

A 130,000.00 RJH

SEND TAX NOTICES TO:

Richard J. Kendall, Trustee  
Richard J. Kendall Family Trust  
1009 Daventry Way  
Calera, AL 35040

**WARRANTY DEED**

STATE OF ALABAMA

)

)

SHELBY COUNTY

)

**KNOW ALL PERSONS BY THESE PRESENTS**, that for and in consideration of the sum of Ten Dollars and other good and valuable consideration in hand paid to the undersigned, the receipt whereof is hereby acknowledged, the undersigned, **RICHARD J. KENDALL**, as Grantor, individually and as Trustee of the **KENDALL FAMILY TRUST** dated July 10<sup>th</sup>, 1992 ("Grantor"), hereby remises, releases, quit claims and conveys to **RICHARD J. KENDALL and JEFFREY G. KENDALL**, as Trustees of the **RICHARD J. KENDALL FAMILY TRUST** dated January 27, 2010 (the "Grantee"), all of the Grantor's right, title, interest and claim in or to the following described real estate, situated in Shelby County, Alabama, to-wit:

**Lot 22 according to the Survey of Daventry Sector II, Phase II as recorded in Map Book 29, Page 32, Shelby County, Alabama Records.**

**This conveyance is hereby made subject to restrictions, easements and rights of way of record in the Probate Office of Shelby County, Alabama.**

**This is the same property transferred to the Grantor by Corporation Warranty Deed dated January 15, 2003, by the J. Harris Development Corporation and recorded in 20030122000041500 Page 1 153.50 with the Shelby County Judge of Probate, AL on 01/22/2003.**

Richard J. Kendall was married to Helen M. Kendall, who died December 19, 2009. He has not remarried. They were both trustees of the KENDALL FAMILY TRUST. Upon her death, Richard J. Kendall became the sole trustee of the Trust and has the right under Section 4.6 of the Trust Agreement to terminate the Trust, and, therefore, to create a new trust. On January \_\_, 2010, he revoked the Trust, a copy of such revocation being attached hereto. On January \_\_, 2010, he created the



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Shelby Cnty Judge of Probate, AL  
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Richard J. Kendall Family Trust and directed that the property be owned by the Richard J. Kendall Family Trust.

This property is the homestead property of RICHARD J. KENDALL.

TO HAVE AND TO HOLD to the Grantee forever.

And said Grantor, individually and as trustee does for itself/himself and for his heirs and assigns, covenant with the said Grantee, its successors and assigns, that he is lawfully seized in fee simple of said premises, that they are free from all encumbrances, unless otherwise noted above, that he has a good right to sell and convey the same as aforesaid, and that he will, and his heirs and assigns shall, warrant and defend the same to the said Grantee, its successors and assigns forever, against the lawful claims of all persons.

This instrument is executed by the Grantor individually and in the representative capacity named herein, and neither this instrument nor anything herein contained shall be construed as creating any indebtedness or obligation on the part of said Grantor in his capacity as trustee, and the Grantor, as trustee, expressly limits his liability hereunder to the property now or hereafter held by him in the representative capacity named.

Given under the Grantor's hand and seal, this 29 day of Jan, 2010.

**KENDALL FAMILY TRUST dated July 10, 1992, as amended**

By:

  
RICHARD J. KENDALL, Trustee

STATE OF ALABAMA

JEFFERSON COUNTY

  
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Shelby Cnty Judge of Probate, AL  
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I, the undersigned, a Notary Public in and for said County in said State, hereby certify that **RICHARD J. KENDALL**, whose name as trustee of the KENDALL FAMILY TRUST is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, he executed the same voluntarily individually and for and as the act of said trust.

Given under my hand and official seal this the 29 day of Jan, 2010.

  
Notary Public

My commission expires:

**NICOLE S. SUDA**  
**Notary Public, Alabama State At Large**  
**My Commission Expires Oct. 22, 2011**

THIS INSTRUMENT PREPARED BY:

Anne R. Moses  
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