee, his, her or their heirs and assigns forever.

IN WITNESS WHEREOF, we have hereunto set our hands and seals this day of the land, 1995.

[Illiam January Machines (SEAL)]

[SEAL]

STATE OF ALABAMA )
JEFFERSON COUNTY )

I, the undersigned, a notary public in and for said County, in said State, hereby certify that William Kenny DeLoach, whose name 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, he executed the same voluntarily on the day the same bears date.

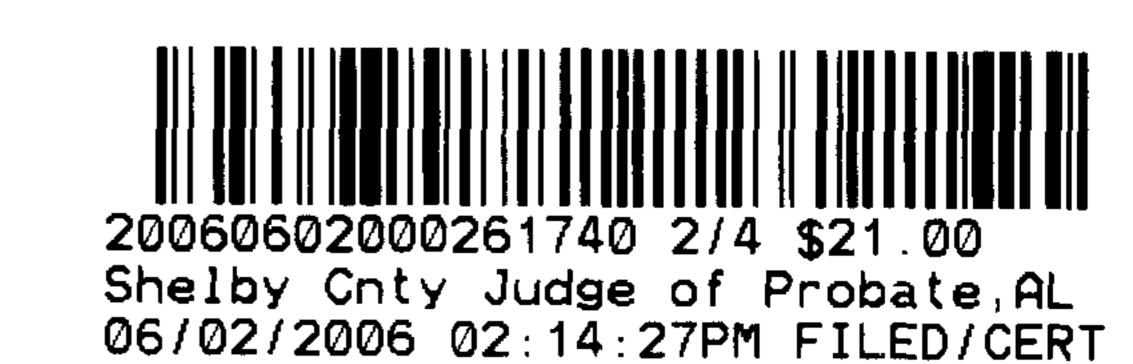
Given under my hand and seal this day of the day of Notary Public

STATE OF ALABAMA )
JEFFERSON COUNTY )

I, the undersigned, a notary public in and for said County, in said State, hereby certify that Dianna DeLoach, whose name 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 executed the same voluntarily on the day the same bears date.

Given under my hand and seal this day of 1995.

Notary Public



## LETTERS TESTAMENTARY

THE STATE OF ALABAMA
COURT OF PROBATE

SHELBY COUNTY
CASE # 34-123

TESTAMENTARY are hereby granted to <u>William Kenny DeLoach</u>, the Personal Representative named in said Will, who has duly qualified in compliance with the requisite of the law, and is authorized to administer such estate. Subject to the priorities stated in *Ala. Code*, §43-8-76 (1975, as amended), the said Personal Representative, acting prudently for the benefit of interested persons, has all the powers, without limitation, authorized in transactions under *Ala. Code*, §43-2-843 (1975, as amended), unless expressly modified in the Will.

Witness my hand, and dated this 26th day of April , 1996

PATRICIA YEAGER FUHRMEISTER

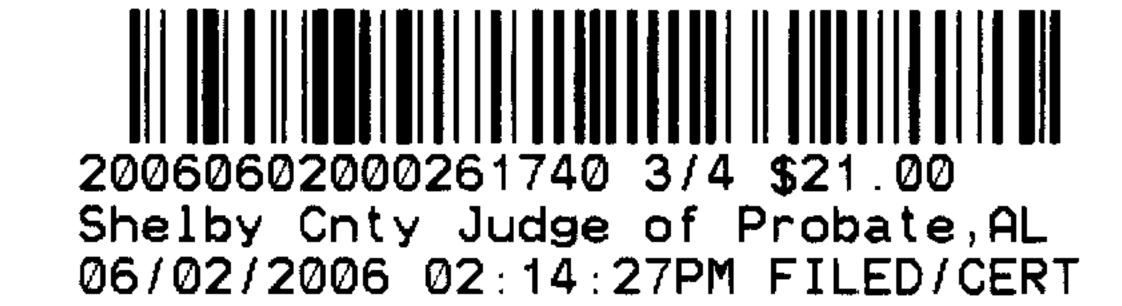
Judge of Probate

THE STATE OF ALABAMA
SHELBY COUNTY

I, PATRICIA A. SEWELL, CHIEF CLERK of the Probate Court of Shelby County, Alabama hereby certify that the foregoing is a true, correct and full copy of the LETTERS TESTAMENTARY issued to William Kenny Deloach as Personal Representative of the Will of Floyd E. DeLoach, deceased, as the same appears of record in said court. I further certify that said Letters are still in full force and effect.

Given under my hand, and seal of office, this 26th day of April, 1996.

CHIEF CLERK



STATE OF ALABAMA)

JEFFERSON COUNTY )

## AGREEMENT

Whereas Floyd E. DeLoach departed this life September 23, 1995; and

Whereas the undersigned parties hereto, are the only living heirs of the said Floyd E. DeLoach and are further desirous of reaching an amicable settlement of his estate; and

Whereas both the undersigned understand that the last will and testament of the said Floyd E. DeLoach will be admitted for probate with the signing of a Petition for Probate of Will and Petition for Letters Testamentary executed simultaneously herewith; and

Whereas there are certain assets to which the undersigned are entitled pursuant to the probate of said will and acknowledging that there are certain funds and assets to which the undersigned are entitled which will not pass through said estate being, the balance of a joint checking account and certain CD's made payable to the undersigned jointly; and

Whereas the parties are desirous of dividing all of said assets equally;

NOW THEREFORE it is hereby agreed among the parties hereto, that in consideration of the division of the assets referred to herein, mutually agreed upon by the parties that the undersigned Barbara Brasher shall be entitled to all of the real estate which is the subject of the estate of the said Floyd E. DeLoach, deceased and the \$10,000.00 CD payable to him, and all of the personalty of said Estate now in her possession. Pursuant to the consideration stated herein the following distribution of the remaining assets shall be made:

- 1. The said William Kenny DeLoach shall be entitled to the \$17,453.36 he received from the joint checking account. Kenny shall be entitled to all personalty of said Estate now in his possession including the automobile.
- 2. Of the CD's payable to Barbara Ann Brasher and William Kenny DeLoach in the total amount of \$37,000.00 the said Kenny DeLoach shall be entitled to \$30,961.34.
- 3. William Kenny DeLoach shall be entitled to \$2,408.10 of the joint account and the balance thereof shall be divided equally.

4. The said William Kenny DeLoach and his wife Dianna DeLoach shall execute a Statutory Warranty Deed covering any interest they may have in Real Estate owned by the said Floyd E. DeLoach at the time of his death, to Barbara Ann Brasher. Ann Brasher William Kenny DeLoaci STATE OF ALABAMA Shelby Cnty Judge of Probate, AL JEFFERSON COUNTY 06/02/2006 02:14:27PM FILED/CERT a Notary Public in and for said County, in said State, hereby certify that Barbara Ann Brasher signed to the foregoing agreement, and who is known to me, acknowledged before me on this day, that, being informed of the contents of the agreement she executed the same voluntarily on the day the same bears date. Given under my hand and official seal this day of STATE OF ALABAMA JEFFERSON COUNTY , a Notary Public in and for said County, in said State, hereby certify that William Kenny DeLoach, whose name is signed to the foregoing agreement, and who is known to me, acknowledged before me on this day, that, being informed of the contents of the agreement he executed the same voluntarily on the day the same bears date. Given under my hand and official seal this day of

Notary Public

. 1995.