

Send tax notice to:

George Smith

Eleanor Smith

463 Foothills Parkway

Chelsea, AL 35043

NTC0900363

This instrument prepared by:

Stewart & Associates, P.C.

3595 Grandview Pkwy, #645

Birmingham, Alabama 35243

Shelby County, AL 11/20/2009

State of Alabama

Deed Tax : \$200.00

State of Alabama

County: Shelby

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS:

That in consideration of One Hundred Ninety Nine Thousand Nine Hundred and 00/100 Dollars (\$199,900.00) in hand paid to the undersigned **Charles F. Prasek, as Surviving Initial Trustee of the Charles F. and Elizabeth M. Prasek Living Trust, dated March 5, 2002** (hereinafter referred to as Grantors") by **George Smith and Eleanor Smith** (hereinafter referred to as Grantees"), the receipt and sufficiency of which are hereby acknowledged, Grantors do, by these presents, grant, bargain, sell, and convey unto Grantees, as joint tenants with right of survivorship, the following described real estate situated in Shelby County, Alabama, to-wit:

Lot 12, according to the subdivision plat of Foothills Point, as recorded in Map Book 32, Page 33 in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama.

Together with the nonexclusive easement to use the Common Areas as more particularly described in the Foothills Point Declaration of Covenants, Conditions and Restrictions recorded as Instrument No. 20031223000824110 in the Probate Office of Shelby County, Alabama (which, together with all amendments thereto, is hereinafter collectively referred to as the "Declaration").

SUBJECT TO:

ADVALOREM TAXES DUE OCTOBER 01, 2010 AND THEREAFTER.

BUILDING AND SETBACK LINES, RESTRICTIONS, COVENANTS AND CONDITIONS OF RECORD.

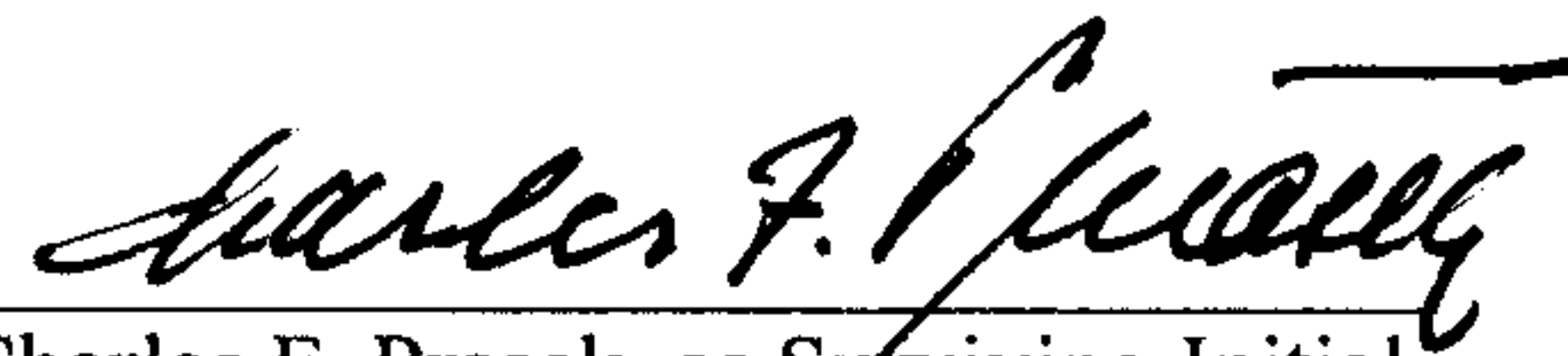
TO HAVE AND TO HOLD to Grantees, as joint tenants, with right of survivorship, their heirs, executors, administrators and assigns forever.

The Grantors do for themselves, their heirs and assigns, covenant with Grantees, their heirs, executors, administrators and assigns, that they are lawfully seized in fee simple of said premises; that they are free from all encumbrances except as noted above; that they have a good right to sell and convey the same as aforesaid; and that they will, and their heirs, executors, administrators shall warrant and defend the same to the said grantee, their heirs and assigns forever against the lawful claims of all persons.

20091120000433040 2/2 \$214.00
Shelby Cnty Judge of Probate, AL
11/20/2009 02:35:41 PM FILED/CERT

IN WITNESS WHEREOF, Grantor(s) Charles F. Prasek, as Surviving Initial Trustee of the Charles F. and Elizabeth M. Prasek Living Trust, dated March 5, 2002 hereunto set their signature(s) and seal(s) on October 23, 2009.

Charles F. Prasek, as Surviving Initial
Trustee of
the Charles F. and Elizabeth M. Prasek
Living Trust
dated March 5, 2002



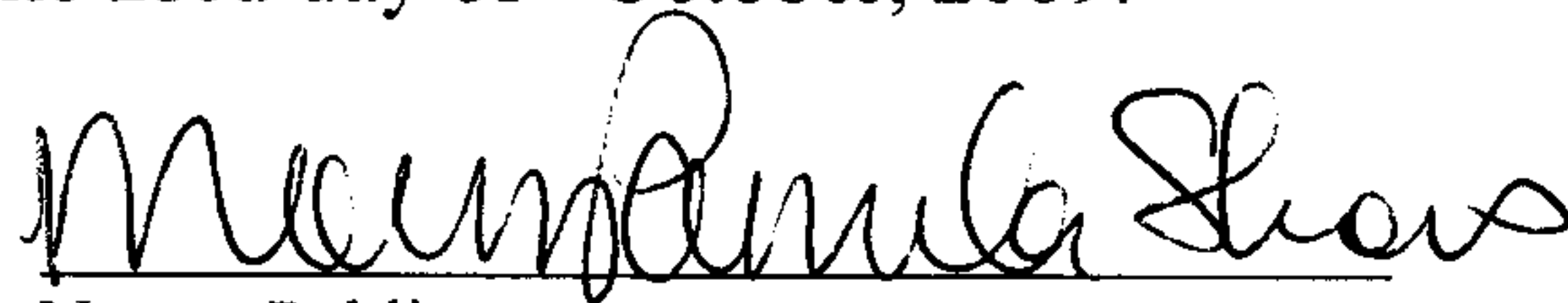
Charles F. Prasek, as Surviving Initial
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Living Trust
dated March 5, 2002

STATE OF ALABAMA
COUNTY OF JEFFERSON

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Charles F. Prasek, as Surviving Initial Trustee of the Charles F. and Elizabeth M. Prasek Living Trust, dated March 5, 2002, whose name(s) is/are signed to the foregoing instrument, 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 Surviving Initial Trustee of the Charles F. and Elizabeth M. Prasek Living Trust, dated March 5, 2002, executed the same voluntarily and with full authority on the day the same bears date.

Given under my hand and official seal this the 23rd day of October, 2009.

(NOTARIAL SEAL)



Notary Public
Print Name:
Commission Expires: