

SEND TAX NOTICES TO:

TIMOTHY E. BROWN  
ANNE KERR-BROWN

1555 Oak Park Drive  
Helena, Alabama 35080

20020909000430640 Pg 1/1 12.00  
Shelby Cnty Judge of Probate, AL  
09/09/2002 12:02:00 FILED/CERTIFIED

WARRANTY DEED

STATE OF ALABAMA           )  
COUNTY OF SHELBY        )

KNOW ALL MEN BY THESE PRESENTS, that in consideration of the sum of Two Hundred Eleven Thousand Nine Hundred and No/100 Dollars (\$211,900.00) and other good and valuable consideration to the undersigned grantors, in hand paid by the grantee herein, the receipt of which is hereby acknowledged **JOHN P. APPEGATE AND WIFE, TERESA G. APPEGATE**, (herein referred to as "Grantor"), hereby grants, bargains, sells, and conveys unto **TIMOTHY E. BROWN AND ANNE KERR-BROWN**, (herein referred to as "Grantee"), as joint tenants with rights of survivorship, their interest in the following described real estate situated in Shelby County, Alabama, to wit:

Lot 2, according to the Map and Survey of Oak Park Highlands, Sector 3, as recorded in Map Book 26, Page 136, in the Probate Office of Shelby County, Alabama.

Subject to all easements, restrictions, covenants, rights of way of record; taxes for 2002 and subsequent years not yet due and payable.

\$ 211,900.00 of the purchase price recited herein was paid from the proceeds of a mortgage loan closed simultaneously herewith.

TO HAVE AND TO HOLD the described premises to Grantees, as joint tenants with right of survivorship, their heirs, executors, successors 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 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 THE GRANTOR does for their heirs and executors, successors and assigns, covenant with said Grantee, their heirs, executors, successors and assigns, that Grantor is lawfully seized in fee simple of the premises, that they are free from all encumbrances, unless otherwise noted above, that Grantor has good right to sell and convey the same as aforesaid, and that Grantor will and their heirs and executors, successors and assigns shall warrant and defend same to said Grantee, their heirs, executors, successors and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, the Grantor has signed and sealed this Deed on the 26TH day of July, 2002.


  
(GRANTOR) JOHN P. APPEGATE

  
(GRANTOR) TERESA G. APPEGATE

STATE OF ALABAMA           )  
JEFFERSON COUNTY         )

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that John P. Applegate and Teresa G. Applegate, whose names are signed to the foregoing instrument, and who are known to me, acknowledged before me on this day that, being informed of the contents of this instrument, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this the 26TH day of July, 2002.

  
NOTARY PUBLIC

My Commission Expires: 5/30/05  
THIS INSTRUMENT PREPARED BY:  
Anne R. Strickland, Attorney at Law  
5336 Stadium Trace Parkway, Suite 250  
Birmingham, Alabama 35244

CLAYTON T. SWEENEY, ATTORNEY AT LAW