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(RECORDING INFORMATION ONLY ABOVE THIS LINE)

This Instrument was  
prepared by:

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Birmingham, Alabama 35244

SEND TAX NOTICE TO:

WILLIAM M. MCLENDON  
324 WILLOW CREST LANE  
HOOVER, AL 35244

STATE OF ALABAMA)

COUNTY OF SHELBY)

**JOINT TENANTS WITH RIGHT OF SURVIVORSHIP**

**WARRANTY DEED**

**Know All Men by These Presents:** That in consideration of ONE HUNDRED NINETY THOUSAND DOLLARS and 00/100 (\$190,000.00) DOLLARS to the undersigned grantor or grantors in hand paid by the GRANTEES herein, the receipt of which is acknowledged, we, CHARLES E. POSKEY AND KIMBERLY R. POSKEY, HUSBAND AND WIFE (herein referred to as GRANTORS) do grant, bargain, sell and convey unto REAL ESTATE EXCHANGE CORPORATION and APPROVED BY: WILLIAM M. MCLENDON AND EULA MCLENDON, 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 41, BLOCK 1, ACCORDING TO THE SURVEY OF SOUTHLAKE CREST 2<sup>ND</sup> SECTOR, AS RECORDED IN MAP BOOK 19, PAGE 14, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.

SUBJECT TO:

1. TAXES FOR THE YEAR BEGINNING OCTOBER 1, 2002 WHICH CONSTITUTES A LIEN BUT ARE NOT YET DUE AND PAYABLE UNTIL OCTOBER 1, 2003.
2. RESTRICTIONS, COVENANTS AND CONDITIONS RECORDED IN REAL 160, PAGE 495, AND THE DECLARATION OF PROTECTIVE COVENANTS OF SOUTHLAKE CREST RECORDED IN INSTRUMENT 1993-30195, INSTRUMENT 1993-40742 AND INSTRUMENT 1993-40743, ARTICLES OF INCORPORATION AS RECORDED IN INSTRUMENT 1993-30196, AND BY-LAWS AS RECORDED IN INSTRUMENT 1993-30197 AND INSTRUMENT 1993-22812, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.
3. TRANSMISSION LINE PERMIT TO ALABAMA POWER COMPANY, AS RECORDED IN DEED BOOK 129, PAGE 572 AND DEED BOOK 219, PAGE 734, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.
4. MINERAL AND MINING RIGHTS AND RIGHTS INCIDENT THERETO RECORDED IN DEED BOOK 121, PAGE 294, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.
5. RESTRICTIONS FOR LAND USE AS SET OUT IN REAL 160, PAGE 492, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.

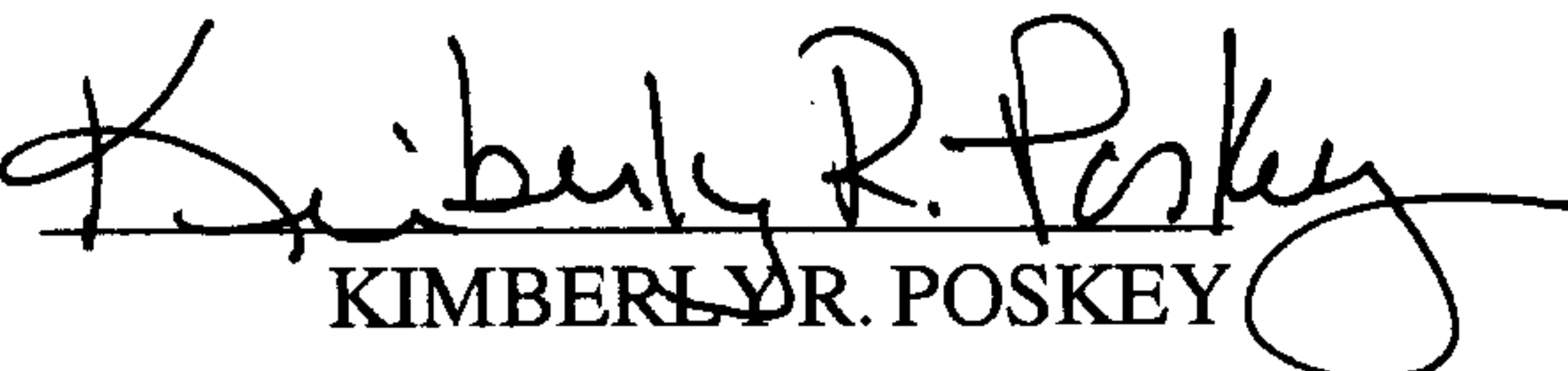
6. EASEMENT FOR ALABAMA POWER COMPANY RECORDED IN REAL 142, PAGE 184 AND REAL 149, PAGE 12, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.

**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 I (we) do for myself (ourselves) and for my (our) heirs, executors, and administrators covenant with the said GRANTEES, his, her, or their heirs and assigns, that I am (we are) lawfully seized in fee simple of said premises; that they are free from all encumbrances, unless otherwise noted above; that I (we) have a good right to sell and convey the same as aforesaid; that I (we) will and my (our) heirs, executors and administrators 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 GRANTORS, CHARLES E. POSKEY AND KIMBERLY R. POSKEY, HUSBAND AND WIFE, have hereunto set his, her or their signature(s) and seal(s), this the 30th day of January, 2003.

  
\_\_\_\_\_  
CHARLES E. POSKEY

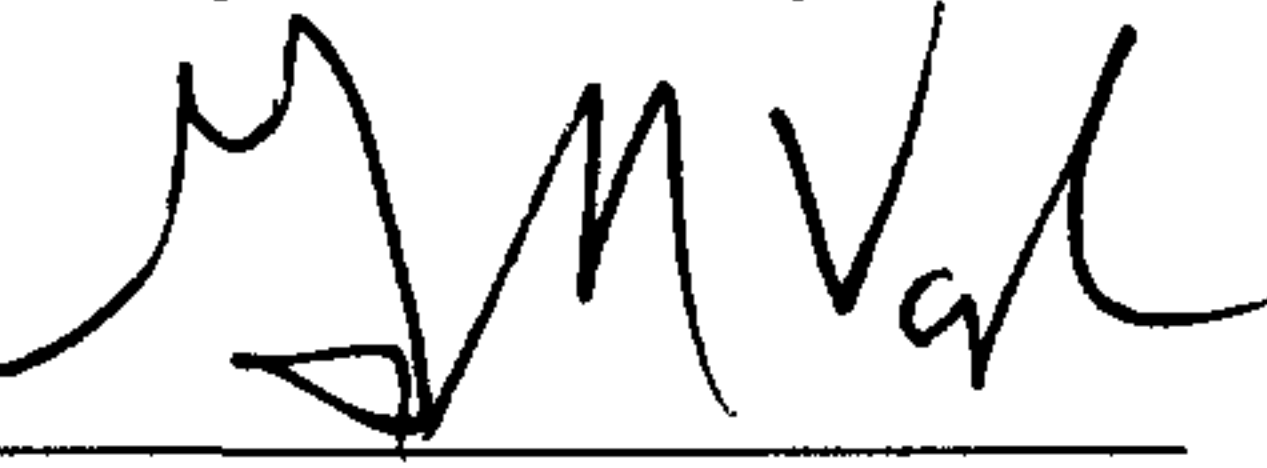
  
\_\_\_\_\_  
KIMBERLY R. POSKEY

STATE OF ALABAMA)  
COUNTY OF SHELBY)

ACKNOWLEDGEMENT

I, the undersigned, a Notary Public, in and for said County, in said State, hereby certify that CHARLES E. POSKEY AND KIMBERLY R. POSKEY, HUSBAND AND WIFE, whose name(s) 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 he, she, or they executed the same voluntarily on the day the same bears date.

Given under my hand this the 30th day of January, 2003.

  
\_\_\_\_\_  
Notary Public

My commission expires: 9.29.06