

WARRANTY DEED

STATE OF ALABAMA

SHELBY COUNTY

KNOW ALL MEN BY THESE PRESENTS, that in consideration of the sum of **Four Hundred Thirty Three Thousand Five Hundred and No/100 (\$433,500.00)** and other valuable considerations to the undersigned Grantor(s) in hand paid by the Grantee(s) herein, the receipt of which is hereby acknowledged, I/we, **Denis P. Mitchell and Richard M. Mitchell, as Trustees of the Mara B. Mitchell Irrevocable Trust and Denis P. Mitchell and Shirlene Mitchell, husband and wife and Richard M. Mitchell, a married man, individually**, herein referred to as Grantor(s), do hereby GRANT, BARGAIN, SELL AND CONVEY unto **Avery M. Jones, II**, referred to as Grantee(s), its successors and assigns, the following described real estate, situated in Shelby County, State of Alabama, to wit:

LOT 41, ACCORDING TO THE SURVEY OF THE GLEN ESTATES, AS RECORDED IN MAP BOOK 19, AT PAGE 9 A & B, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.

By execution hereof, Denis P. Mitchell terminates, quit claims, and relinquishes his interest in that Lease by and between Denis P. Mitchell and Mara B. Mitchell Irrevocable Trust dated March 1, 1996 dated September 9, 1996 and recorded in Official Record Book Instrument No. 1999-17993, on the public records of Shelby County, Alabama.

\$346,800.00 of the above consideration was paid from the proceeds of that mortgage closed simultaneously herewith.

The above described property is no part of the homestead of Richard M. Mitchell or his spouse.

SUBJECT TO: Easements, restrictive covenants and right of ways as shown by the public records.

Ad valorem taxes for the year 2002, are a lien, but not yet due and payable, and any subsequent years.

TO HAVE AND TO HOLD, the aforegranted premises to the said GRANTEE(S), its successors and assigns FOREVER.

And GRANTOR(S) do covenant with the said GRANTEE(S), its successors and assigns, that they have lawfully seized in fee simple of the aforementioned premises; that they are free from all encumbrances, except as hereinabove provided; that they have a good right to sell and convey the same to the GRANTEE(S), his heirs and assigns, and that GRANTOR(S) will WARRANT and DEFEND the premises to the said GRANTEE(S), its successors and assigns forever, the lawful claims and demands of all persons, except as hereinabove provided.

IN WITNESS WHEREOF, I/we have hereunto set my/our hand and seal this 5th day of June, 2002.

MARA B. MITCHELL IRREVOCABLE TRUST

BY: Denis P. Mitchell Trustee

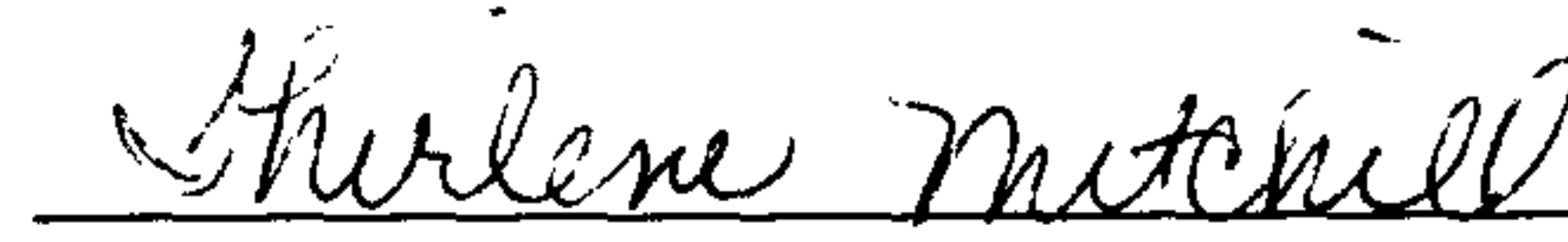
DENIS P. MITCHELL, TRUSTEE

BY: Richard M. Mitchell

RICHARD M. MITCHELL, TRUSTEE



DENIS P. MITCHELL



SHIRLENE MITCHELL



RICHARD M. MITCHELL

STATE OF ALABAMA

JEFFERSON COUNTY

I, the undersigned, a Notary Public in and for said County and State hereby certify that Denis P. Mitchell and Richard M. Mitchell, whose name(s) as Trustees of Mara B. Mitchell Irrevocable Trust is/are signed to the foregoing conveyance, and who is/are known to me, acknowledged before me on this day, that being informed of the contents of the conveyance, they, in their capacity as Trustees and with full authority, executed the same voluntarily on the day the same bears date.

GIVEN under my hand and seal this 5th day of June, 2002.

My commission expires:


NOTARY PUBLIC

STATE OF ALABAMA
MY COMMISSION EXPIRES OCTOBER 27, 2005

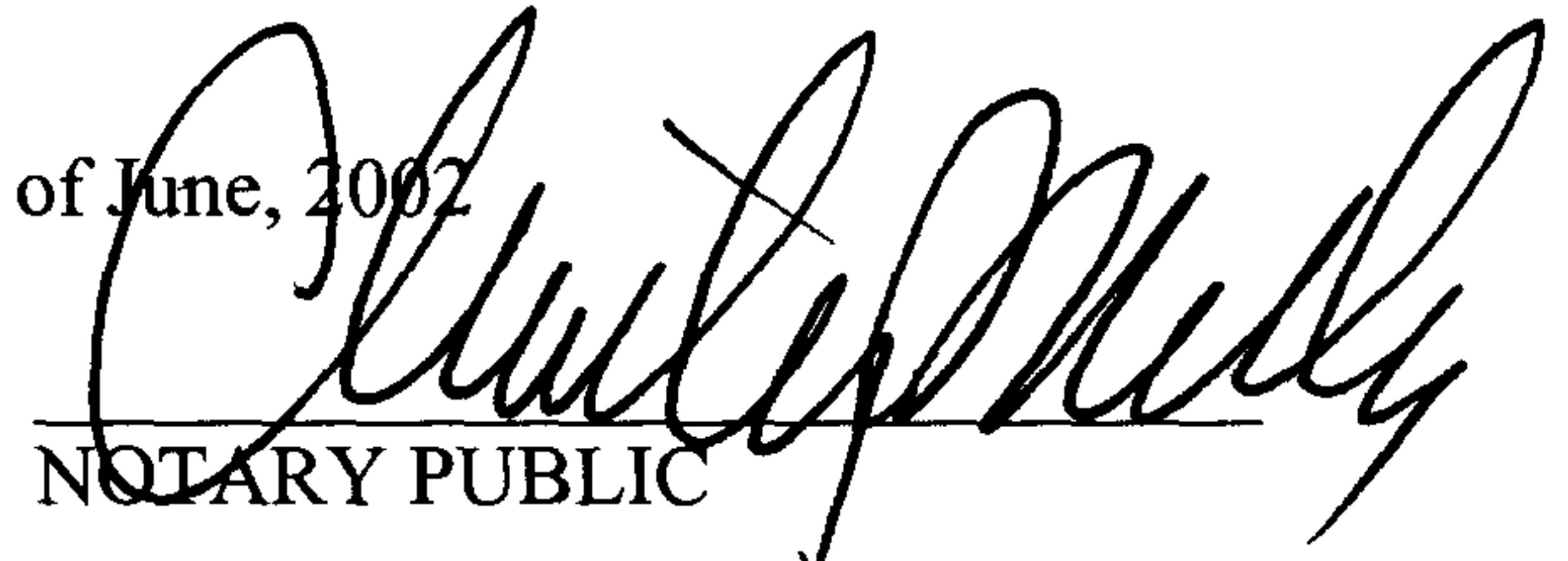
JEFFERSON COUNTY

I, the undersigned, a Notary Public in and for said County and State hereby certify that Denis P. Mitchell and Shirlene Mitchell and Richard M. Mitchell, whose name(s) 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 the conveyance, they executed the same voluntarily on the day the same bears date.

GIVEN under my hand and seal this 5th day of June, 2002

My commission expires: _____

MY COMMISSION EXPIRES OCTOBER 27, 2005


NOTARY PUBLIC

THIS INSTRUMENT PREPARED BY:
CHRISTOPHER P. MOSELEY
MOSELEY & ASSOCIATES, P.C.
3800 COLONNADE PARKWAY, SUITE 630
BIRMINGHAM, ALABAMA 35243

SEND TAX NOTICE TO:
Avery M. Jones, II
334 Greystone Glen Circle
Birmingham, Alabama 35242