

Birmingham, Alabama 35223

Timothy Mark Whitehead  
Patricia Michelle  
Whitehead  
121 Belvedere Place  
Alabaster, AL 35007

STATE OF ALABAMA )  
 ) KNOW ALL MEN BY THESE PRESENTS  
JEFFERSON COUNTY )

That in consideration of **ONE HUNDRED THIRTY FIVE THOUSAND DOLLARS** and 00/100-----(\$135,000.00) to the undersigned Grantor(s), **James D. Mason, a married man, d/b/a Mason Construction Co** (herein referred to as Grantor(s) in hand paid by the Grantee(s) herein, the receipt of which is hereby acknowledged, the said Grantor(s) do by these presents, grant, bargain, sell and convey unto the said **Timothy Mark Whitehead and Patricia Michelle Whitehead** (herein referred to as Grantee(s), as joint tenants with right of survivorship the following described real estate, situated in **Shelby County, Alabama, to-wit:.**

Lot 414, according to the Survey of Weatherly, Belvedere, Sector 23, as recorded in Map Book 21, Page 16, in the Probate Office of Shelby County, Alabama.

Subject to:

1. Advalorem taxes for the current tax year 1997.
2. Easements, restrictions and reservations of record.

\$120,850.00 of the purchase price recited above was paid from the proceeds of a mortgage loan closed simultaneously herewith.

The above described property does not constitute the homestead of the grantor or of said grantor's spouse as defined by Code Section 6-10-2.

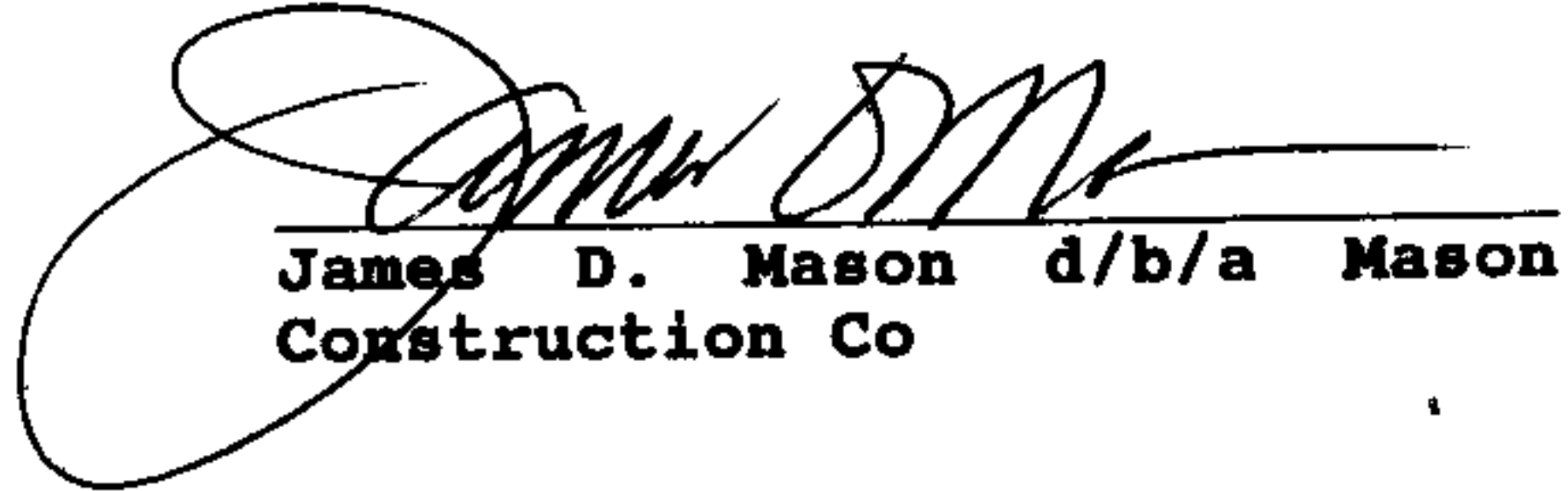
TO HAVE AND TO HOLD, unto the said Grantee(s) as joint tenants with right of survivorship, their heirs and assigns, forever; it being the intention of the parties to this conveyance, that unless the joint tenancy hereby created is severed or terminated during the joint lives of the grantees herein in the event one 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.

tees herein shall be  
10/04/1996-33065  
11:07 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 MCD 25.50

Inst. # 1996-33065

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

IN WITNESS WHEREOF, we have hereunto set our hands and seals, this 30th day of September, 1996.

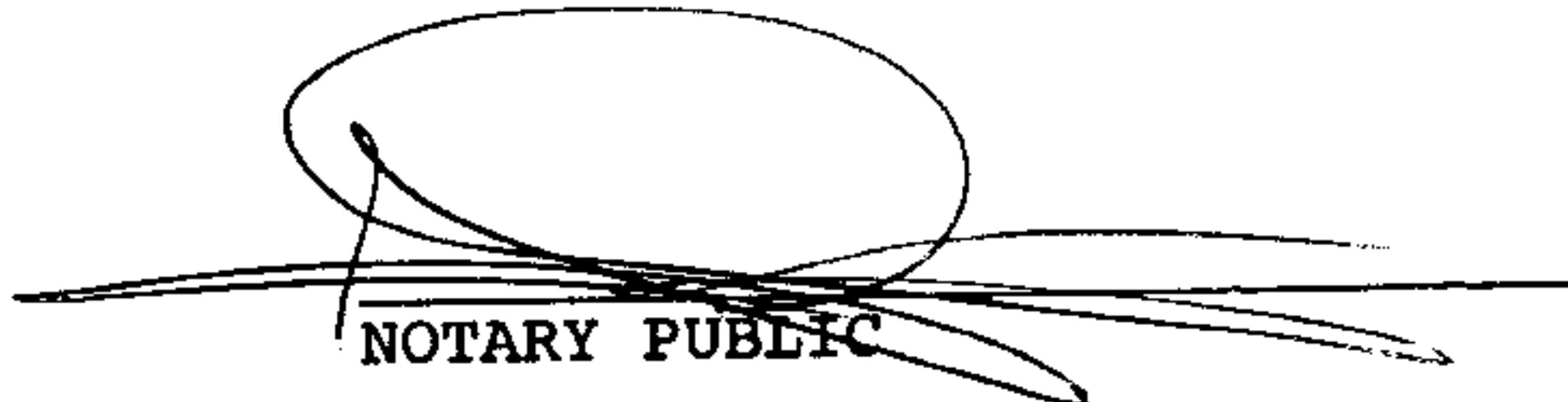
  
James D. Mason d/b/a Mason  
Construction Co

STATE OF ALABAMA )

JEFFERSON COUNTY )

I, the undersigned, a Notary Public in and for said State and in said County, hereby certify that James D. Mason, a married man, d/b/a Mason Construction Co, whose name(s) is/are signed to the foregoing conveyance, and who is/are known to me, acknowledged before me on this day, that being informed of the contents of the conveyance, he/she/they executed the same voluntarily on the day the same bears date.

GIVEN under my hand and official seal on this the 30th day of September, 1996.

  
NOTARY PUBLIC

(NOTARIAL SEAL)

My Commission Expires: 10-21-99

Inst # 1996-33065

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