


STATE OF ALABAMA

COUNTY OF SHELBY


20120208000047040 1/3 \$63.00
Shelby Cnty Judge of Probate, AL
02/08/2012 10:09:55 AM FILED/CERT

TRUSTEE'S DEED OF REAL ESTATE

This indenture made the 16th day of January 2012, between SUSAN D. DEPAOLA, as Trustee for the bankruptcy estate of Clyde H. Earnest and Donna H. Earnest (hereinafter called "GRANTOR") and ALLEN C. FOSTER, III (hereinafter called "GRANTEE"), his heirs, successors, and assigns. This conveyance, after notice to creditors and interested parties, is accomplished with approval of the United States Bankruptcy Court, Middle District of Alabama, pursuant to an order, December 16, 2011. For information purposes, the case number for the Chapter 7 bankruptcy case of Clyde H. and Donna H. Earnest is 08-32280.

WITNESSETH, the Grantor, does hereby grant and convey unto the Grantee his heirs, successors, and assigns forever, the following interests or rights associated with the following real property (hereinafter called "Property"):

The SE ¼ of SW ¼ of Section 35, Township 21 South, Range 2 West, comprising approximately forty (40) acres, more or less., Shelby County, Alabama.

This conveyance is made subject to covenants, restrictions and easements heretofore imposed upon the subject property.

The aforesaid conveyance is made, together with the appurtenances, which the Grantor had in the Property when Clyde H. Earnest and Donna H. Earnest filed their petition for an order of relief with the Office of the Clerk of the United States Bankruptcy Court for the Middle District of Alabama, and also any rights in and to the Property which the Grantors had, or may have power to convey or dispose of in this case.

ALSO, TO HAVE AND TO HOLD the Property herein granted unto the Grantee his successors and assigns forever.

It is expressly understood, however, that the Grantor has not examined title to the Property and the Grantor is not making a warranty incident to the existence or non-existence of encumbrances incident to the Property and she is not making a covenant for quiet enjoyment of the Property. It is merely the purpose and intention of the Grantor to convey to the Grantee all of her interest in the subject Property.

IN WITNESS WHEREOF, Susan S. DePaola, as Trustee in the bankruptcy estates of Clyde H. and Donna H. Earnest, has hereunto set her hand and seal the day and year first above written.



Susan S. DePaola,
Trustee for the Estate of Clyde H. and Donna H.
Earnest

STATE OF ALABAMA

COUNTY OF MONTGOMERY

I, the undersigned notary public, in and for said County and State, hereby certify that **Susan S. DePaola**, whose name as Trustee of the bankruptcy estate of Clyde H. and Donna H. Earnest, is signed to the foregoing, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, she, in her capacity as such Trustee with full authority, executed the same voluntarily on the day the same bears date.

GIVEN UNDER my hand this the 16th day of January 2012.


(S E A L)


NOTARY PUBLIC

THIS INSTRUMENT PREPARED BY:

NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Oct 11, 2014
BONDED THRU NOTARY PUBLIC UNDERWRITERS

Memory & Day
P.O. Box 4054
Montgomery, AL 36103-4054
Tel (334) 834-8000
Fax (334) 834-8001


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Shelby County, AL 02/08/2012
State of Alabama
Deed Tax:\$45.00