

THIS INSTRUMENT PREPARED BY:  
James J. Odom, Jr.  
P.O. Box 11244  
Birmingham, AL 35202-1244

SEND TAX NOTICE TO:  
Rita N. and James D. Tuck  
1817 Mohawk Drive  
Alabaster, AL 35007

STATE OF ALABAMA     )  
COUNTY OF SHELBY    )

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS THAT in consideration of  
Twenty-eight Thousand, Nine Hundred and No/100-----  
(\$ 28,900.00     ) Dollars to the undersigned grantor, WINDY  
OAKS (hereinafter sometimes referred to as "Grantor"), an  
Alabama Partnership composed of Shelby Homes, Inc. and Roy  
Martin Construction, Inc., in hand paid by Rita N. Tuck and  
James D. Tuck (hereinafter sometimes  
referred to as "Grantees"), the receipt whereof is hereby  
acknowledged, Grantor does by these presents, grant, bargain,  
sell and convey unto Grantees, as joint tenants with right of  
survivorship, the following described real estate, situated  
in Shelby County, Alabama, to-wit:

Lot 3     , according to the survey of Windy Oaks,  
Phase 3, as recorded in Map Book 15, Page 113, in  
the Probate Office of Shelby County, Alabama; being  
situated in Shelby County, Alabama.

SUBJECT TO:     (1) Current taxes;     (2) Building  
setback line of 70 feet reserved from Windwood  
Circle as shown by record plat;     (3) Restrictions,  
covenants and conditions as set out in instrument  
recorded in Book 383, Page 871, and Map Book 15,  
Page 113, in Probate Office;     (4) Public utility  
easements as shown by recorded plat, including 10  
feet on easterly side and 5 feet on the  
Northwesterly side of lot.

\$ 26,098.15     of the purchase price recited above  
was paid from a mortgage loan closed simultaneously  
herewith.

TO HAVE AND TO HOLD to the Grantees as joint tenants,  
with right of survivorship, their heirs and assigns forever;  
it is the intention of the parties to this conveyance, that


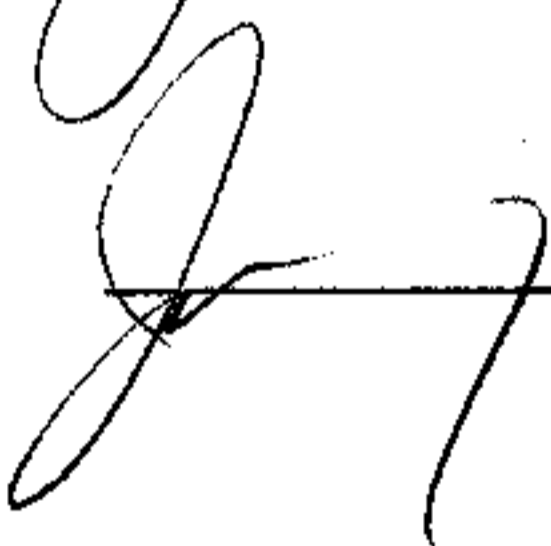
(unless the joint tenancy hereby created is severed or terminated during the joint lives of the Grantees herein) in the event one of the Grantees herein survives the other, the entire interest in fee simple shall pass to the survivor, and if one does not survive the other, then the heirs and assigns of the Grantees herein shall take as tenants in common.

And Grantor does for itself, its successors and assigns, covenant with the Grantees, their heirs and assigns, that it is lawfully seized in fee simple of the premises; that the premises are free from all encumbrances, except as noted above; that it has a good right to sell and convey the premises as aforesaid; that it will, and its successors and assigns shall, warrant and defend the same to the Grantees, their heirs, executors and assigns forever, against the lawful claims of all persons.


IN WITNESS WHEREOF, the undersigned has caused this instrument to be executed on this the 27th day of March, 1992.

WITNESSES:


WINDY OAKS, AN ALABAMA PARTNERSHIP

  
\_\_\_\_\_  
  
\_\_\_\_\_

By: SHELBY HOMES, INC.  
(PARTNER)

By:   
Reid Long, As its President

By: ROY MARTIN CONSTRUCTION, INC.  
(PARTNER)

By:   
Roy L. Martin  
As its President

STATE OF ALABAMA )

COUNTY OF SHELBY )

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Reid Long, whose name as President of Shelby Homes, Inc., a corporation, as

Partner of Windy Oaks, an Alabama Partnership, 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, he, as such officer, and with full authority, executed the same voluntarily for and as the act of said corporation, acting in its capacity as Partner as aforesaid.

Given under my hand and official seal, this the  
27th day of March, 1992.

  
\_\_\_\_\_  
Notary Public

My commission expires: 5/23/95

STATE OF ALABAMA )

COUNTY OF SHELBY )

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Roy L. Martin, whose name as President of Roy Martin Construction, Inc., a corporation, as Partner of Windy Oaks, an Alabama Partnership, 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, he, as such officer, and with full authority, executed the same voluntarily for and as the act of said corporation, acting in its capacity as Partner as aforesaid.

Given under my hand and official seal, this the  
27th day of March, 1992.

  
\_\_\_\_\_  
Notary Public

My commission expires: 5/23/95