Davidson County DEEDQC
Recvd: 09/25/08 11:13 3 pgs
Fees:17.00 Taxes:0.00
20080925-0097626

THIS INSTRUMENT PREPARED BY:
Carolyn W. Schott, Esq.
Baker, Donelson, Bearman, Caldwell & Berkowitz, P.C.
211 Commerce Street, Suite 1000
Nashville, TN 37201

STATE OF ALABAMA)
COUNTY OF Jefferson)

The actual consideration or value, whichever is greater, for this transfer is $ NONE.

AFFIANT: **Grady David Smythia**

Subscribed and sworn to before me this 19 day of September, 2008.

Notary Public

My Commission Expires:

FROM: **Grady David Smythia, Executor of the Estate of Mary Sue Kennedy, Deceased** ("GRANTOR")

TO: **Grady David Smythia** ("GRANTEE")

ADDRESS NEW OWNER:	SEND TAX BILLS TO:	MAP & PARCEL NO:
Grady David Smythia	Grady David Smythia	Map 95-12
5514 Hampton Heights Drive	5514 Hampton Heights Drive	Parcel 144
Birmingham, AL 35209	Birmingham, AL 35209	

EXECUTOR'S DEED

Mary Sue Kennedy died on September 6, 2008, leaving a Last Will and Testament dated January 17, 1995. The Will was admitted to probate on September 15, 2008, in the Seventh Circuit Court of Davidson County, Tennessee, Probate Division, under Docket Number 08P-1469. The Will named Grady David Smythia as Executor. Grady David Smythia is the duly qualified and acting Executor. All debts of the decedent have been paid, and a Tennessee Inheritance Tax return has been timely filed and a release will be obtained from the taxing jurisdiction. The Executor by signing this Deed relinquishes and transfers any and all interest of the decedent's Estate in certain real property in Donelson, Davidson County, Tennessee, as more particularly described on **Exhibit A** hereto (the "Property'), to the beneficiary, **Grady David Smythia,** his heirs and assigns.

This is improved Property known as 2625 Lakeland Drive, Donelson, Davidson County, Tennessee 37214.

AND NOW, GRANTOR in his capacity of Executor only, does hereby quitclaim unto GRANTEE, his heirs and assigns, all of said decedent's interest in the Property described on **Exhibit A**, to which reference is here made, and said Property is conveyed subject to taxes, applicable zoning regulations, building restrictions and set-back lines, if any, easements, rights-of-way and all other such limitations, restrictions and encumbrances as may affect the Property, including, without limitation, the restrictive covenants as of record in Book 2153, page 577, Davidson County Register's Office.

WITNESS my hand this 19th day of September, 2008.

ESTATE OF MARY SUE KENNEDY

By: _____
Grady David Smythia, Executor

STATE OF ALABAMA)
COUNTY OF Jefferson)

Personally appeared before me, K.R. Casey, a Notary Public in and for said County and State, the said **Grady David Smythia**, Executor of the Estate of Mary Sue Kennedy, with whom I am personally acquainted, or who proved to me on the basis of satisfactory evidence, and who, upon oath, acknowledged that he executed the within instrument in his capacity as Executor for the purposes therein contained, being authorized so to do.

Witness my hand and seal, at office on this 19th day of September, 2008.

K.R. CASEY NOTARY PUBLIC ALABAMA STATE AT LARGE

K.R. CASEY My Commission Expires NOTARY PUBLIC March 5, 2011 ALABAMA STATE AT LARGE

NOTARY PUBLIC

My Commission Expires:

NOTE TO REGISTER'S OFFICE: This conveyance is exempt from the payment of the privilege tax because it is made for the purpose of a deed executed by an executor to implement a testamentary devise. See Tennessee Code Annotated Section 67-4-409(a)(3)(D)

EXHIBIT A

Being lot No. 11 on the Plan of Martinwood Heights, as of record in Book 2133, page 63, Register's Office for Davidson County.

Said lot No. 11 fronts 103 feet on the southerly side of Lakeland Drive, and runs back 141.9 feet on the easterly side, and 159.3 feet on the westerly side to a dead line, measuring 104.5 feet thereon.

Being the same property conveyed to Claude G. Sweeney and wife, Mary J. Sweeney, by deed from Fred B. Harber and wife, Verna B. Harber, of record in Book 2345, page 499, Davidson County Register's Office. Being the same property conveyed to Mary Sue Kennedy (formerly Mary Sue Sanders Smythia) by deed from James Steven Smythia of record in Book 4111, page 602, Davidson County Register's Office. Being the same property conveyed to Grady David Smythia by Last Will and Testament from Mary Sue Kennedy, of record at Docket Number 08p-1469, Circuit Clerk's Office, Probate Division, Davidson County, Tennessee.