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(RECORDING INFORMATION ONLY ABOVE THIS LINE)

This Instrument was prepared by:

SEND TAX NOTICE TO:

R. Shan Paden
PADEN & PADEN
Attorneys at Law
5 Riverchase Ridge, Suite 100
Birmingham, Alabama 35244

ERNEST RABALAIS, JR.
120 SHELTERED COVE
WILSONVILLE, AL 35186

STATE OF ALABAMA)

COUNTY OF SHELBY)

JOINT TENANTS WITH RIGHT OF SURVIVORSHIP

WARRANTY DEED

Know All Men by These Presents: That in consideration of TWO HUNDRED FIFTY THREE THOUSAND THREE HUNDRED SIXTY DOLLARS and 00/100 (\$253,360.00) to the undersigned grantor, MAC-SAN BUILDERS, INC. in hand paid by the GRANTEES herein, the receipt of which is hereby acknowledged, the said GRANTOR, does by these presents, grant, bargain, sell and convey unto ERNEST RABALAIS, JR. and TINA C. RABALAIS, HUSBAND AND WIFE, (herein referred to as GRANTEES, as joint tenants, with right of survivorship, whether one or more) the following described real estate, situated in SHELBY County, Alabama, to-wit:

LOT 17, ACCORDING TO THE SURVEY OF OAK HARBOUR PHASE 1, AS RECORDED IN MAP BOOK 27, PAGE 87, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.

SUBJECT TO:

1. TAXES FOR THE YEAR BEGINNING OCTOBER 1, 2001 WHICH CONSTITUTES A LIEN BUT ARE NOT YET DUE AND PAYABLE UNTIL OCTOBER 1, 2002.
2. 35 FOOT BUILDING LINE AS SHOWN ON RECORDED MAP.
3. RESTRICTIONS APPEARING OF RECORD IN INST. #2001-4517.
4. TRANSMISSION LINE PERMITS TO ALABAMA POWER COMPANY IN DEED BOOK 133, PAGE 281; DEED BOOK 143, PAGE 444 AND DEED BOOK 213, PAGE 346.
5. EASEMENT TO ALABAMA POWER COMPANY COVERING FLOOD RIGHTS AS RECORDED IN DEED BOOK 241, PAGE 838 AND DEED BOOK 246, PAGE 714.
6. OIL, GAS AND MINERAL LEASE AS SET OUT IN DEED BOOK 330, PAGE 855.
7. TITLE TO ALL MINERALS WITHIN AND UNDERLYING THE PREMISES, TOGETHER WITH ALL MINING RIGHTS AND OTHER RIGHTS, PRIVILEGES AND IMMUNITIES RELATING THERETO AS RECORDED IN DEED BOOK 337, PAGE 673.

\$212,080.00 of the consideration herein was derived from a mortgage closed simultaneously herewith.

TO HAVE AND TO HOLD Unto the 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 said GRANTOR does for itself, its successors and assigns, covenant with the said GRANTEES, his, her, or their heirs and assigns, that it is lawfully seized in fee simple of said premises; that they are free from all encumbrances, unless otherwise noted above; that it has a good right to sell and convey the same as aforesaid, and that it will and its successors and assigns shall warrant and defend the same to the said GRANTEES, his, her, or their heirs and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, the said GRANTOR, MAC-SAN BUILDERS, INC., by R.S. MCDANAL its PRESIDENT, who is authorized to execute this conveyance, has hereunto set its signature and seal, this the 6th day of September, 2002.

MAC-SAN BUILDERS, INC.

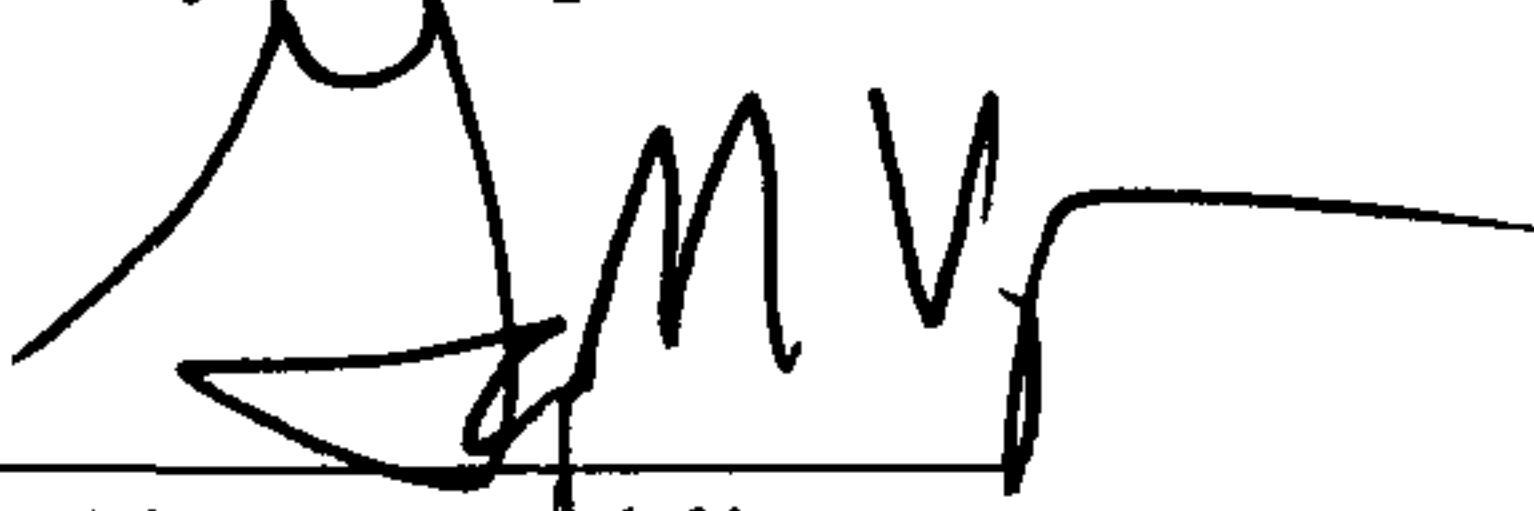
By: 
R.S. MCDANAL
ITS: PRESIDENT

STATE OF ALABAMA)
COUNTY OF SHELBY)

ACKNOWLEDGMENT

I, the undersigned, a Notary Public, in and for said County, in said State, hereby certify that R.S. MCDANAL, whose name as PRESIDENT of MAC-SAN BUILDERS, INC., a corporation, 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 or she, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand this the 6th day of September, 2002.


Notary Public

My commission expires: 9.29.02