


JUT1500724  
Rel Settlement Solutions, LLC  
3595 Grandview Parkway  
Suite 300  
Birmingham, Alabama 35243

This instrument was prepared by:

Stewart & Associates, P.C.  
3595 Grandview Pkwy, #645  
Birmingham, Alabama 35243

  
20151023000370990 1/2 \$17.00  
Shelby Cnty Judge of Probate, AL  
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### Certification of Trustee

1. This affidavit is made relating to real property held in trust in the County of Shelby, State of Alabama.
2. The property is known as: 212 County Road 438, Wilsonville, AL 35186
3. The legal description of the property is:

A parcel of land located in the W 1/2 of the SE 1/4 of Section 5, Township 20 South, Range 1 East, Shelby County, Alabama, described as follows: Begin at the Northeast corner of the NW 1/4 of the SE 1/4 of Section 5; thence run South 89 deg. 59 min. 53 sec. West along the North line of said 1/4-1/4 section, a distance of 1308.02 feet to the Northwest corner of said 1/4-1/4 section; thence run South 00 deg. 55 min. 18 sec. East along the West line of said W 1/2 of the SE 1/4 a distance of 1965.72 feet to a point on the centerline of Shelby County Highway No. 438; thence run Southeasterly along said highway to the South line of the SW 1/4 of the SE 1/4 of said Section 5, the following bearings and distances: South 67 deg. 43 min. 10 sec. East a distance of 39.08 feet; South 66 deg. 33 min. 12 sec. East a distance of 117.00 feet; South 64 deg. 03 min. 14 sec. East a distance of 178.07 feet; South 60 deg. 42 min. 53 sec. East a distance of 147.28 feet; South 54 deg. 13 min. 23 sec. East a distance of 118.53 feet; South 49 deg. 28 min. 10 sec. East a distance of 65.60 feet; South 51 deg. 21 min. 14 sec. East a distance of 90.05 feet; South 57 deg. 59 min. 44 sec. East a distance of 105.44 feet; South 60 deg. 48 min. 14 sec. East, a distance of 88.36 feet; South 50 deg. 49 min. 24 sec. East a distance of 53.02 feet; South 41 deg. 22 min. 53 sec. East a distance of 50.56 feet; South 41 deg. 14 min. 01 sec. East a distance of 51.05 feet; South 47 deg. 58 min. 13 sec. East a distance of 52.69 feet; South 60 deg. 11 min. 02 sec. East a distance of 73.00 feet; South 69 deg. 23 min. 09 sec. East a distance of 111.32 feet to a point on the South line of the SW 1/4 of the SE 1/4 of said Section 5; thence run South 89 deg. 38 min. 31 sec. East along said South line a distance of 184.36 feet to the Southeast corner of the SW 1/4 of the SE 1/4 of said Section 5; thence run North 00 deg. 41 min. 24 sec. West along the East line of said SW 1/4 of the SE 1/4 a distance of 1330.68 feet to the Northeast corner of said 1/4-1/4 section; thence run North 00 deg. 56 min. 02 sec. West along the East line of the NW 1/4 of the SE 1/4 a distance of 1335.32 feet to the point of beginning. Less and except any part of subject property lying within the County right of way.

4. The name of the trust is: Benz Living Trust
5. The trust was established on January 18, 2005, and is still in full force and effect.
6. The trustees of this trust are A. Stanley Benz and Carol C. Benz.
7. FULL POWER AND AUTHORITY IS GRANTED TO SAID TRUSTEE, with respect to the said premises or any part of it, and at any time or times, to subdivide said premises or any part thereof, to dedicate parks, streets, highways or alleys and to vacate any subdivision or part thereof, and to re-subdivide said property as often as desired, to contract to sell, to grant options to purchase, to sell on any terms, to convey either with or without consideration, to donate, to mortgage, pledge or otherwise encumber said property, or any part thereof, to lease said property or any part thereof, from time to time, in possession or reversion by leases to commence now or later, and upon any terms and for any period or periods of time and to renew or extend leases upon any terms and for any period or periods of time and to amend, change, or modify leases and the terms and provisions thereof at any time hereafter, to contract to make leases and to grant options to lease and options to renew leases and options to purchase the whole or any part of the reversion and to contract respecting the manner of fixing the amount of present or future renters, to partition or to exchange said property or any part thereof for other real or personal property, to grant easement or changes of any kind, to release, convey or assign any right, title or interest in or about or easement appurtenant to said premises or any part thereof, and to deal with said property and every part thereof in all other ways and for

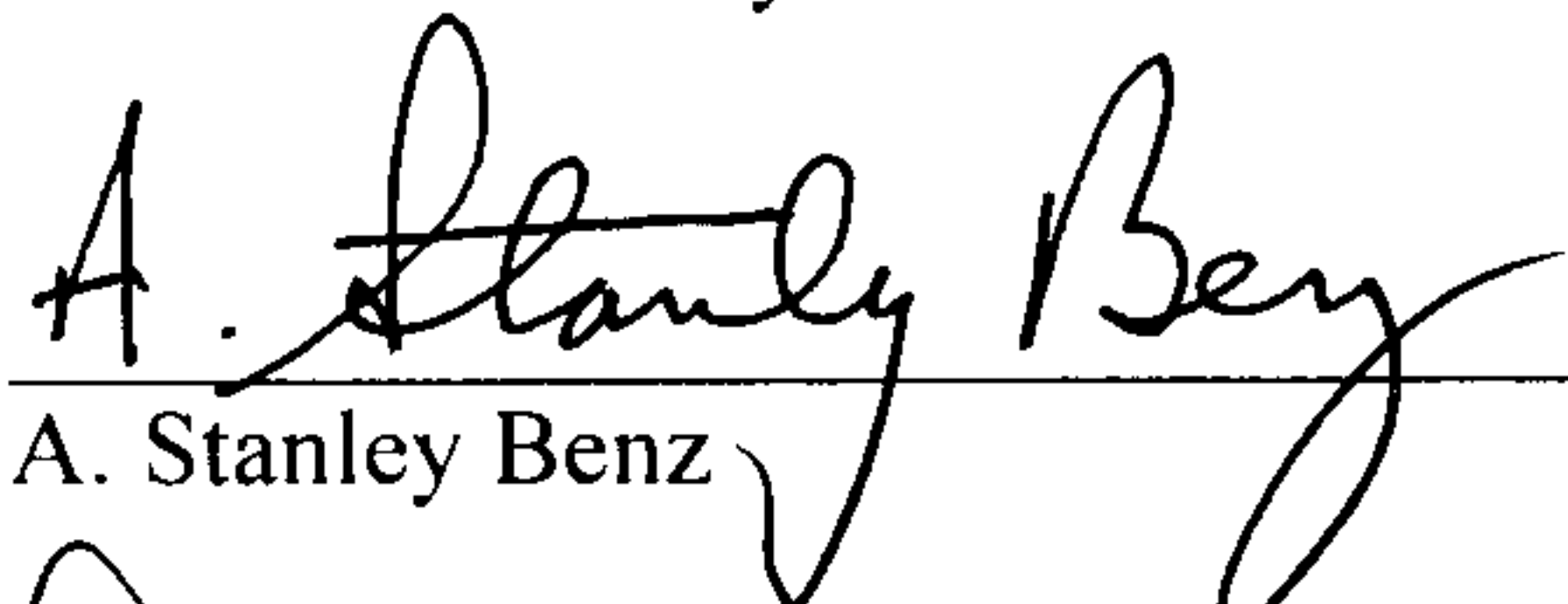


such other considerations as it would be lawful for any person owning the same to deal with the same, whether similar to or different from the ways above specified, at any time or times hereafter.

IN NO CASE shall any party dealing with the said trustee in relation to said premises or any part thereof shall be conveyed, contracted to be sold, leased or mortgaged by said trustee, be obliged to see to the application of any purchase money, rent or money borrowed or advanced on said premises, or be obliged to see that the terms of this trust have been complied with, or be obliged to inquire into the necessity or expediency of any act of said trustee, or be obliged or privileged to inquire into any of the terms of said trust agreement; and every deed, mortgage, lease or other instrument executed by said trustee in relation to said real estate shall be conclusive evidence in favor of every person relying upon or claiming under such conveyance, lease or other instrument, (a) that at the time of delivery thereof, the trust created by this Indenture and by said trust agreement was in full force and effect, (b) that such conveyance or other instrument was executed in full accordance of the trust's conditions and limitations contained herein and in said trust agreement or in some amendment thereof and binding upon all beneficiaries thereunder and (c) that said trustee was duly authorized and empowered to execute and deliver every such deed, trust deed, lease, mortgage or other instrument.

THE INTEREST OF EACH AND EVERY BENEFICIARY UNDER SAID TRUST AGREEMENT and all persons claiming under them or any of them shall be only in the earnings, avails, and proceeds arising from the sale or other disposition of said real estate, and such interest is hereby declared to be personal property. No beneficiary hereunder shall have any title or interest legal or equitable, in or to said real estate as such, but only an interest in the earnings, avails and proceeds thereof as aforesaid.

Further affiant sayeth not.


  
A. Stanley Benz

  
Carol C. Benz

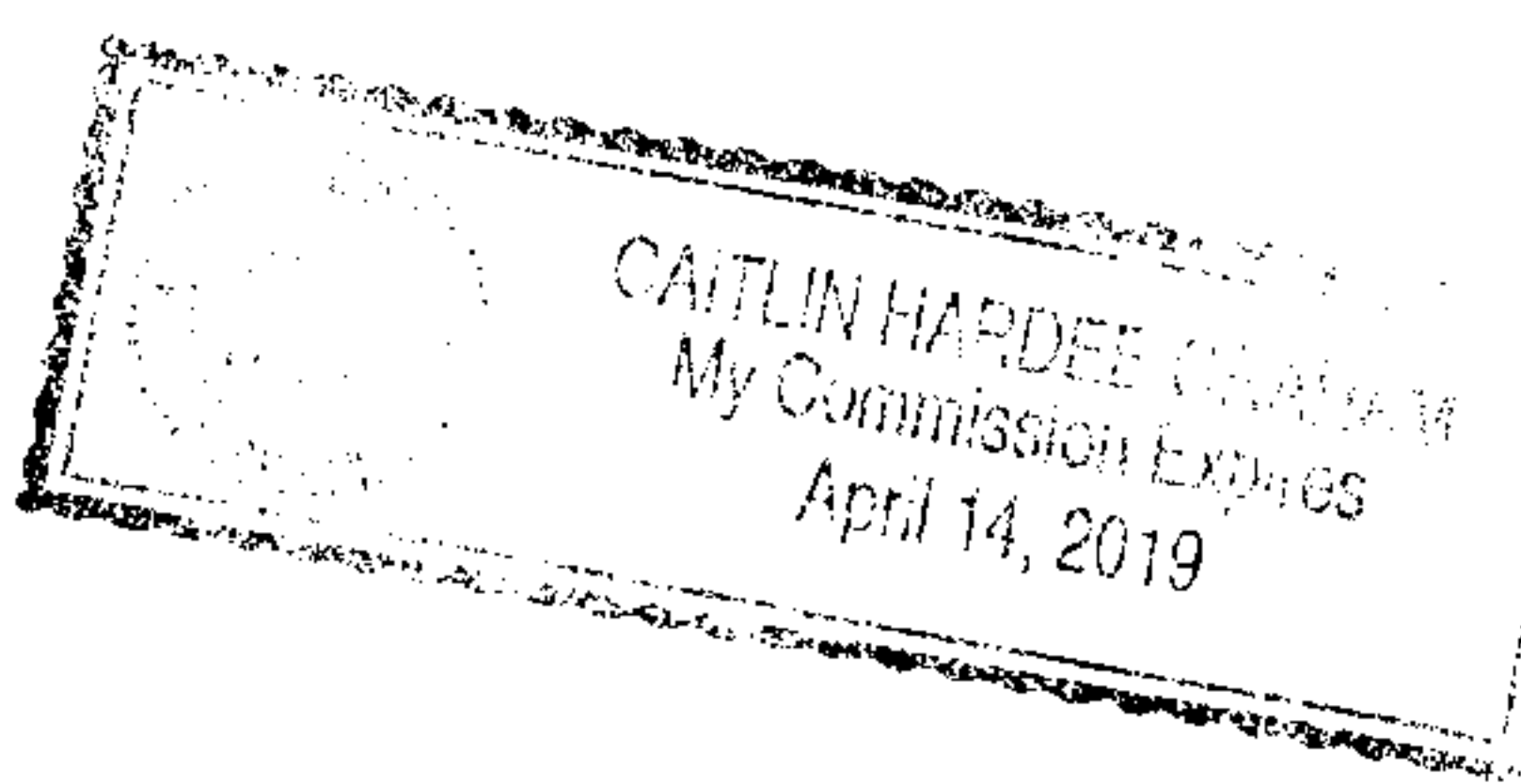
State of Alabama  
County of Jefferson


I, the undersigned, a Notary Public, in and for said County in said State, hereby certify that A. Stanley Benz and Carol C. Benz, whose names are signed to the foregoing instrument, and who are known to me, acknowledged before me on this day that, being informed of the contents of the instrument, they executed the same voluntarily on the day the same bears date.

Given under my hand this the 19 day of October, 2015.

  
Notary Public

My commission expires: \_\_\_\_\_



  
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