

This instrument was prepared by

Send Tax Notice To: JERRY L. HORTON

(Name) KELLEY WINSTON  
2700 HIGHWAY 280 E. - SUITE 60  
(Address) BIRMINGHAM, AL 35223

99091100  
Name  
172 ESSEX ROAD  
Address  
BIRMINGHAM, AL 35242

WARRANTY DEED, JOINT TENANTS WITH RIGHT OF SURVIVORSHIP

STATE OF ALABAMA

SHELBY COUNTY

KNOW ALL MEN BY THESE PRESENTS, That in consideration of TWO HUNDRED EIGHTY-TWO THOUSAND DOLLARS to the undersigned grantor or grantors in hand paid by the GRANTEES herein, the receipt whereof is acknowledged, we, MIKE MITCHELL HOMES, LLC (herein referred to as grantors) do grant, bargain, sell and convey unto JERRY L. HORTON AND EMILY C. HORTON (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 110, ACCORDING TO THE SURVEY OF FOREST PARKS - 1ST SECTOR, AS RECORDED IN MAP BOOK 22, PAGE 28 A, B & C AND INSTRUMENT NO. 1997-02751, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.

09/21/1999-39479  
11:23 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
001 WMS 51.00

TO HAVE AND TO HOLD unto 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 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 said GRANTEES, their heirs and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, I have hereunto set MY hand(s) and seal(s), this 15TH day of SEPTEMBER, 19 99.

WITNESSES:

Kelley Winston (Seal)  
\_\_\_\_\_  
(Seal)  
\_\_\_\_\_  
(Seal)

MIKE MITCHELL HOMES, LLC  
William M. Mitchell (Seal)  
WILLIAM M. MITCHELL, MANAGING MEMBER  
\_\_\_\_\_  
(Seal)  
\_\_\_\_\_  
(Seal)

STATE OF ALABAMA

JEFFERSON COUNTY

General Acknowledgment

I, THE UNDERSIGNED, a Notary Public in and for said County, in said State, hereby certify that WILLIAM M. MITCHELL, MANAGING MEMBER OF MIKE MITCHELL HOMES, LLC 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, IN HIS CAPACITY AS SUCH executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 15TH day of SEPTEMBER, A.D. 19 99

MY COMMISSION EXPIRES  
OCTOBER 8, 2001

Kelley Winston  
Notary Public