20060906000437240 1/4 $61.00
Shelby Cnty Judge of Probate,AL
09/06/2006 08:44:55AM FILED/CERT

THE PREPARER OF THIS DEED MAKES NO REPRESENTATION AS TO THE STATUS OF THE TITLE OF THE PROPERTY DESCRIBED HEREIN, OR AS TO THE ACCURACY OF THE DESCRIPTION CONTAINED IN PREVIOUSLY FILED DEEDS

This instrument was prepared by:
Kendall W. Maddox
KENDALL MADDOX & ASSOCIATES, LLC
2550 Acton Road, Ste 210
Birmingham, Alabama 35243

Send Tax Notice To:
Wanda G. Yarbrough, Trustee
3880 Highway 77
Columbiana, AL 35051

WARRANTY DEED $140,000.00

STATE OF ALABAMA)
SHELBY COUNTY) **KNOW ALL MEN BY THESE PRESENTS:**

That in consideration of TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION to the undersigned grantor (whether one or more), in hand paid by the grantee herein, the receipt whereof is acknowledged, I or we,

WANDA G. YARBROUGH, TRUSTEE OF THE YARBROUGH LIVING TRUST, DATED JUNE 20, 2000

(herein referred to as Grantor, whether one or more), grants, bargains, sells and conveys unto

WANDA G. YARBROUGH, TRUSTEE, OR HER SUCCESSORS IN TRUST, UNDER THE YARBROUGH FAMILY TRUST CREATED UNDER THE YARBROUGH LIVING TRUST, DATED JUNE 20, 2000 AND ANY AMENDMENTS THERETO

(herein referred to as Grantee, whether one or more), an undivided one-half (1/2) interest in the following described real estate, situated in Shelby County, Alabama, to-wit:

FOR LEGAL DESCRIPTION SEE THE ATTACHED "EXHIBIT A" WHICH IS INCORPORATED HEREIN BY REFERENCE

All parcels subject to taxes, restrictions, rights-of-way, exceptions, conditions, covenants and easements of record.

Wanda G. Yarbrough, Trustee, is the surviving Trustee of the Yarbrough Living Trust, dated June 20, 2000. She is listed as Grantee in those certain warranty deeds recorded at Instrument Number 20040908000500200 and September 8, 2004 and Instrument Number 20050621000309570 and dated June 21, 2005. The other Trustee, Avery L. Yarbrough also known as Avery Yarbrough, died on or about February 7, 2006. A copy of his death certificate is attached.

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

THE GRANTOR herein grants full power and authority by this deed to the Trustee(s), and either of them, and all successor trustee(s) to protect, conserve, sell, lease, pledge, mortgage, borrow against, encumber, convey, transfer or otherwise manage and dispose of all or any portion of the property herein described, or any interest therein, without the consent or approval of any other party and without further proof of such authority; no person or entity paying money to or delivering property to any Trustee or successor trustee shall be required to see to its application; and all persons or entities relying in good faith on this deed and the powers contained herein regarding the Trustee(s) (or successor trustee(s)) and their powers over the property herein conveyed shall be held harmless from any resulting loss or liability from such good faith reliance.

And I (we) do for myself (ourselves) and for my (our) heirs, executors, and administrators covenant with the said **GRANTEE**, his, her or their successors and assigns, that I am (we are) lawfully seized in fee simple of said premises; that they are free from all encumbrances, unless otherwise noted above; that I (we) have a good right to sell and convey the same as aforesaid; that I (we) will and my (our) heirs, executors and administrators shall warrant and defend the same to the said **GRANTEE**, his, her or their successors and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, this 21 day of Aug, 2006.

Wanda G. Yarbrough
WANDA G. YARBROUGH, Trustee of the Yarbrough Living Trust, dated June 20, 2000

STATE OF ALABAMA)
JEFFERSON COUNTY) **GENERAL ACKNOWLEDGEMENT:**

I, Jennifer Q Griffin, a Notary Public in and for said County, in said State, hereby certify that Wanda G. Yarbrough, Trustee of the Yarbrough Living Trust, dated June 20, 2000, whose name(s) is/are signed to the foregoing conveyance, and who is/are known to me, acknowledged before me on this date, that, being informed of the contents of the conveyance has/have executed the same voluntarily on the day the same bears date.

Given my hand and official seal this 21 day of Aug, 2006.

Jennifer Q. Griffin
Notary Public
My Commission Expires: 10/8/2006

JENNIFER Q. GRIFFIN
NOTARY PUBLIC
ALABAMA-STATE AT LARGE

WISCONSIN CERTIFICATE OF VITAL RECORD

DPH 5040 (Rev. 09/04)
Read instructions (DPH 5040A) before completing this form.

Type or Print. Use Permanent BLACK Ink. No Whiteout or Erasures.

STATE OF WISCONSIN
DEPARTMENT OF HEALTH AND FAMILY SERVICES
ORIGINAL CERTIFICATE OF DEATH

STATE FILE DATE

LOCAL FILE NUMBER

319

STATE DEATH NUMBER

PART 1 FACT OF DEATH

1. DECEDENT'S NAME First: Avery Full Middle: L. LAST: YARBROUGH
2. SEX: [X] M [ ] F
3. DECEDENT'S SOCIAL SECURITY NO.: [redacted]
4a. DATE PRONOUNCED DEAD (Month, Day, Year): February 7, 2006
4b. HOUR PRONOUNCED DEAD (24 hour time preferred): 1126 AM
5. BODY FOUND (24 or more hours after death): [ ] Yes [X] No
6a. AGE (Years-birth to date pronounced): 70
b. Under 1 Year: Months / Days
c. Under 1 Day: Hours / Minutes
7. DATE OF BIRTH (Month, Day, Year): May 1, 1935
8a. COUNTY OF DEATH: Oneida
8b. DEATH OCCURRED inside City, Village or Township of: Woodruff
8c. CHECK ONE: [ ] City [ ] Village [X] Township
9. DEATH AT HOSPITAL: 1. [ ] Inpat. 2. [ ] Outpat. 3. [ ] DOA From N.H. 4. [ ] ER From N.H. 5. [ ] DOA From Other 6. [X] ER From Other
10. OTHER PLACE: [ ] N.H. [ ] Res. of Decedent [ ] CBRF [ ] Other [ ] Facility-Based Hospice
11a. HOSPITAL/NURSING HOME NAME (and Campus) or ADDRESS: Howard Young Medical Center
11b. N.H. LIC. NO.:
12. MARITAL STATUS: [X] Married [ ] Never Married [ ] Divorced/Annul. [ ] Widowed
13a. RESIDENCE STATE (Country, if not in U.S.): Alabama
13b. RESIDENCE COUNTY: Shelby
13c. RESIDENCE PLACE inside City, Village or Township of: Columbiana
13d. CHECK ONE: [X] City [ ] Village [ ] Township
14a. NUMBER AND STREET: 3880 Highway 77
14b. ZIP CODE: 35051
15. STATE OF BIRTH (Country, if not in U.S.): Alabama
16. FATHER'S NAME First Middle Birth Surname: Floyd Yarbrough
17. MOTHER'S NAME First Middle Birth Surname: Ethel King
18. SURVIVING SPOUSE First Middle Birth Surname: Wanda Burton
19a. INFORMANT'S NAME: Donna Littepage
19b. INFORMANT'S MAILING ADDRESS (Number, Street, City, State, ZIP): 2236 Montreat Drive, Birmingham, Alabama 35216
20a. NAME AND ADDRESS OF FUNERAL FACILITY (List name and address of family member, if applicable): Mach Funeral Chapel, 31 East Division St., Fond du Lac, WI 54935
20b. WI F.D. LIC. NO.: 5140
20c. SIGNATURE - FUNERAL SERVICE LICENSEE (Or person acting as such): Paul S. Derdio
20d. DATE SIGNED (Month, Day, Year): February 9, 2006

21. MEDICAL CERTIFICATION (Check one.) Items 21-28 and 38, 39, 50,51 Items 40-46 Coroner/M.E. only
[ ] Certifying Physician: To the best of my knowledge, death was pronounced and occurred at the time and date(s) stated; the manner of death was Natural; and death was due to the causes stated.
[X] Coroner/M.E: On the basis of examination and/or investigation, in my opinion, death was pronounced and occurred at the time and date(s) stated and due to the causes and manner stated
22. MANNER OF DEATH: 1. [ ] Natural 2. [X] Accident 3. [ ] Suicide 4. [ ] Homicide 5. [ ] Undet 6. [ ] Pending
23. MEDICAL CERTIFIER'S NAME AND TITLE: PAUL A. TIRPE
24. MEDICAL CERTIFIER'S MAILING ADDRESS (Number, Street, City, State, ZIP): 29 FOREST DRIVE, MANITOWISH WATERS, WI 54545
25. ACTUAL OR ESTIMATED DATE OF DEATH (If different from date in 4a): [X] Same as 4a
26. WI. PHYSICIAN LICENSE NO. (Or CME Code): 63
27. SIGNATURE - MEDICAL CERTIFIER (Use black ink only on all portions of the death certificate.)
28. DATE SIGNED BY MEDICAL CERTIFIER (Month, Day, Year): FEB. 12, 2006
29. SIGNATURE - LOCAL REGISTRAR: Thomas H. Leighton
30. DATE SIGNED BY LOCAL REGISTRAR (Month, Day, Year): FEB 17 2006

PART 2 EXTENDED FACT OF DEATH [AVAILABLE ONLY TO THOSE WITH A DIRECT AND TANGIBLE INTEREST IN THIS RECORD OR FOR A STATE-APPROVED RESEARCH USE (PER S. 69.20)]

31. USUAL OCCUPATION (Do not enter "Retired.") Instructor, Educator
32. KIND OF BUSINESS/INDUSTRY: Real Estate
33. DECEDENT EVER IN THE ARMED FORCES (Active Duty or Reserve): [X] Yes [ ] No [ ] Unk
34. DECEDENT WAS TRIBAL MEMBER (Not Required) If "Yes," item 46 should include American Indian. Check "Unk." if the decedent was American Indian but member status is unknown. [X] No [ ] Unk [ ] Yes Tribe:
35. METHOD OF DISPOSITION: [ ] Entomb. [X] Burial [ ] Cremation [ ] Donation
36. PLACE OF DISPOSITION: Southern Heritage
37. LOCATION OF CEMETERY OR CREMATORY (City, Village, Township, State) (Or Country, if not in U.S.): Pelham, Alabama

38. PART I. Enter the diseases, injuries or complications that caused the death. Do not enter the mode of dying such as cardiac or respiratory arrest, shock or heart failure. List only one cause of death on each line. Do not list old age or senility as sole cause.

		Interval Between Onset and Death
IMMEDIATE CAUSE (Final disease or condition resulting in death)	(a) TEAR IN RIGHT ATRIUM	HOURS
	(Due to or as a consequence of:) (b) RIB FRACTURES	HOURS
Sequentially list conditions, if any, leading to immediate cause. ENTER UNDERLYING CAUSE LAST. (disease or injury that initiated events leading to death).	(Due to or as a consequence of:) (c) SNOWMOBILE CRASH	HOURS
	(Due to or as a consequence of:) (d)	

PART II. OTHER SIGNIFICANT CONDITIONS contributing to death but not resulting in the underlying cause given in Part I.

39. AUTOPSY PERFORMED: [X] Yes [ ] No
Items 40-46 for Coroner and Medical Examiner use only. Complete if an injury or poisoning is reported anywhere in 38 Part I or Part II.
40. IF INJURY STATED ANYWHERE IN CAUSE OF DEATH (Part I or Part II), DESCRIBE HOW IT OCCURRED. DECEASED WAS DRIVING A SNOWMOBILE THAT WAS STRUCK BY A PICKUP TRUCK ON ROAD

41. DATE OF INJURY (Month, Day, Yr.)	42. HOUR OF INJURY	43. PLACE OF INJURY (Specify Home, Street, Farm, etc)	44. INJURY AT WORK	45. LOCATION OF INJURY (Street or RFD, City, Village and State)	46. COUNTY OF INJURY (State or Country, if not in Wis.)
FEB 7, 2006	1007A M	ROAD	[ ] Yes [X] No	BAY ROAD - 250' FROM INTERSECTION WITH HWY 51, MANITOWISH WATERS, WI	VILAS

WARNING: IT IS A FELONY TO COPY OR REPRODUCE THIS CERTIFICATE - STATE STATUTE 69.24(1)

LOCAL REGISTRAR WISCONSIN

STATE OF WISCONSIN

Thomas H. Leighton
THOMAS H. LEIGHTON
ONEIDA COUNTY REGISTER OF DEEDS

I certify that this document contains a true and correct reproduction of facts on file with the Wisconsin Vital Records Office.

4703352

Date Issued: FEB 17 2006

THIS CERTIFICATE HAS A BLUE/PINK BLUE BACKGROUND ON THE FACE AND TWO RAISED SEALS - THE PAPER CONTAINS A VISIBLE CHAIN LINK WATERMARK - HOLD TO LIGHT TO VERIFY PRESENCE

20060906000437240 2/4 $61.00
Shelby Cnty Judge of Probate,AL
09/06/2006 08:44:55AM FILED/CERT

20060906000437240 3/4 $61.00
Shelby Cnty Judge of Probate, AL
09/06/2006 08:44:55AM FILED/CERT

EXHIBIT A

PARCEL I

ALL THAT PARCEL OF LAND IN SHELBY COUNTY, STATE OF ALABAMA, AS MORE FULLY DESCRIBED IN INSTRUMENT NUMBER 2000-23732, ID# 208270000025002, BEING KNOWN AND DESIGNATED AS;

COMMENCE AT THE SW CORNER OF THE SW 1/4 OF THE SE 1/4 OF SECTION 27, TOWNSHIP 21 SOUTH, RANGE 1 EAST;
THENCE RUN EAST ALONG THE SOUTH LINE OF SAID 1/4 - 1/4 FOR 155.02 FEET TO THE WESTERLY RIGHT OF WAY OF ALABAMA STATE HIGHWAY #145; THENCE 76 DEG. 11 MIN. 40 SEC. LEFT RUN NORTHEASTERLY ALONG SAID RIGHT OF WAY FOR 1440.37 FEET; THENCE 87 DEG. 46 MIN. 38 SEC. LEFT RUN 181.25 FEET TO THE 397 CONTOUR OF LAY LAKE AND THE POINT OF BEGINNING; THENCE 180 DEG. 00 MIN. RUN SOUTHEASTERLY FOR 181.25 FEET TO THE WESTERLY RIGHT OF WAY OF ALABAMA STATE HIGHWAY #145; THENCE 87 DEG. 48 MIN. 38 SEC. RIGHT RUN SOUTHWESTERLY ALONG SAID RIGHT OF WAY FOR 262.16 FEET; THENCE 90 DEG. 38 MIN. 15 SEC. RIGHT RUN 50.04 FEET TO THE CENTER OF A BRANCH; THENCE 40 DEG. 43 MIN. RIGHT RUN ALONG SAID BRANCH FOR 31.09 FEET TO THE 397 CONTOUR OF LAY LAKE; THENCE RUN NORTHERLY ALONG SAID CONTOUR FOR 300 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

ACCORDING TO THE SURVEY OF RODNEY Y. SHIFFLETT AL. REG. NO# 21784 DATED FEBRUARY 21, 2000 AND BASED ON THE SURVEY OF THOMAS E. SIMMONS, LS 12945, DATED FEBRUARY 10, 1988.

PROPERTY IS SUBJECT TO ANY AND ALL AGREEMENTS, EASEMENTS, RESTRICTIONS, AND/OR LIMITATIONS OF PROBATED RECORD AND/OR APPLICABLE LAW.

PARCEL II

For a POINT OF BEGINNING, commence at the Northeast corner of Section 31, Township 20 South, Range 2 East, Shelby County, Alabama and proceed South 3 degrees 59 minutes 15 seconds East along the East boundary of said section for 71.81 feet to a point on the northerly boundary of Alabama Highway No. 25, (R/W 80'); thence South 60 degrees 27 minutes 28 seconds West along asid right of way for 752.12 feet; thence along a curve to the left with a delta angle of 09 degrees 12 minutes 54 seconds having a radius of 2209.17 feet and a arc length of 355.31 feet, with a chord bearing and distance of South 55 degrees 51 minutes 01 seconds West 354.93 feet; thence North 36 degrees 03 minutes 54 seconds West 148.96 feet to a point on the southeasterly right of way of Shelby County Highway 441, (R/W 80'); thence along a curve to the left with a delta angle of 11 degrees 33 minutes 26 seconds having a radius of 1040.00 feet and a arc length of 209.78 feet, with a chord bearing and distance of North 9 degrees 33 minutes 35 seconds East, 209.43 feet; thence North 7 degrees 24 minutes 41 seconds East along said right of way for 1231.14 feet; thence leaving said right of way proceed South 60 degrees 59 minutes 36 seconds East 1062.19 feet; thence North 37 degrees 08 minutes 04 seconds East 688.47 feet to a point on the southwesterly right of way of a Alabama Power Company easement; thence North 26 degrees 01 minutes 56 seconds West along said easement for 602.29 feet; thence North 63 degrees 58 minutes 04 seconds East 100.00 feet to a point on the northeasterly boundary of said easement; thence North 30 degrees 09 minutes 27 seconds East 81.07 feet; thence North 55 degrees 11 minutes 03 seconds East 21.43 feet; thence North 26 degrees 01 minutes 56 seconds West 241.28 feet to a point in the center of Four Mile Creek; thence proceed along the center of said creek the following courses; thence North 83 degrees 50 minutes 02 seconds East 24.94 feet; thence North 77 degrees 14 minutes 44 seconds East 73.65 feet; thence North 25 degrees 40 minutes 38 seconds East 109.73 feet; thence North 21 degrees 33 minutes 05 seconds East 84.95 feet; thence South 89 degrees 15 minutes 04 seconds East 103.87 feet; thence South 83 degrees 31 minutes 37 seconds East 87.21 feet; thence North 49 degrees 15 minutes 34 seconds East 108.18 feet; thence North 28 degrees 10 minutes 12 seconds East 85.98 feet; thence North 0 degrees 22 minutes 22 seconds East 116.60 feet; thence North 64 degrees 02 minutes 29 seconds West 120.70 feet; thence North 13 degrees 49 minutes 31 seconds West 87.63 feet; thence North 43 degrees 49 minutes 56 seconds East 226.76 feet; thence North 75 degrees 04 minutes 21 seconds East 162.13 feet; thence North 42 degrees 27 minutes 04 seconds East 164.52 feet to a point of intersection with centerline of said Four Mile Creek and the North boundary of the NW 1/4-SW 1/4 of Section 29, Township 20 South, Range 2 East, Shelby County, Alabama; thence North 85 degrees 25 minutes 12 seconds East 22.76 feet to the Northeast corner of said NW 1/4-SW 1/4; thence South 4 degrees 34 minutes 48 seconds East along the East boundary of said quarter-quarter section for 1317.99 feet; thence South 85 degrees 04 minutes 49 seconds West 334.88 feet; thence South 4 degrees 22 minutes 16 seconds East 943.40 feet to a point on the aforementioned northerly boundary of Alabama Highway No. 25, (R/W 80'); thence South 60 degrees 27 minutes 28 seconds West along said right of way for 894.29 feet to a point of intersection with the northerly boundary of said Highway No. 25 and the South boundary of the aforementioned Section 29; thence leaving said right of way proceed thence South 84 degrees 32 minutes 54 seconds West along the South boundary of said Section 29 for 158.72 feet, back to the POINT OF BEGINNING of herein described parcel of land.

According to the survey of Billy R. Martin, Al. Reg. No. 10559, dated March 22, 2004.

20060906000437240 4/4 $61.00
Shelby Cnty Judge of Probate,AL
09/06/2006 08:44:55AM FILED/CERT

EXHIBIT A

PARCEL III

LAND SITUATED IN THE SE 1/2 OF THE NE 1/4 OF SECTION 28, TOWNSHIP 21 SOUTH, RANGE 1 EAST, SHELBY COUNTY, ALABAMA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NW CORNER OF THE ABOVE SAID 1/4 - 1/4; THENCE
S 01 DEGREES 03' 08" W, A DISTANCE OF 135.00 ' TO A FOUND OPEN TOP; THENCE CONTINUE ALONG THE LAST DESCRIBED COURSE, A DISTANCE OF 220.46'; THENCE N 89 DEGREES 16' 23" W, A DISTANCE OF 67.94 ' TO A POINT ON THE EASTERLY R.O.W. LINE OF SHELBY COUNTY HIGHWAY 77, 80' R.O.W., SAID POINT ALSO BEING THE BEGINNING OF A NON TANGENT CURVE TO THE RIGHT, HAVING A RADIUS OF 1306.29', A CENTRAL ANGLE OF 08 DEGREES 55' 51", AND SUBTENDED BY A CHORD WHICH BEARS
S 07 DEGREES 36' 31" E, AND A CHORD DISTANCE OF 203.41'; THENCE ALONG THE ARC OF SAID CURVE AND SAID R.O.W. LINE, A DISTANCE OF 203.62'; THENCE S 03 DEGREES 08' 36" E AND ALONG SAID R.O.W. LINE, A DISTANCE OF 18.12' TO THE POINT OF BEGINNING;
THENCE CONTINUE ALONG THE LAST DESCRIBED COURSE, A DISTANCE OF 60.13'; THENCE S 89 DEGREES 20' 08" E AND LEAVING SAID R.O.W. LINE, A DISTANCE OF 1320.87'; THENCE N 00 DEGREES 31' 09" E, A DISTANCE OF 408.00'; THENCE N 49 DEGREES 02' 33" E, A DISTANCE OF 94.05';
THENCE N 26 DEGREES 53' 40" E, A DISTANCE OF 150.35'; THENCE
N 88 DEGREES 13' 36" W, A DISTANCE OF 1063.84'; THENCE
S 01 DEGREES 46' 24" W, A DISTANCE OF 566.03'; THENCE
N 88 DEGREES 20' 08" W, A DISTANCE OF 416.00' TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINING 14.16 ACRES, MORE OR LESS.

PARCEL IV

BEGINNING AT THE SE CORNER OF THE SE 1/4 OF THE NE 1/4 OF SECTION 28, TOWNSHIP 21 SOUTH, RANGE 1 EAST, SHELBY COUNTY, ALABAMA, SAID POINT BEING THE POINT OF BEGINNING; THENCE N 90 DEGREES 00' 00" W, A DISTANCE OF 450.00'; THENCE N 01 DEGREES 30' 06" W, A DISTANCE OF 493.34'; THENCE N 89 DEGREES 17' 09" W, A DISTANCE OF 610.69'; THENCE
N 00 DEGREES 52' 33" W, A DISTANCE OF 210.00; THENCE
N 88 DEGREES 39' 37" E , A DISTANCE OF 1058.00'; THENCE
S 01 DEGREES 29' 06" E, A DISTANCE OF 735.74' TO THE POINT OF BEGINNING.

ALSO AND INCLUDING A 20 ' EASEMENT FOR INGRESS, EGRESS AND UTILITIES, LYING 10' EITHER SIDE OF AND PARALLEL TO THE FOLLOWING DESCRIBED CENTERLINE:
COMMENCE AT THE SE CORNER OF THE SE 1/4 OF THE NE 1/4 OF SECTION 28, TOWNSHIP 21, SOUTH, RANGE 1 EAST, SHELBY COUNTY, ALABAMA; THENCE N 90 DEGREES 00' 00" W, A DISTANCE OF 440.00' TO THE POINT OF BEGINNING OF SAID CENTERLINE; THENCE N 01 DEGREES 30' 06" W, A DISTANCE OF 725.19' TO THE END OF SAID CENTERLINE EASEMENT.

Shelby County, AL 09/06/2006
State of Alabama

Deed Tax:$40.00