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2004100700055520 Pg 1/2 19.00
Shelby Cnty Judge of Probate, AL
10/07/2004 12:53:00 FILED/CERTIFIED

THIS INSTRUMENT PREPARED BY:
WEATHINGTON & MOORE, P.C.
Post Office Box 310
Moody, Alabama 35004

Send Tax Notice To:
P.O. Box 71
Sterrett, AL 35147

WARRANTY DEED

STATE OF ALABAMA
SHELBY COUNTY

KNOW ALL MEN BY THESE PRESENTS, That in consideration of Five Thousand and No/100 Dollars (\$5,000.00) to the undersigned Grantor (whether one or more), in hand paid by the Grantee herein, the receipt whereof is acknowledged, I or we, David G. Macomish and wife, Nita R. Macomish (herein referred to as Grantor, whether one or more), grant, bargain, sell and convey unto **Sterrett-Vandiver Water System, Inc.** (herein referred to as Grantee, whether one or more), the following described real estate, situated in Shelby County, Alabama, to-wit:

Commence at the SW corner of the NW1/4 of the SE1/4 of Section 1, Township 18 South, Range 1 East, for the point of beginning; thence run North along the West boundary line of said 1/4 1/4 section for a distance of 137.35 feet to the South right of way line of the Alabama Power Company transmission line; thence turn an angle of 91 deg. 23' 24" to the right and run along said right of way line for a distance of 274.85 feet; thence turn an angle of 89 deg. 27' 50" to the right and run a distance of 159.66 feet; thence turn an angle of 95 deg. 12' 53" to the right and run a distance of 273.93 feet to the point of beginning

SUBJECT TO:

1. Right of way to Southern Bell Telephone and Telegraph Company as recorded in Deed Book 326, page 64, and Deed Book 328, page 458, in the Probate Office of Shelby County, Alabama
2. Mineral and mining rights and rights incident thereto recorded in Deed Book 72, page 461, and Deed Book 212, page 294, said Probate Office
3. Right of way granted to Alabama Power Company as recorded in Instrument 1992-8049, said Probate Office

TO HAVE AND TO HOLD to the said Grantee, its successors and assigns forever.

And I (we) do, for myself (ourselves) and for my (our) heirs, executors and administrators, covenant with said Grantee, its successors 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, its successors and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, I (we) have hereunto set my (our) hand(s) and seal(s) this 26 day of September, 2004.

David G. Macomish
David G. Macomish

Nita R. Macomish
Nita R. Macomish

STATE OF ALABAMA
Jefferson COUNTY

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I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that David G. Macomish and Nita R. Macomish, whose name(s) 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 26 day of September, 2004.

Janice K. Hennes
Notary Public

My Commission Expires: 6/1/06