

This does not constitute
homestead for grantor

STATE OF ALABAMA)

SHELBY COUNTY)

WARRANTY DEED

Send tax notice to:
Chris Smitherman
304 Wynlake Circle
Montevallo, AL 35115

KNOW ALL MEN BY THESE PRESENTS, that for and in consideration of the sum of One Hundred Seventy Thousand Nine Hundred Dollars and 00/100 dollars (\$170,900.00) and other good and valuable considerations, the receipt and sufficiency of which are hereby acknowledged, **Dan Tuck, as authorized agent of Dan Tuck Homes, Inc.,** hereinafter called "Grantor," does hereby GRANT, BARGAIN, SELL AND CONVEY unto **Christopher R. Smitherman,** hereinafter called "Grantee" in fee simple, together with every contingent remainder and right of reversion, the following described real estate, situated in Shelby County, Alabama, to-wit:

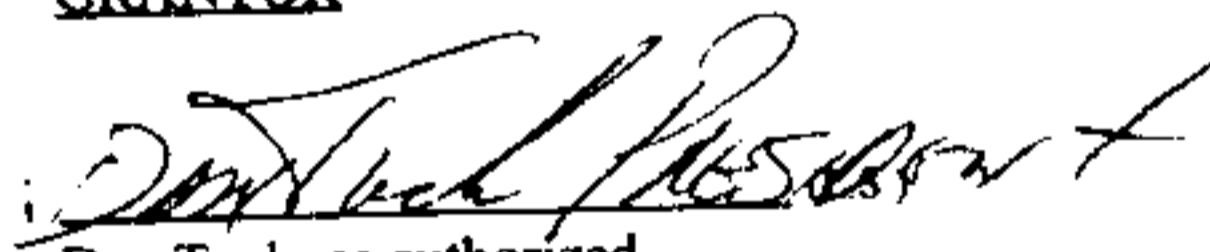
Lot 5 of WynLake, Phase One, as recorded in Map Book 19, Page 156 in the office of the Judge of Probate, Shelby County, Alabama.

TO HAVE AND TO HOLD to the said Grantee in fee simple forever, together with every contingent remainder and right of reversion.

The Grantor, does individually and for the heirs, executors, and administrators of the Grantor covenant with said Grantee and the heirs and assigns of the Grantee, that the Grantor is lawfully seized in fee simple of said premises; that said premises are free from all encumbrances, unless otherwise noted above; that the Grantor has a good right to sell and convey the said premises; that the Grantor and the heirs, executors, and administrators of the Grantor shall warrant and defend the said premises to the Grantee and the heirs and assigns of the Grantee forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, the Grantor has executed this Deed and set the seal of the Grantor thereto on this date the 29 of June, 1998, at 109 North Main Street, Columbiana, Alabama.

GRANTOR


Dan Tuck, as authorized
Agent Dan Tuck Homes., Inc.

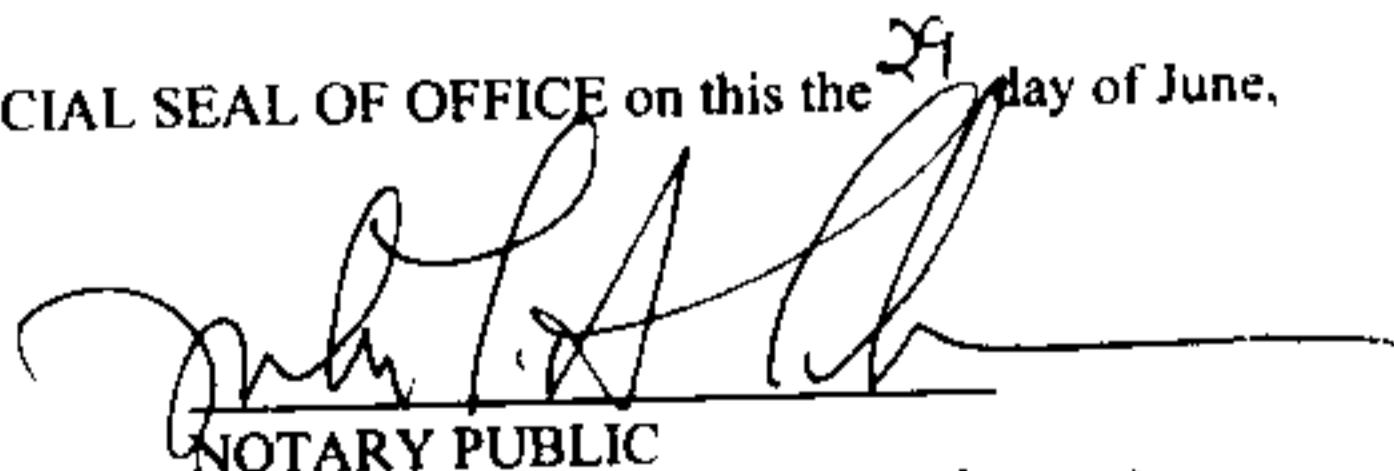
STATE OF ALABAMA)

SHELBY COUNTY)

ACKNOWLEDGMENT

I, _____, a Notary Public for the State at Large, hereby certify that the above posted name(s), as President of Dan Tuck Homes, Inc., which is(are) signed to the foregoing Warranty Deed, who is(are) known to me, acknowledged before me on this day that, being informed of the contents of the Deed, that said person(s) executed the same voluntarily on the day the same bears date.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE on this the 29 day of June, 1998.


NOTARY PUBLIC
My Commission Expires: 10-16-2000

THIS INSTRUMENT PREPARED BY:
MICHAEL T. ATCHISON
ATTORNEY AT LAW
109 NORTH MAIN STREET
COLUMBIANA, AL 35051

Inst # 1998-24263

06/30/1998-24263
09:27 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 MCD 26.00

Inst # 1998-24263