

SEND TAX NOTICE TO:

Sidney H. & Pattie M. Johnson
 2941 Brook Highland Drive
 Birmingham, AL 35242

THIS INSTRUMENT PREPARED BY:

Claude McCain Moncus, Esq.
 CORLEY, MONCUS & WARD, P.C.
 2100 SouthBridge Parkway, #650
 Birmingham, Alabama 35209
 (205) 879-5959

WARRANTY DEED AND LIMITED POWER OF ATTORNEY

State of Alabama
 County of Shelby

KNOW ALL MEN BY THESE PRESENTS: That in consideration of Two Hundred Twenty Four Thousand and 00/100 Dollars***** (\$ 224,000.00**) to the undersigned Grantor in hand paid by the Grantees, whether one or more, herein, the receipt of which is hereby acknowledged, I, William J. Mazza, a single person (herein referred to as Grantor) does grant, bargain, sell and convey unto Sidney H. Johnson and Pattie M. Johnson (herein referred to as Grantees) as individual owner or as joint tenants, with right of survivorship, if more than one, the following described real estate, situated in the State of Alabama, County of Shelby, to-wit:

Lot 121, according to the Survey of Brook Highland, 4th Sector, as recorded in Map Book 13, Page 12 A & B, in the Probate Office of Shelby County, Alabama;

Subject to existing easements, restrictions, set back lines, rights of ways, limitations, if any, of record, and Ad Valorem taxes for the year 1994, which said taxes are not due and payable until October 1, 1994.

\$ 124,000.00*** of the purchase price recited above was paid from a mortgage loan closed simultaneously herewith.

TO HAVE AND TO HOLD unto the said Grantee(s), his/her/their heirs and assigns, forever; it being the intention of the parties to this conveyance, that if more than one Grantee, then to the Grantees as joint tenants with right of survivorship (unless the joint tenancy hereby created is severed or terminated during the joint lives of the Grantee(s) 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 do for myself and for my heirs, executors, and administrators covenant with said Grantee(s), his/her/their heirs and assigns, that I am lawfully seized in fee simple of said premises; that they are free from all encumbrances, unless otherwise noted above; that I have a good right to sell and convey the same as aforesaid; that I will and my heirs, executors and administrators shall, warrant and defend the same to the said Grantee(s), his/her/their heirs, and assigns forever, against the lawful claims of all persons.

And I do by these presents make, constitute and appoint **PHH Homequity Corporation** ("Agent") and/or its authorized and designated agents or representatives, as my true and lawful agent and attorney-in-fact to do and perform for me in my name, place and stead, and for my use and benefit, to execute a standard form lien waiver and any and all documents necessary for delivery of this deed and to complete the sale of the property herein described, including but not limited to the HUD-1 Settlement Statement, HUD-1 Certification, Affidavit of Purchaser and Seller, AHFA Bond Forms (Seller Affidavit), Lender Assumption Statements and/or Modification Agreement, Lender Compliance Agreement, and any other documents required for said sale and conveyance. I further give and grant unto my Agent full power and authority to do and perform every act necessary and proper to be done and the exercise of any of the foregoing powers as fully as I might or could do if personally present, with full power of

substitution and revocation, hereby ratifying and confirming all that my Agent shall lawfully do or cause to be done by virtue hereof. This power of attorney shall not be affected by disability, incompetency or incapacity of Principal, and shall be governed by the laws of the State of Alabama. This power of attorney is coupled with an interest and shall remain in force and effect until delivery of this deed and the sale closed, and shall not be revoked by the undersigned prior to said time.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, this 2nd day of ~~December, 1993.~~
February 1994

William J. Mazza (Seal)
William J. Mazza

State of Alabama
Shelby County

I, the undersigned, a Notary Public, in and for said County, in said State, hereby certify that William J. Mazza, a single person, 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 foregoing, he/she executed the same voluntarily on the day the same bears date.

Given under my hand this the 2 day of ~~December, 1993.~~ FEBRUARY 2, 1994

Marion E. Merletto
Notary Public

(SEAL)

MARION E. MERLETTO
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Sept. 26, 1994

My commission expires:
September 1994

Instructions to Notary: This form acknowledgement cannot be changed or modified. It must remain as written to comply with Alabama law. The designation of the State and the County can be changed to conform to the place of the taking of the acknowledgement.

Inst # 1994-14697

05/05/1994-14697
09:16 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
DOE NCB 111.00