

This instrument was prepared  
by

A, Vincent Brown, Jr.  
510 North 18th Street  
Bessemer, AL 35020

File #503-22

SEND TAX NOTICE TO:

JOE LEE MIDDLEBROOKS

~~50 MOONLIGHT BAY~~

~~SHELBY, AL 35143~~

6101 Rusling Parc LN.  
Hoover AL 35244.

WARRANTY DEED

JOINT TENANTS WITH RIGHT OF SURVIVORSHIP

STATE OF ALABAMA  
SHELBY COUNTY

KNOW ALL MEN BY THESE PRESENTS:

That in consideration of One Hundred Eighty Thousand and 00/100 (\$180000) DOLLARS to the undersigned grantor (whether one or more), in hand paid by the grantee herein, the receipt whereof is acknowledged, I or we, KENNETH L. WHITEHEAD and wife, SUSAN R. WHITEHEAD (herein referred to as grantor, whether one or more), grant, bargain, sell and convey unto JOE LEE MIDDLEBROOKS and TERRI MIDDLEBROOKS (herein referred to as GRANTEES, whether one or more), as joint tenants with right of survivorship, the following described real estate, situated in Shelby County, Alabama to-wit:

LOT 286, ACCORDING TO THE SURVEY OF ALABAMA POWER COMPANY RECREATIONAL SITE, SECTOR 5, AS RECORDED IN MAP BOOK 23, PAGES 29 A & B, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.

SUBJECT TO:

1. Taxes for the year beginning October 1, 2002, which constitutes a lien, but are not yet due and payable until October 1, 2003.
2. Restrictions, covenants, and limitations as shown by Instrument No. 1997/33100.
3. Riparian Rights in and to the use of Lay Lake.
4. Rights of Alabama Power Company in and to Lay Lake.
5. Title to all minerals within and underlying the premises, together with all mining rights and other rights, privileges and immunities relating thereto, including rights set out in Instrument No. 1998/12263.
6. Restrictions, limitations, and conditions as set out in Map Book 23, Pages 29 A & B, along with any easements on said plat and shown in Instrument No. 1998/12263.

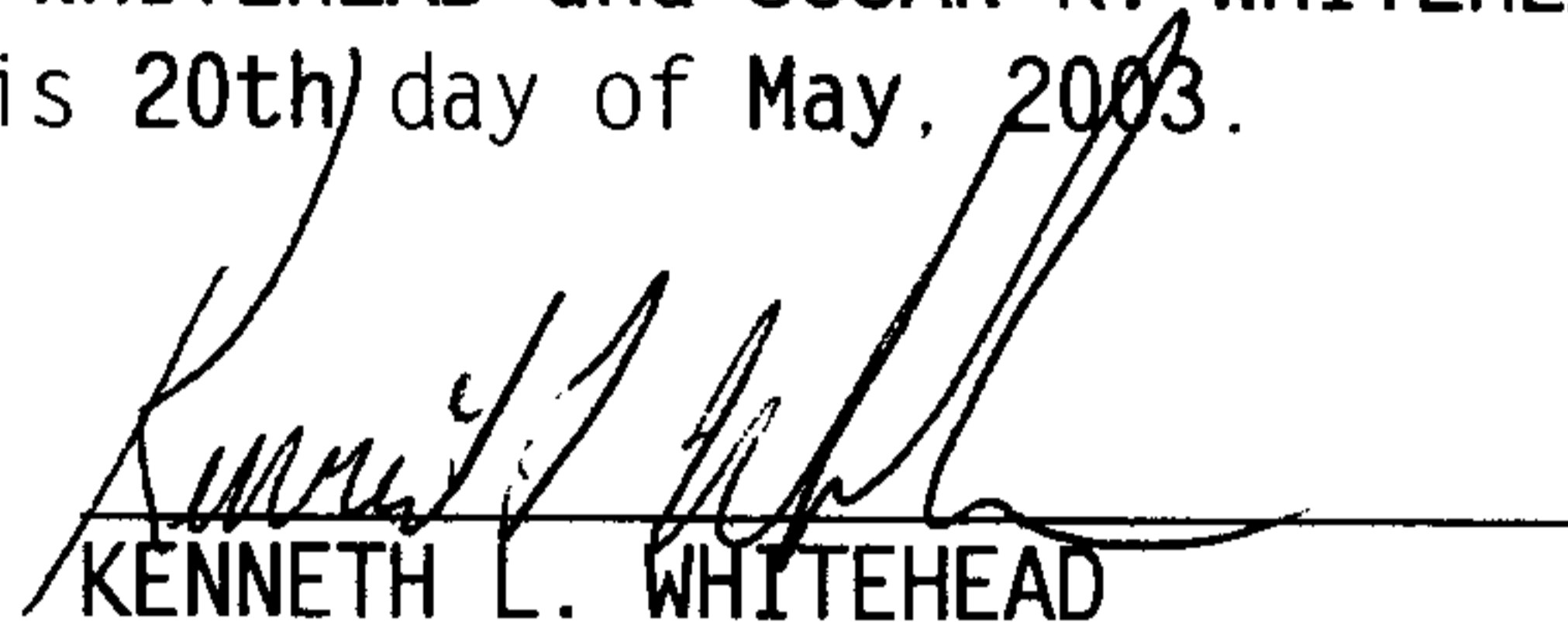
\$160,000.00 of the consideration herein was derived from a mortgage loan closed simultaneously herewith.

*SRW* *TLW*

TO HAVE AND TO HOLD to the said GRANTEES as joint tenants, with right of survivor ship, 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, his, her or 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 stated above; that I (we) have a good right to sell and convey the same as aforesaid; that I (we) will, and my (our) heirs, executors and administrators shall warrant and defend the same to the said grantee, his, her or their heirs and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, we, **KENNETH L. WHITEHEAD** and **SUSAN R. WHITEHEAD**, have hereunto set our hands and seals this 20th day of May, 2003.

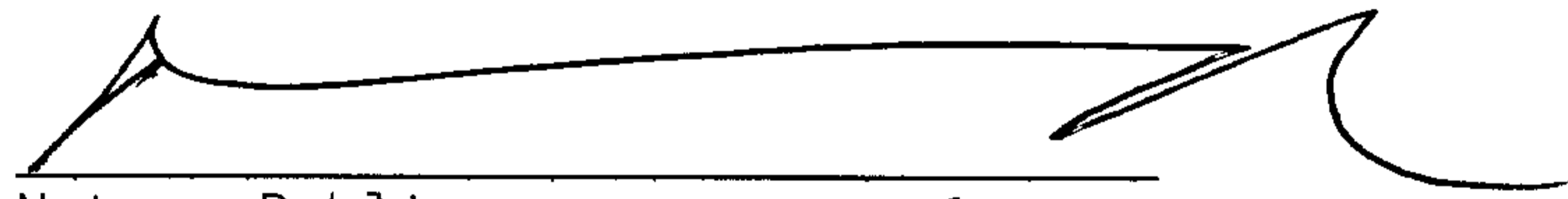
  
KENNETH L. WHITEHEAD (SEAL)

  
SUSAN R. WHITEHEAD (SEAL)

STATE OF ALABAMA  
JEFFERSON COUNTY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that **KENNETH L. WHITEHEAD** and wife, **SUSAN R. WHITEHEAD** whose names are signed to the foregoing conveyance, and who are known to me, acknowledged before me on this day, that being informed of the contents of the conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 20th day of May, 2003.

  
Notary Public  
My commission expires 11-29-2003