


SEND TAX NOTICES TO:

DENNON K. McMILLAN & TAMI L. McMILLAN
6785 WOODLANDS CIRCLE
HELENA, AL 35080


20021009000495510 Pg 1/1 47.50
Shelby Cnty Judge of Probate, AL
10/09/2002 15:41:00 FILED/CERTIFIED

WARRANTY DEED

STATE OF ALABAMA)
COUNTY OF SHELBY)

KNOW ALL MEN BY THESE PRESENTS, that in consideration of the sum of Three Hundred Sixty-Nine Thousand and No/100 Dollars (\$ 369,000.00) to the undersigned grantor, in hand paid by the grantee herein, the receipt of which is hereby acknowledged, **DAVID LATHAM HOMES, L.L.C., an Alabama limited liability company**, (herein referred to as "Grantor"), hereby grants, bargains, sells, and conveys unto **DENNON K. McMILLAN and TAMI L. McMILLAN**, (herein referred to as "Grantee"), as joint tenants with rights of survivorship, the following described real estate situated in Shelby County, Alabama, to wit:

Lot 241, Sector 2, according to the Final Plat, The Woodlands, Sectors 2, 4 and 5, as recorded in Map Book 29, Page 99, in the Probate Office of Shelby County, Alabama.

Subject to all easements, restrictions, rights of way and covenants of record; taxes for 2003 and subsequent years not yet due and payable.

\$332,850.00 of the purchase price recited herein was paid from the proceeds of two mortgage loans closed simultaneously herewith.

TO HAVE AND TO HOLD, to 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 THE GRANTOR does for its 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 its 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 30th day of September, 2002.

DAVID LATHAM HOMES, L.L.C.
(Grantor) By their signatories herein,
the undersigned members certify that
they comprise the total membership of
the L.L.C., and that no amendments have
been made to the Articles of Organization.

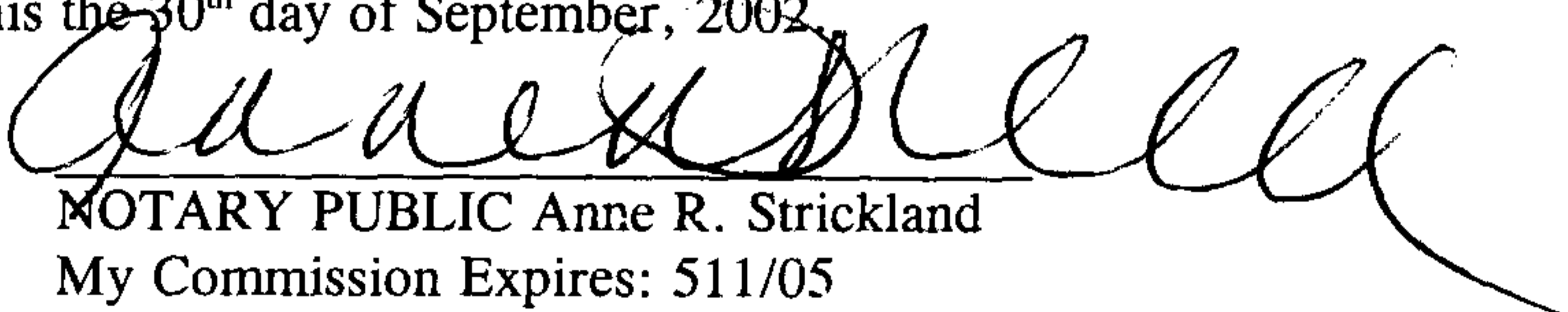
By: 
DAVID LATHAM
Its: Authorized Member

By: 
DEBRA LATHAM
Its: Authorized Member

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that DAVID LATHAM and DEBRA LATHAM, whose names as Authorized Members of DAVID LATHAM HOMES, L.L.C., an Alabama limited liability company, 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 said instrument, they, as such members, and with full authority, executed the same voluntarily, as an act of said limited liability company, acting in his/her capacity as aforesaid.

Given under my hand and official seal, this the 30th day of September, 2002.


NOTARY PUBLIC Anne R. Strickland
My Commission Expires: 5/11/05

THIS INSTRUMENT PREPARED BY:
Anne R. Strickland, Attorney at Law
5330 Stadium Trace Parkway, Suite 250
Birmingham, AL 35244