

INVESTOR NUMBER: 337412960

U.S. BANK HOME MORTGAGE

LOAN NO. 7892572102

MORTGAGOR(S): ROCKY W. KERSTETTER

THIS INSTRUMENT PREPARED BY:

Colleen McCullough
Sirote & Permutt, P.C.
2311 Highland Avenue South
P. O. Box 55727
Birmingham, AL 35255-5727

STATE OF ALABAMA)

COUNTY OF SHELBY)

SPECIAL WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS: That, for and in consideration of One Dollar (\$1.00) and other valuable consideration, the receipt whereof is hereby acknowledged, the undersigned Grantor, **U.S. Bank, National Association**, does hereby grant, bargain, sell, and convey unto Grantee, **Federal Home Loan Mortgage Corporation**, the following described real estate situated in the County of Shelby, State of Alabama, to-wit:

A parcel of land in the North half of the SE ¼ of Section 26, Township 21 South, Range 1 West, being a part of the same land described in a deed to Harry L. Phillips, said parcel of land being more particularly described as follows:

Commencing at the Northwest corner of the SE ¼ of the SE ¼ of said Section 26; thence South 89 Degrees 45 Minutes 24 Seconds West along the South line of the NW ¼ of the SE ¼ of said Section 26, a distance of 215.64 feet to a point on the East right of way of the Egg and Butter Road; thence along a curve to the left, in said right of way, having a radius of 1175.35 feet and a chord bearing of North 09 Degrees 03 Minutes 14 Seconds West, an arc length of 7.02 feet to the point of beginning; thence North 09 Degrees 13 Minutes 30 Seconds West a distance of 268.72 feet to a point; thence North 16 Degrees 49 Minutes 45 Seconds East a distance of 99.15 feet to a point on the Southeast right of way of State Highway No. 25; thence along a curve to the left, in said right of way, having a radius of 5855.88 feet and a chord bearing of North 49 Degrees 15 Minutes 29 Seconds East an arc length of 523.28 feet to a ½ inch rebar, found, with a cap stamped "Wheeler 0502"; thence South 11 Degrees 00 Minutes 43 Seconds East a distance of 550.02 feet to a ½ inch rebar found, with a cap stamped "S. Wheeler CA 0502"; thence South 71 Degrees 59 Minutes 28 Seconds West a distance of 509.70 feet to the point of beginning. Situated in Shelby County, Alabama.

Less and Except:

Property conveyed in Deed recorded in Inst. No. 20050906000456810 in Probate Office of Shelby County, Alabama, more particularly described as follows:

A parcel of land in the Northeast Quarter of the Southeast Quarter of Section 26, Township 21 South, Range 1 West, Shelby County, Alabama, being more particularly described as follows:

Commencing at the intersection of the West line of the Alabama Gas Corp., Parcel (the old railroad right of way) and South right of way of Alabama State No. 25; thence along a curve to the right in the South right of way of Alabama State Highway No. 25, having a radius of 5855.88 feet and a chord bearing of South 44 Degrees 25 Minutes 32 Seconds West, an arc length of 464.52 feet to a ½ inch rebar found, with a cap stamped "S". Wheeler CA 0502", at the point of beginning; thence along a curve to the right in the South right of way of Alabama State Highway No. 25, having a radius of 5855.88 feet and a chord bearing of South 48 Degrees 21 Minutes 16 Seconds West, an arc length of 338.56 feet to a ½ inch rebar set; thence South 18 Degrees 00 Minutes 32 Seconds East, a distance of 413.18 feet to a ½ inch rebar set; thence North 71 Degrees 59 Minutes 28 Seconds East, a distance of 242.75 feet to a ½ inch rebar found, with a cap stamped "S. Wheeler CA 0502"; thence North 11 Degrees 00 Minutes 43 Seconds West, a distance of 553.02 feet to the point of beginning.

TO HAVE AND TO HOLD, the above-described property together with all and singular the tenements, hereditaments, and appurtenances thereupon belonging or in any wise appertaining unto the said Grantee, its successors and assigns, forever.

IT IS EXPRESSLY UNDERSTOOD AND AGREED by and between the parties hereto that this conveyance is subject to any outstanding rights of redemption from foreclosure sale, and that this deed contains no warranty except against the acts of the said Grantor, and all persons claiming by, through, or under it.

IN WITNESS WHEREOF, U.S. BANK, NATIONAL ASSOCIATION, a corporation, has caused this conveyance to be executed by Kim Stewart its Assistant Vice President who is duly authorized, on the 18th day of November 2008.

U.S. BANK, NATIONAL ASSOCIATION

By:

Its: Kim Stewart, Assistant Vice President

[AFFIX SEAL]

STATE OF Kentucky

COUNTY OF Daviess

I, the undersigned, a Notary Public, in and for said County in said State, hereby certify that Kim Stewart whose name as Assistant Vice President of U.S. BANK, NATIONAL ASSOCIATION, a corporation, 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/she, with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal this the 18th day of November 2008.

Notary Public

My Commission Expires: 4/29/09

