

THIS INSTRUMENT PREPARED BY AND UPON
RECORDING SHOULD BE RETURNED TO:

Stephen R. Monk, Esq.
Bradley Arant Rose & White, LLP
2001 Park Place North
Birmingham, Alabama 35242

SEND TAX NOTICE TO:

Mr. and Mrs. John H. Rutledge
917 Linkside Way
Birmingham, Alabama 35242

STATUTORY WARRANTY DEED

This STATUTORY WARRANTY DEED is executed and delivered on this 24th day of September, 1999 by DANIEL OAK MOUNTAIN LIMITED PARTNERSHIP, an Alabama limited partnership ("Grantor"), in favor of John H. Rutledge and wife Evelyn Rutledge ("Grantees").

KNOW ALL MEN BY THESE PRESENTS, that for and in consideration of the sum of Forty Thousand and No/100 Dollars (\$40,000.00), in hand paid by Grantees to Grantor and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged by Grantor, Grantor does by these presents, GRANT, BARGAIN, SELL and CONVEY unto Grantees for and during their joint lives and upon the death of either of them, then to the survivor of them in fee simple, together with every contingent remainder and right of reversion, the following described real property (the "Property") situated in Shelby County, Alabama:

Lot 28, according to the Survey of Linkside at Greystone, as recorded in Map Book 17, Page 32
in the Office of the Judge of Probate of Shelby County, Alabama.

The Property is conveyed subject to the following (the "Permitted Exceptions"):

1. Ad valorem taxes due and payable October 1, 1999, and all subsequent years thereafter
2. Library district assessments for the current year and all subsequent years thereafter.
3. Mining and mineral rights not owned by Grantor.
4. All applicable zoning ordinances.
5. The easements, restrictions, reservations, covenants, agreements and all other terms and provisions of the Greystone Residential Declaration of Covenants, Conditions and Restrictions dated November 6, 1990 and recorded in Real 317, Page 280 in the Probate Office of Shelby County, Alabama, as amended, (which together with all amendments thereto, is hereinafter collectively referred to as the "Declaration")
6. All easements, restrictions, reservations, agreements, rights-of-way and any other matters of record

TO HAVE AND TO HOLD unto 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 of such survivor forever, together with every contingent remainder and right of reversion, subject, however, to the Permitted Exceptions.

IN WITNESS WHEREOF, the undersigned has caused this Statutory Warranty Deed to be executed as of the day and year first above written.

DANIEL OAK MOUNTAIN LIMITED PARTNERSHIP, an
Alabama limited partnership

By: DANIEL REALTY INVESTMENT CORPORATION -
OAK MOUNTAIN, an Alabama corporation,
Its General Partner

By: Allan D. Worth
Its: President

STATE OF ALABAMA)

JEFFERSON COUNTY)

I, the undersigned, a Notary Public in and for said county, in said state, hereby certify that Allan D. Worth whose name as President of DANIEL REALTY INVESTMENT CORPORATION - OAK MOUNTAIN, an Alabama corporation, as General Partner of DANIEL OAK MOUNTAIN LIMITED PARTNERSHIP, an Alabama limited partnership, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, he, as such officer and with full authority, executed the same voluntarily on the day the same bears date for and as the act of such corporation in its capacity as general partner as aforesaid

Given under my hand and official seal, this the 24th day of September, 1999.

Nancy R. Echols
Notary Public
Inst # 1999 My Commission Expires: 3-28-2001
09/23/1999-39783
12:49 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 SMA 48.50