

PRESENTED TO LAND RECORDS
DATE 10-7-08 BY [Signature]



2008011457

HAYWOOD CO, NC FEE \$20.00

PRESENTED & RECORDED:

10-07-2008 01:17:21 PM

AMY R. MURRAY
REGISTER OF DEEDS
BY REBECCA CEDRONE
ASSISTANT

BK: RB 746

PG: 1741-1743

HAYWOOD COUNTY TAX CERTIFICATION

There are no other present taxes due that are a lien against parcel number 7699-31-0300

David B. Fisher, Haywood County Tax Collector

Date: 10/7/08 [Signature]

NORTH CAROLINA GENERAL WARRANTY DEED

Excise tax: \$-0-

Parcel Identifier No. 7699-31-0300

Mail after recording to Frank G. Queen

This instrument was prepared by: Frank G. Queen, Attorney, Waynesville NC 28786

THIS DEED is made this 26th day of September, 2008, between

GRANTOR

James E. Smith and Marynelle Hancock,
as Successor Trustees of the Trust Under the
Will of Jack A. Smith dated August 3, 1964.

GRANTEE

James E. Smith

1253 Park Street
Clearwater, FL 33756

The designations Grantor and Grantee shall include the parties, their respective heirs, successors, and assigns, and shall include singular, plural, masculine, feminine or neuter as required by context.

WITNESSES that the Grantor, for a valuable consideration paid by the Grantee, the receipt of which is hereby acknowledged, does grant, bargain, sell and convey unto the Grantee in fee simple, all of that certain lot or parcel of land situated in the Jonathan Creek Township, Haywood County, North Carolina, more particularly described as follows:

See attached Exhibit A.

TO HAVE AND TO HOLD the aforesaid lot or parcel of land and all privileges and appurtenances thereto belonging to the Grantee in fee simple.

And the Grantor covenants with the Grantee, that Grantor is seized of the premises in fee simple, has the right to convey the same in fee simple, that title is marketable and free and clear of all encumbrances, and that Grantor will warrant and defend the title against the lawful claims of all persons whomsoever except for the exceptions hereinafter stated. Title to the property hereinabove described is subject to the following exceptions:

Easements, restrictions, rights of way of record, and 2008 ad valorem taxes.

IN WITNESS WHEREOF, the Grantor has hereunto set his hand and seal, or if corporate, has caused this instrument to be signed in its corporate name by its duly authorized officers and its seal to be hereunto affixed by authority of its Board of Directors, the day and year first above written.

[Signature]
James E. Smith, Successor Trustee of the Trust Under the Will of Jack A. Smith dated August 3, 1964

Marynelle Hancock
Marynelle Hancock, Successor Trustee of the Trust Under the Will of Jack A. Smith dated August 3, 1964

SEAL-STAMP

Pinellas County, State: FLORIDA

I certify that the following person personally appeared before me this day, each acknowledging to me that he voluntarily signed the foregoing document for the purpose stated therein and in the capacity indicated: James E. Smith, Successor Trustee of the Trust Under the Will of Jack A. Smith dated August 3, 1964.



9/26/08
Date

[Signature]
Official Signature of Notary

Notary Public

Notary's printed or typed name:

Gloria J. Hillenberg

My commission expires: _____

Pinellas County, State: FLORIDA

I certify that the following person personally appeared before me this day, each acknowledging to me that he voluntarily signed the foregoing document for the purpose stated therein and in the capacity indicated: Marynelle Hancock, Successor Trustee of the Trust Under the Will of Jack A. Smith dated August 3, 1964.

9/26/08
Date

[Signature]
Official Signature of Notary

Notary Public

Notary's printed or typed name:

Gloria J. Hillenberg

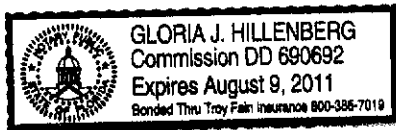


EXHIBIT A

BEGINNING on a stake at the lower side of the road that runs from Emma Rose to Hampton Burgess house; thence S. 80 deg. E. 30 poles to a stake in Owen's corner; thence N. 38 ½ poles to a stake; thence E. 30 poles to a hickory in Harriss line; thence N. 28 deg. E. to a stake in J. S. Harrell's line; thence with J. S. Harrell's line to a white oak; thence with Harrell's line to a stake in the J. L. Ferguson line; thence with the Ferguson line to a stake near a rock seam; thence down the rock seam to a stake; thence with the fence to a stake on lower side of the road near the house; thence with lower side of road to the BEGINNING corner, containing 75 acres, more or less.

BEING the identical property conveyed to James E. Smith and Marynelle Hancock, as Successor Trustees of the Trust Under the Will of Jack A. Smith dated August 3, 1964 by deed dated May 21, 2008 and recorded in Book 739, Page 2328, Haywood County Registry.