

This instrument was prepared by:
Clayton T. Sweeney, Attorney
2700 Hwy. 280E, Suite 290E
Birmingham, AL 35223

SEND TAX NOTICE TO:
J. RANDOLPH ESSER
CAROLYN S. ESSER
1664 WINGFIELD DRIVE
BIRMINGHAM, AL 35242

1998-39347

STATE OF ALABAMA}
COUNTY OF Shelby}

Corporation Form Deed/TWROS

KNOW ALL MEN BY THESE PRESENTS, That in consideration of TEN AND NO/100 DOLLARS (\$10.00) to the undersigned grantor, **THE ESSER FAMILY TRUST DATED SEPTEMBER 4, 1998, J. RANDOLPH ESSER AND CAROLYN S. ESSER, TRUSTORS AND/OR TRUSTEES**, (herein referred to as GRANTOR), in hand paid by the GRANTEES herein, the receipt of whereof is acknowledged, the said GRANTOR does by these presents grant, bargain, sell, and convey unto **J. RANDOLPH ESSER and CAROLYN S. ESSER** (herein referred to as GRANTEES) as joint tenants, with right of survivorship, the following described real estate, situated in Shelby County, Alabama:

Lot 924, according to the Survey of Brook Highland, an Eddleman Community, 9th Sector, as recorded in Map Book 17, Pages 63 A & B, in the Office of the Judge of Probate of Shelby County, Alabama.

Subject to:

Ad valorem taxes for 1998 and subsequent years not yet due and payable until October 1, 1998. Existing covenants and restrictions, easements, building lines, and limitations of record.

\$203,000.00 of the consideration was paid from the proceeds of a mortgage loan closed simultaneously herewith.

TO HAVE AND TO HOLD Unto the said GRANTEES as joint tenants, with right of survivorship, their heirs and assigns, forever; it being the intention of the parties to this conveyance, that (unless the joint tenancy hereby created is severed or terminated during the joint lives of the grantees herein) in the event one grantee herein survives the other, the entire interest in fee simple shall pass to the surviving grantee, and if one does not survive the other, then the heirs and assigns of the grantees herein shall take as tenants in common.

And I/we do for myself/ourselves and for my/our heirs, executors, and administrators, covenant with said GRANTEES their heirs and assigns, that I am/we are lawfully seized in fee simple of said premises, that they are free from all encumbrances, unless otherwise noted above, that I/we have a good right to sell and convey the same as aforesaid, and that I/we will and my/our heirs, executors, and administrators shall warrant and defend the same to the said GRANTEES, their heirs executors and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, the said GRANTOR, by its TRUSTEES who is authorized to execute this conveyance, has hereto set his signature and seal, this the 25th day of September, 1998.

THE ESSER FAMILY TRUST DATED SEPTEMBER 25, 1998, J. RANDOLPH ESSER AND CAROLYN S. ESSER, TRUSTORS AND/OR TRUSTEES

By: J. Randolph Esser
J. RANDOLPH ESSER, TRUSTEE

By: Carolyn S. Esser
CAROLYN S. ESSER, TRUSTEE

STATE OF ALABAMA}
JEFFERSON COUNTY}

I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that J. RANDOLPH ESSER AND CAROLYN S. ESSER, AS TRUSTEES, OF THE ESSER FAMILY TRUST DATED SEPTEMBER 4, 1998, is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, they, as such trustor and/or trustee and with full authority, executed the same voluntarily for and as the act of said trust.

Given under my hand and official seal this 25th day of September, 1998.

[Signature]
Notary Public
My Commission Expires: 5/29/99

10/08/1998-39347
10:16 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 HEL 9.50

CLAYTON T. SWEENEY, ATTORNEY AT LAW