

This instrument was prepared by

Mitchell A. Spears

ATTORNEY AT LAW

P.O. Box 119

Montevallo, AL 35115-0091

205/665-5102

205/665-5076

Send Tax Notice to: Evelyn Oglesby Jenkins and

(Name) Jimmy Ray Jenkins(Address) 13580 Hwy. 17Montevallo, AL 35115**WARRANTY DEED, JOINTLY FOR LIFE WITH REMAINDER TO SURVIVOR****STATE OF ALABAMA**SHELBYCOUNTY**KNOW ALL MEN BY THESE PRESENTS,**That in consideration of FIVE THOUSAND, NINE HUNDRED FIFTY-FIVE and 00/100, (\$5,955.00) DOLLARS

to the undersigned grantor or grantors in hand paid by the GRANTEES herein, the receipt whereof is acknowledged, we, EVA OGLESBY, an unmarried woman; TOMMY HUE OGLESBY, an unmarried man; and EVELYN OGLESBY JENKINS and husband, JIMMY RAY JENKINS (herein referred to as grantors) do grant, bargain, sell and convey unto

EVELYN OGLESBY JENKINS and husband, JIMMY RAY JENKINS

(herein referred to as GRANTEES for and during their joint lives and upon the death of either of them, then to the survivor of them in fee simple, the following described real estate situated in SHELBY County, Alabama to-wit:**PARCEL A**

Commence at the southwest corner of the northwest quarter of the northwest quarter of Section 4, Township 22 South, Range 4 West, Shelby County, Alabama and run thence easterly along the south line of said quarter-quarter a distance of 858.00' to a found steel rebar corner and the point of beginning of the parcel being described; thence continue along last described course a distance of 293.35' to a found old steel rebar corner on a fence line; thence turn 89 deg. 52' 45" left and run northerly 252.28' to a found rebar corner; thence turn 84 deg. 12' 54" right and run easterly 252.27' to a found rebar corner; thence turn 94 deg. 07' 48" right and run southerly 69.94' to a found rebar corner; thence turn 101 deg. 23' 07" left and run east-northeasterly 167.26' to a found rebar corner on the westerly margin of Shelby County Highway No. 17; thence turn 102 deg. 56' 20" left and run northwesterly along said margin of said highway 60.61' to a set rebar corner; thence turn 35 deg. 37' 39" left and run northwesterly 157.28' to a set rebar corner; thence turn 28 deg. 17' 41" left and run westerly 546.95' to a set rebar corner; thence turn 90 deg. 19' 36" left and run southerly 375.15' to the point of beginning.

PARCEL C

Commence at the southwest corner of the northwest quarter of the northwest quarter of Section 4, Township 22 South, Range 4 West, Shelby County, Alabama and run thence easterly along the south line of said quarter-quarter a distance of 1,202.30' to a found steel rebar corner and the point of beginning of the parcel being described; thence continue along last described course 225.42' to a set rebar corner; thence turn 97 deg. 43' 13" left and run northerly 159.41' to a found rebar corner; thence turn 120 deg. 01' 48" left and run southwesterly 258.02' to the point of beginning.

-REFERENCE IS HEREBY MADE TO THE HEIRSHIP AFFIDAVIT ATTACHED HERETO AS EXHIBIT "A", SAME OF WHICH IS FULLY INCORPORATED HERewith.

-THIS CONVEYANCE IS MADE BY EVA OGLESBY, BY AND THROUGH HER ATTORNEY-IN-FACT, EVELYN OGLESBY JENKINS, ALSO KNOWN AS EVELYN JENKINS, AND THE ORIGINAL OF SUCH POWER OF ATTORNEY IS ATTACHED HERETO, AND INCORPORATED HERewith, AS EXHIBIT "B".

TO HAVE AND TO HOLD to the said GRANTEES for and during their joint lives and upon the death of either of them, then to the survivor of them in fee simple, and to the heirs and assigns for such survivor forever.

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

IN WITNESS WHEREOF, we have hereunto set our hand(s) and seal(s), this 11th day of November, 19 98**WITNESS**Evelyn Oglesby Jenkins / Eva Oglesby (Seal)
EVA OGLESBY
By: Evelyn Oglesby Jenkins, Her Attorney
in-Fact (Seal)Tommy Hue Oglesby (Seal)
TOMMY HUE OGLESBY**STATE OF ALABAMA**SHELBYCOUNTY**General Acknowledgment**I, the undersigned authority Notary Public in and for said County, in said State, hereby certify that TOMMY HUE OGLESBYwhose 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 conveyance HE executed the same voluntarily on the day the same bears date.Given under my hand and official seal this 11th day of November, A.D. 19 985/17/99

My Commission Expires

Notary Public

91651-8665-43916

Evelyn Oglesby Jenkins (Seal)
EVELYN OGLESBY JENKINS
NOTARY PUBLIC (Seal)
SHELBY COUNTY JUDGE OF PROBATE
005 CRH 18.50

STATE OF ALABAMA
COUNTY OF SHELBY

)
) GENERAL ACKNOWLEDGMENT

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that **EVELYN OGLESBY JENKINS**, 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 conveyance, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 11th day of November, 1998.

L. Michelle K. Damp
Notary Public
My commission expires: 5/17/99

STATE OF ALABAMA
COUNTY OF SHELBY

)
) GENERAL ACKNOWLEDGMENT

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that **JIMMY RAY JENKINS**, 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 conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 11th day of November, 1998.

L. Michelle K. Damp
Notary Public
My commission expires: 5/17/99

STATE OF ALABAMA
COUNTY OF SHELBY

)
) ACKNOWLEDGMENT IN
REPRESENTATIVE CAPACITY

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that **EVELYN OGLESBY JENKINS, whose name as ATTORNEY-IN-FACT FOR EVA OGLESBY** 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, she, in her capacity as such ATTORNEY-IN-FACT, executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 11th day of November, 1998.

L. Michelle K. Damp
Notary Public
My commission expires: 5/17/99

EXHIBIT "A"

STATE OF ALABAMA)
COUNTY OF SHELBY)

HEIRSHIP AFFIDAVIT

On this 11th day of November, 1998, before me personally appeared **TOMMY HUE OGLESBY, EVELYN OGLESBY JENKINS and JIMMY RAY JENKINS**, to me personally known, who being duly sworn by me, and under oath, did say and depose as follows:

1. That each of said Affiants are over the age of nineteen (19) years and of sound mind, and have the ability and authority to execute this Affidavit.
2. In the month of February, 1983, Frank Oglesby deceased, while residing in Shelby County, Alabama.
3. Upon the date of his decease, Frank Oglesby was vested with an undivided interest in and to certain property located in Shelby County, Alabama, along with Eva Oglesby, his surviving spouse, and said property is hereinafter described as follows:

PARCEL A

Commence at the southwest corner of the northwest quarter of the northwest quarter of Section 4, Township 22 South, Range 4 West, Shelby County, Alabama and run thence easterly along the south line of said quarter-quarter a distance of 858.00' to a found steel rebar corner and the point of beginning of the parcel being described; thence continue along last described course a distance of 293.35' to a found old steel rebar corner on a fence line; thence turn 89 deg. 52' 45" left and run northerly 252.28' to a found rebar corner; thence turn 84 deg. 12' 54" right and run easterly 252.27' to a found rebar corner; thence turn 94 deg. 07' 48" right and run southerly 69.94' to a found rebar corner; thence turn 101 deg. 23' 07" left and run east-northeasterly 167.26' to a found rebar corner on the westerly margin of Shelby County Highway No. 17; thence turn 102 deg. 56' 20" left and run northwesterly along said margin of said highway 60.61' to a set rebar corner; thence turn 35 deg. 37' 39" left and run northwesterly 157.28' to a set rebar corner; thence turn 28 deg. 17' 41" left and run westerly 546.95' to a set rebar corner; thence turn 90 deg. 19' 36" left and run southerly 375.15' to the point of beginning.

PARCEL C

Commence at the southwest corner of the northwest quarter of the northwest quarter of Section 4, Township 22 South, Range 4 West, Shelby County, Alabama and run thence easterly along the south line of said quarter-quarter a distance of 1,202.30' to a found steel rebar corner and the point of beginning of the parcel being described; thence continue along last described course 225.42' to a set rebar corner; thence turn 97 deg. 43' 13" left and run northerly 159.41' to a found rebar corner; thence turn 120 deg. 01' 48" left and run southwesterly 258.02' to the point of beginning.

4. Said Frank Oglesby, the decedent herein, left the following persons as heirs or otherwise interested in his estate:

Eva Oglesby, surviving spouse
13600 Hwy. 17
Montevallo, AL 35115

Tommy Hue Oglesby, surviving son
Rt. 2, Box 2085
Centreville, AL 35042

Evelyn Oglesby Jenkins, surviving daughter
13580 Hwy. 17
Montevallo, AL 35115

5. Eva Oglesby is not currently of sound mind, and does reside within a residential care facility. Tommy Hue Oglesby and Evelyn Oglesby Jenkins are of sound mind, and over the age of nineteen (19) years.
 6. Neither the decedent, Frank Oglesby, nor Eva Oglesby, sired any other children, and there are no other children, either natural or adopted, that have an interest in the above-described real estate.
 7. The decedent, Frank Oglesby, died intestate, while residing in Shelby County, Alabama, and all debts and charges against his estate have been fully paid and satisfied.
 8. Pursuant to the terms of the Warranty Deed, with Right of Survivorship, granted on this date to Evelyn Oglesby Jenkins and Jimmy Ray Jenkins, said Grantees have paid the real market value to Eva Oglesby, in exchange for such conveyance.
- FURTHERMORE, the Affiants saith naught.

Tommy Hue Oglesby
TOMMY HUE OGLESBY

Evelyn Oglesby Jenkins
EVELYN OGLESBY JENKINS

Jimmy Ray Jenkins
JIMMY RAY JENKINS

STATE OF ALABAMA)
COUNTY OF SHELBY)

Sworn to and subscribed before me this the 11th day of November, 1998.

L. Michele K. Bump
Notary Public
My commission expires: 5/17/99

STATE OF ALABAMA)
COUNTY OF SHELBY)

Sworn to and subscribed before me this the 11th day of November, 1998.

L. Michele K. Bump
Notary Public
My commission expires: 5/17/99

STATE OF ALABAMA)
COUNTY OF SHELBY)

Sworn to and subscribed before me this the 11th day of November, 1998.

L. Michele K. Bump
Notary Public
My commission expires: 5/17/99

STATE OF ALABAMA)
COUNTY OF SHELBY)

DURABLE POWER OF ATTORNEY

This instrument is intended to constitute a Durable Power of Attorney, through which I, Eva Oglesby, the undersigned, of the City of Montevallo, County of Shelby, State of Alabama, do hereby make, constitute and appoint my daughter, Evelyn Jenkins, of the City of Montevallo, County of Shelby, State of Alabama, my true and lawful attorney in fact, for me and in my name, place and stead, and on my behalf and for my use and benefit, to do, perform and execute all and every act that I may legally do through an attorney in fact, and to possess every proper power necessary to carry out the purposes for which this power is granted, with full power of substitution and revocation, hereby ratifying and affirming that which my said attorney in fact shall lawfully do or cause to be done by my said attorney in fact by virtue of the power herein conferred upon my said attorney in fact.

It is my specific intent that this durable power of attorney shall serve as a medical directive through which I grant to my attorney in fact the power to make any and all health care decisions for me in the event that I shall be unable to make said health care decisions for myself.

The rights, powers and authority of my said attorney in fact herein granted shall commence and be in full force and effect on the date I shall have signed this Durable Power of Attorney. The authority conferred herein shall not be affected by disability, incompetency or incapacity of the said principal, Eva Oglesby, and such rights, powers and authority shall remain in full force and effect thereafter until revoked by me by written notice to my said attorney in fact. Any action taken in good faith pursuant to the foregoing authority without actual knowledge of my death shall be binding upon me, my heirs, assigns and personal representatives.

In Witness Whereof, as principal, I have signed this Durable Power of Attorney at Birmingham, Alabama, this 3rd day of March, 1994, and I have directed that photographic copies of this power be made that shall have the same force and effect as an original.

Eva Oglesby
Eva Oglesby

Inst # 1998-45916

11/19/1998-45916
08:35 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE

STATE OF ALABAMA)
COUNTY OF SHELBY)

005 CRH 18.50

I, Gail M. Roskamp, a Notary Public in and for said County in said State, hereby certify that Eva Oglesby, whose name is signed to the foregoing Durable Power of Attorney and who is known to me, acknowledged before me on this day that, being informed of the contents of said Durable Power of Attorney, Eva Oglesby executed the same on the day the same bears date.

Given under my hand this the 3rd day of March, 1994.

Gail M. Roskamp
NOTARY PUBLIC
My commission expires 3/22/97

GAIL M. ROSKAMP
NOTARY PUBLIC
COMMISSION EXPIRES 3/22/97