

This instrument was prepared by
D.A. Ferguson on behalf of the
Trust Account administered by
AMSOUTH BANK, P.O. Box 11426
Birmingham, Alabama 35202

STATE OF ALABAMA)

SHELBY COUNTY)

Full amount of Warranty Deed paid from proceeds
of Mortgage Deed recorded in Real Instrument
#1999-35085 and Real Instrument #1999-35086 on
August 20, 1999 in the office of the Judge of
Probate Court of Shelby County, Alabama.

KNOW ALL MEN BY THESE PRESENTS, that for and in consideration of the sum
of ONE HUNDRED THOUSAND AND NO/100 (\$100,000.00) DOLLARS cash and other good
and valuable consideration, in hand paid by , Jim Whatley Construction Company, Inc. to
AmSouth Bank and Virginia Sewell Jones as Trustees under the Will of Joseph Wheeler Sewell,
Jr., deceased (hereinafter called GRANTORS), receipt whereof is acknowledged, the said
Grantors do hereby grant, bargain, sell and convey unto Jim Whatley Construction Company,
Inc., (hereinafter called GRANTEE), the following described real estate lying and being situated
in Shelby County, Alabama, to-wit:

Lots 28 and 29, according to the Survey of The Glen Estates, as
recorded in Map Book 19, page 9, in the Probate Office of Shelby
County, Alabama.

It is specifically understood and agreed that the Grantor has executed this conveyance
subject to:

1. Ad Valorem Taxes due and payable October 1, 1999, which the Grantee herein agrees
to assume and pay.
2. Existing rights of way, encroachments, party walls, building restrictions, zoning,
recorded and/or unrecorded easements, deficiency in quantity of ground, overlaps,
overhangs, any discrepancies or conflicts in boundary lines, or any matter not of
record, if any, which would be disclosed by an inspection and survey of property.
3. A 10 foot easement on the Rear and 15 foot easement on North side of Lot 28, as
shown by recorded Map.
4. Transmission Line Permit to Alabama Power Company as recorded in Deed 111, page
408, in the Probate Office of Shelby County, Alabama.
5. A 30 foot Right of way to Water Works Board of Birmingham, recorded in Instrument
1993-20842 and Instrument 1993-20844, in the Probate Office of Shelby County,
Alabama.
6. Easement Agreement between Daniel Oak Mountain Limited Partnership and School
House Properties recorded in Instrument 1993-22440, in the Probate Office of
Shelby County, Alabama.
7. Rights of others to use of Hugh Daniel Drive as described in Deed Book 301, page
799, in the Probate Office of Shelby County, Alabama.
8. Covenant and Agreement for Water Service recorded in Real 235, page 574, and
Instrument 1993-20840, in the Probate Office of Shelby County, Alabama.

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09/14/1999-38468
10:24 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 DMH 11.50

9. Easement Agreement for access through "The Glen," as recorded in Real 346, page 848 and amended by First Amendment thereto recorded in Real 380, page 639 and amended by Second Amendment thereto recorded in Instrument 1995-29620 and amended by Third Amendment thereto recorded in Instrument 1995-16399, in the Probate Office of Shelby County, Alabama.

10. Greystone Close Development Declaration of Covenants, Conditions and Restrictions as recorded in Real 346, page 873, and amended by First Amendment thereto recorded in Real 380, page 635, and amended by Second Amendment thereto recorded in Instrument 1995-16398 and Map Book 19, page 9, in the Probate Office of Shelby County, Alabama.

TO HAVE AND TO HOLD unto the said, Jim Whatley Construction Company, Inc., its successors and assigns forever.

This instrument is executed without warranty or representation of any kind on part of the undersigned, express or implied, except that there are no liens or encumbrances outstanding against the premises conveyed which were created or suffered by the undersigned and not specifically excepted herein.

This instrument is executed by the undersigned solely in the representative capacity named herein, and neither this instrument nor anything herein contained shall be construed as creating any indebtedness or obligation on the part of the undersigned in their individual or corporate capacities, and the undersigned expressly limits their liability hereunder to the property now or hereafter held by them in the representative capacity named.

IN WITNESS WHEREOF, the undersigned, AmSouth Bank and Virginia Sewell Jones as Trustees under the Will of Joseph Wheeler Sewell, Jr., deceased, have caused this conveyance to be executed in its name and on its behalf in its capacity as Trustee, as aforesaid, on this 9th day of July, 1999.

Virginia Sewell Jones
Virginia Sewell Jones as Trustee under the Will of
Joseph Wheeler Sewell, Jr., deceased

AmSouth Bank as Trustee under the Will of Joseph
Wheeler Sewell, Jr., deceased.

ATTEST:

Carolyn W. Davis
BY: _____
ITS: Assistant Vice President

BY: [Signature]
ITS: Vice President

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that Virginia Sewell Jones Trustee under the Will of Joseph Wheeler Sewell, Jr., deceased, 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 said conveyance, and with full authority, she executed the same in her capacity as Trustee on the day the same bears date.

Given under my hand and official seal this 9th day of July, 1999.

Pamela W. Ray
NOTARY PUBLIC
My Commission Expires: Feb 14, 2002

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that D.A. Ferguson and Carolyn W. Tye, whose names as Vice President and Assistant Vice President respectively, of AmSouth Bank as Trustee under the Will of Joseph Wheeler Sewell, Jr., deceased, 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 said conveyance, they as such officers and with full authority, executed the same voluntarily for and as the act of said corporation, acting in its capacity as Trustee, as aforesaid.

Given under my hand and official seal this 18th day of August, 1999.

Vina G. Gland
NOTARY PUBLIC
My Commission Expires: 10/18/00

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