

This instrument prepared by:  
Courtney Mason & Associates  
1904 Indian Lake Drive, Ste 100  
Birmingham, Alabama 35244

Send Tax Notice to:  
Kerry L. Kirkland  
2089 Brae Trail  
Birmingham, Alabama 35242

STATE OF ALABAMA)  
SHELBY COUNTY )

### STATUTORY WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, that for and in consideration of the sum of Three Hundred Twenty-Seven Thousand Three Hundred and No/100ths Dollars (\$327,300.00) and other good and valuable consideration to the undersigned Greystone Lands, Inc. (herein referred to as "Grantors"), in hand paid by Kerry L. Kirkland and wife, Cathey C. Kirkland (herein referred to as "Grantees"), the receipt of which is hereby acknowledged, the said grantors do by these presents, grant, bargain, sell and convey unto the said Grantees, as tenants in common with equal rights and interest for the period or term that the said Grantees shall both survive, and unto the survivor of the said Grantees, at the death of the other, and to the heirs and assigns of such survivor in fee simple forever, such tenancy being expressly intended to create co-tenants in common for life with a contingent remainder in fee in favor of the survivor of the said Grantees, the following described real estate situated in Shelby County, Alabama, to-wit:

Lot 23, according to the 2nd Amended Plat of Amended Plat of The Brae Sector of Greystone Farms, as recorded in Map Book 19 page 141 in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama.  
Mineral and mining rights excepted.

Subject to the following:

1. Advalorem taxes for the current tax year which grantees herein assume and agree to pay.
2. Subject to existing easements, rights of way, building lines, and restrictions, if any, of record.

\$256,000.00 of the purchase price recited above was paid from the proceeds of a mortgage loan closed simultaneously herewith.

By the execution and delivery of this Deed, Grantors and Grantees acknowledge that it is not their intention to create a joint tenancy with right of survivorship, but on the contrary, it is their intention to create, and they do hereby create a form of concurrent ownership in the above property as tenants in common during the respective lives of the Grantees, with cross-contingent remainders in fee to and in favor of the survivor, and to the heirs, and assigns of such survivor, which interests so created in the Grantees are indestructible by the act of one of the Grantees.

TO HAVE AND TO HOLD TO THE SAID Grantees, as tenants in common and with equal rights and interest for the period or term that the said Grantees shall both survive, and unto the survivor of the said Grantees, at the death of the other and to the heirs and assigns of such survivor in fee simple forever, such tenancy being expressly intended to create co-tenants in common for life with a contingent remainder in fee in favor of the survivor of the Grantees.

IN WITNESS WHEREOF, we have hereunto set our hands and seals, this 25th day of October, 1995.

Greystone Lands, Inc.

By:

Gary Dent, President

Inst # 1995-30867

10/27/1995-30867  
09:34 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 MCD 82.50

Inst # 1995-30867

State of Alabama)  
County of Shelby)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Gary Dent, whose name as President of Greystone Lands, Inc., a corporation, 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.

GIVEN UNDER MY HAND THIS THE 25TH DAY OF OCTOBER, 1995.

My Commission Expires:  
3/5/99

  
Notary Public

COURTNEY H. MASON, JR.  
MY COMMISSION EXPIRES  
3/5/99

Inst # 1995-30867

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