

This instrument prepared by:
John N. Randolph, Attorney
Strote & Permutt P.C.
2222 Arlington Avenue
Birmingham, Alabama 35205

Send Tax Notice to:
David L. Rush
Lynn W. Rush
412 Thornberry Circle
Birmingham, AL

1998-12556
Inst. #

WARRANTY DEED, Joint Tenants with Right of Survivorship

State of Alabama

KNOW ALL MEN BY THESE PRESENTS,

Shelby County

That in consideration of Forty-Five Thousand and 00/100 Dollars (\$45,000.00) to the undersigned grantor in hand paid by the GRANTEES herein, the receipt whereof is acknowledged, we, Jack F. Chamblee, Jr. and wife, Anna R. Chamblee (herein referred to as grantors) do grant, bargain, sell and convey unto David L. Rush and Lynn W. Rush (herein referred to as GRANTEES) as joint tenants with right of survivorship, the following described real estate situated in Shelby County, Alabama, to-wit:

Lot 36, according to the Survey of The Glen at Greystone, Sector Three, as recorded in Map Book 16, page 79, in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama.

Subject to:

1. Advalorem taxes for the current tax year which grantees herein assume and agree to pay.
2. 20 foot building restriction line from Thornberry Circle, as shown on recorded in Map.
3. Title to all minerals within and underlying the premises, together with all mining rights and other rights, privileges, and immunities relating thereto as recorded in Deed Book 121, page 294, and in Deed Book 60, page 260.
4. Rights of others in and to the use of Hugh Daniel Drive, as set forth in Deed Book 301, page 799.
5. Covenant and agreement for Water Service as set forth in Real Book 235, page 574.
6. Amended and restated Restrictive Covenants set forth in Real Book 265, page 96.
7. Greystone Close' Development Declaration of Covenants, Conditions, and Restrictions as recorded in Real 346, page 873; and First Amendment as recorded in Real 380, page 635, as amended by Instrument titled Greystone Residential Variance recorded in Instrument #1994-18196, in Probate Office.
8. Agreement between Daniel Oak Mountain Limited Partnership, an Alabama Limited Partnership and Shelby Cable, Inc., recorded in Real 350, page 545, in Probate Office.

04/08/1998-12556
10:39 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
53.50
001 REC

TO HAVE AND TO HOLD unto the said GRANTEES 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.

And we do for ourselves and for our heirs, executors, and administrators covenant with the said GRANTEES, their heirs and assigns, that we are lawfully seized in fee simple of said premises; that they are free from all encumbrances, unless otherwise noted above; that we have a good right to sell and convey the same as aforesaid; that we will and 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, we have hereunto set our hands and seals this 1st of April, 1998.

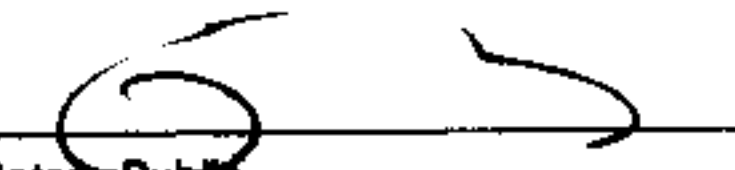
X  (Seal)
Jack F. Chamblee, Jr.

 (Seal)
Anna R. Chamblee

STATE OF ALABAMA
JEFFERSON COUNTY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Jack F. Chamblee, Jr. and wife, Anna R. Chamblee whose names are signed to the foregoing conveyance, and who are known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 1st day of April, 1998.


Notary Public
Affix Seal