


This Instrument Prepared By:  
Suzanne D. Paulson  
LEITMAN, SIEGAL, PAYNE & Campbell, P.C.  
600 North 20th Street, Suite 400  
Birmingham, Alabama 35203

Send Tax Notice To:  
Regions Bank, as Successor Trustee  
of the Marital Trust created under the  
Last Will and Testament of Evelyn T.  
Dube, deceased  
P. O. Box. 11426  
Birmingham, AL 35202

STATE OF ALABAMA    )  
                                  )  
SHELBY COUNTY         )

  
20091013000387300 1/3 \$617.00  
Shelby Cnty Judge of Probate, AL  
10/13/2009 03:31:59 PM FILED/CERT

### DEED

**WHEREAS**, under Article V of the Last Will and Testament of Evelyn T. Dube (“Evelyn’s Will”), which was filed of record on July 11, 1990, in the Office of the Judge of Probate, Jefferson County, Alabama, Case No. 133981, a Marital Trust (the “Marital Trust”) was created for the lifetime benefit of Allen E. Dube with Allen E. Dube as the initial trustee; and

**WHEREAS**, Allen E. Dube, pursuant to Article V of Evelyn’s Will, was given a special testamentary power to appoint the principal remaining in the Marital Trust at his death to any one or more of the then living descendants of Evelyn T. Dube; and

**WHEREAS**, Allen E. Dube died testate on November 16, 2007, and his will (“Allen’s Will”) was filed of record in the Office of the Judge of Probate, Shelby County, Alabama, Case No. 2007-000680; and

**WHEREAS**, pursuant to Article II of Allen’s Will, Allen E. Dube exercised the above-referenced special testamentary power of appointment by directing that all property remaining in said Marital Trust at his death be distributed as part of his residuary estate, *i.e.*, in accordance with Article III of Allen’s Will; and

**WHEREAS**, upon the death of Allen E. Dube, the undersigned Grantor became the Successor Trustee of the Marital Trust and is presently serving in such capacity; and

**WHEREAS**, to effect Allen E. Dube’s exercise of his special testamentary power of appointment, the undersigned Grantor desires to transfer and convey the real estate described hereinbelow to the Personal Representative of the estate of Allen E. Dube.

**NOW THEN, KNOW ALL MEN BY THESE PRESENTS**, That for and in consideration of the sum of Ten and No/100 Dollars (\$10.00) to the undersigned Grantor paid by

Shelby County, AL 10/13/2009  
State of Alabama  
Deed Tax : \$600.00

the Grantee herein, the receipt whereof is acknowledged, Regions Bank, an Alabama banking corporation, as the Successor Trustee of the Marital Trust created under the Last Will and Testament Evelyn T. Dube (the "Grantor") hereby grants, bargains, sells and conveys unto Regions Bank, as Personal Representative of the estate Allen E. Dube (the "Grantee") the real estate described hereinbelow situated in Shelby County, Alabama, to wit:

Lot 112, according to the Survey of Greystone Legacy 1<sup>st</sup> Sector, as recorded in Map Book 26, Page 79 A and B, in the Probate Office of Shelby County, Alabama.

SUBJECT TO: i) taxes and assessments for the year 2009, ii) 10 foot easement on rear of lot as shown by recorded map; iii) easements, building lines and restrictions as shown on recorded map; iv) restrictions and covenants appearing of record in Instrument No. 2000-12771, Instrument No. 1999-50982, Instrument No. 1999-50995, Instrument No. 1999-12252, Instrument No. 200006-5078 and Instrument No. 2000-4410; v) right of way granted to Birmingham Water Works recorded in Instrument No. 9908-6040; vi) title to all minerals within and underlying the premises, together with all mining and other rights, privileges and immunities relating thereto as recorded in Volume 243, page 828; vii) Right of way granted to Alabama Power Company recorded in Real 133, page 551, Volume 246, page 848, and Real 142, page 188; and viii) right of way as set forth in Instrument No. 1999-50996.

**TO HAVE AND TO HOLD** unto said Grantee, its successors and assigns forever.

**IN WITNESS WHEREOF**, the said Grantor hereto sets its signature and seal this the 9<sup>th</sup> day of October, 2009.

ATTEST:

**REGIONS BANK, AS SUCCESSOR TRUSTEE  
OF THE EVELYN T. DUBE MARITAL TRUST**

By: [Signature]  
Its: Trust Officer

By: [Signature]  
Its: Senior Vice President

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STATE OF ALABAMA                    )  
JEFFERSON COUNTY                 )

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that D. A. Ferguson and J. Christopher Wood, whose names as Senior Vice President and Trust Officer, respectively, of Regions Bank, are signed to the foregoing document, and who are known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, they each, in such capacity and with full authority, executed the same voluntarily as the act of Regions Bank, in its capacity as Successor Trustee of the Marital Trust created under the Last Will and Testament of Evelyn T. Dube, deceased.

Given under my hand and official seal this 9<sup>th</sup> day of October, 2009.

DeAnna Richardson  
Notary Public  
My Commission Expires: 4/16/2011