

This instrument was prepared by

COURTNEY H. MASON, JR.  
2032 Valleydale Road  
Birmingham, Alabama 35244

1197

WARRANTY DEED, JOINTLY FOR LIFE WITH REMAINDER TO SURVIVOR

STATE OF ALABAMA  
SHELBY COUNTY

KNOW ALL MEN BY THESE PRESENTS,

That in consideration of FORTY EIGHT THOUSAND TWO HUNDRED FIFTY & 00/100—  
(\$48,250.00) DOLLARS to the undersigned grantor or grantors in hand paid by the  
GRANTEES herein, the receipt whereof is acknowledged, we, Louise Goggans (herein  
referred to as grantors), do grant, bargain, sell and convey unto Harold C.  
Whitley and wife, Nell F. Whitley (herein referred to as GRANTEES) for and during  
their joint lives and upon the death of either of them, then to the survivor of  
them in fee simple, together with every contingent remainder and and right of  
reversion, the following described real estate, situated in Shelby County,  
Alabama, to-wit:

Lot 37, according to the Resurvey of Lots 1 through 64, 89 through 104 and A  
through C, of AppleGate Manor, as recorded in Map Book 10 Page 25 in the  
Probate Office of Shelby County, Alabama; being situated in Shelby County,  
Alabama. Together with all of the rights, privileges and easements and  
appurtenant ownership interest in and to premises previously conveyed by  
Applegate Realty, Inc., by deed recorded in Real 65 page 201 in the Probate  
Office of Shelby County, Alabama, and more fully defined in the Declaration of  
Covenants, Conditions and Restrictions of Applegate Townhouse, as recorded in  
Real 63 page 634 in said Probate Office; being situated in Shelby County,  
Alabama.

Subject to existing easements, restrictions, set-back lines, rights of way,  
limitations, if any, of record.

\$48734.00 of the above-recited purchase price was paid from a mortgage loan  
closed simultaneously herewith.

GRANTEES' ADDRESS: 1322 Applegate Drive, Alabaster, Alabama 35007

TO HAVE AND TO HOLD to the said GRANTEES for and during their joint lives and upon  
the death of either of them, then to the survivor of them in fee simple, and to  
the heirs and assigns of such survivor forever, together with every contingent  
remainder and right of reversion.

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 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  
GRANTEES, their heirs and assigns forever, against the lawful claims of all  
persons.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, this 14th day of June,  
1989.

*Louise Goggans*  
Louise Goggans

(SEAL)

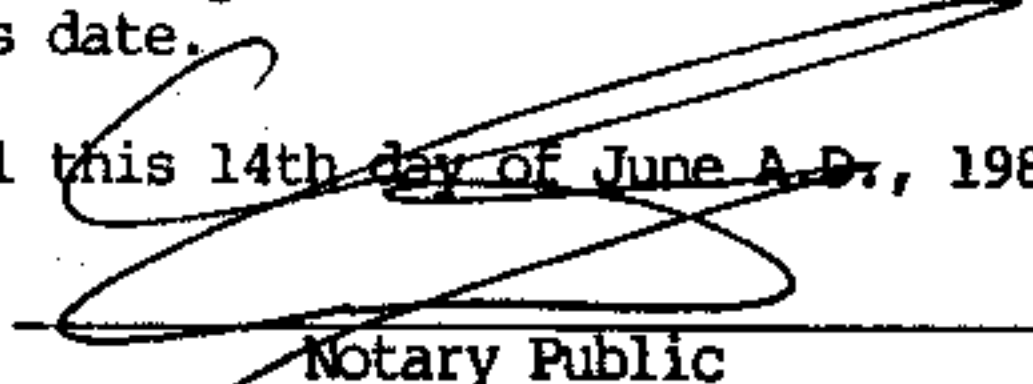
*Courtney H. Mason*

STATE OF ALABAMA  
SHELBY COUNTY COUNTY

General Acknowledgment

I, COURTNEY H. MASON, JR., a Notary Public in and for said County, in said State, hereby certify that Louise Goggans whose name 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, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 14th day of June A.D., 1989

  
Notary Public

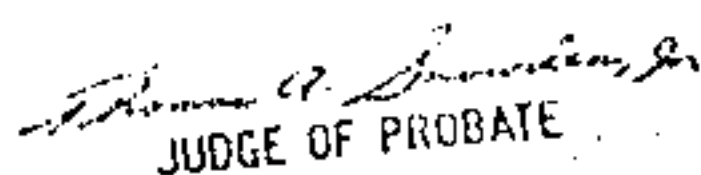
My Commission Expires March 10, 1991

BOOK 243 PAGE 225

NO TAX COLLECTED

STATE OF ALA. SHELBY CO.  
I CERTIFY THIS  
INSTRUMENT WAS FILED

89 JUN-19 AM 10:16

  
JUDGE OF PROBATE

|                  |             |
|------------------|-------------|
| 1. Deed Tax      | \$ _____    |
| 2. Mtg. Tax      | _____       |
| 3. Recording Fee | <u>5.00</u> |
| 4. Indexing Fee  | <u>3.00</u> |
| TOTAL            | <u>8.00</u> |