

SEND TAX NOTICE TO:

Steve Bettinger

Helene Bettinger

1613 Wingfield Dr. se
Birmingham, AL 35242 - 5849

STATUTORY DEED

STATE OF ALABAMA

JEFFERSON COUNTY

KNOW ALL MEN BY THESE PRESENTS.

That for and in consideration of Eighty Thousand and No/100 (\$80,000.00) DOLLARS, to the undersigned grantor, The Shires, L.L.C., an Alabama Limited Liability Company, (hereinafter referred to as "Grantor"), in hand paid by STEVE BETTINGER AND HELENE BETTINGER, (hereinafter referred to as "Grantees"), as joint tenants, with right of survivorship, the receipt, adequacy and sufficiency whereof are hereby acknowledged, the said The Shires, L.L.C., an Alabama Limited Liability Company does by these presents, grant, bargain, sell and convey unto the said STEVE BETTINGER AND HELENE BETTINGER the following real estate, located and situated in Shelby County, Alabama:

Lot 8, according to the Survey of The Shires, Phase III, Sector I, as recorded in Map Book 18, page 35, in the Probate Office of Shelby County, Alabama.

SUBJECT TO:

1. Ad valorem taxes for the year 2003, which are a lien, but not yet due and payable until October 1, 2003.
2. 10 foot easement on rear, as shown by recorded map.
3. 5 foot easement on south, as shown by recorded map.
4. Varying width easement on front, as shown by recorded map.
5. Varying width building line on front, as shown by recorded map.
6. Right of way granted to Alabama Power Company by instrument recorded in Deed Book 292, page 628 and Deed Book 306, page 129, in the Probate Office of Shelby County, Alabama.
7. Easement to Water Works Board of the City of Birmingham recorded in Deed Book 176, page 25 and Deed Book 160, page 9, in the Probate Office of Shelby County, Alabama.
8. Restrictions or Covenants recorded in Deed Book 173, page 840 and Deed Book 179, page 44, in the Probate Office of Shelby County, Alabama, but omitting any covenant or restriction based on race, color, religion, sex, handicap, familial status, or national origin.

TO HAVE AND TO HOLD the said described property unto the said Grantees for and during their joint lives and upon the death of either of them, then to the survivor of them in fee simple, and to the heirs and assigns for such survivor forever, together with every contingent remainder and right of reversion.

No word, words, or provisions of this instrument are intended to operate as to imply covenants of warranty except the following: Grantor does hereby specially warrant the title to said property against lawful claim of all persons claiming by, through or under the Grantor.

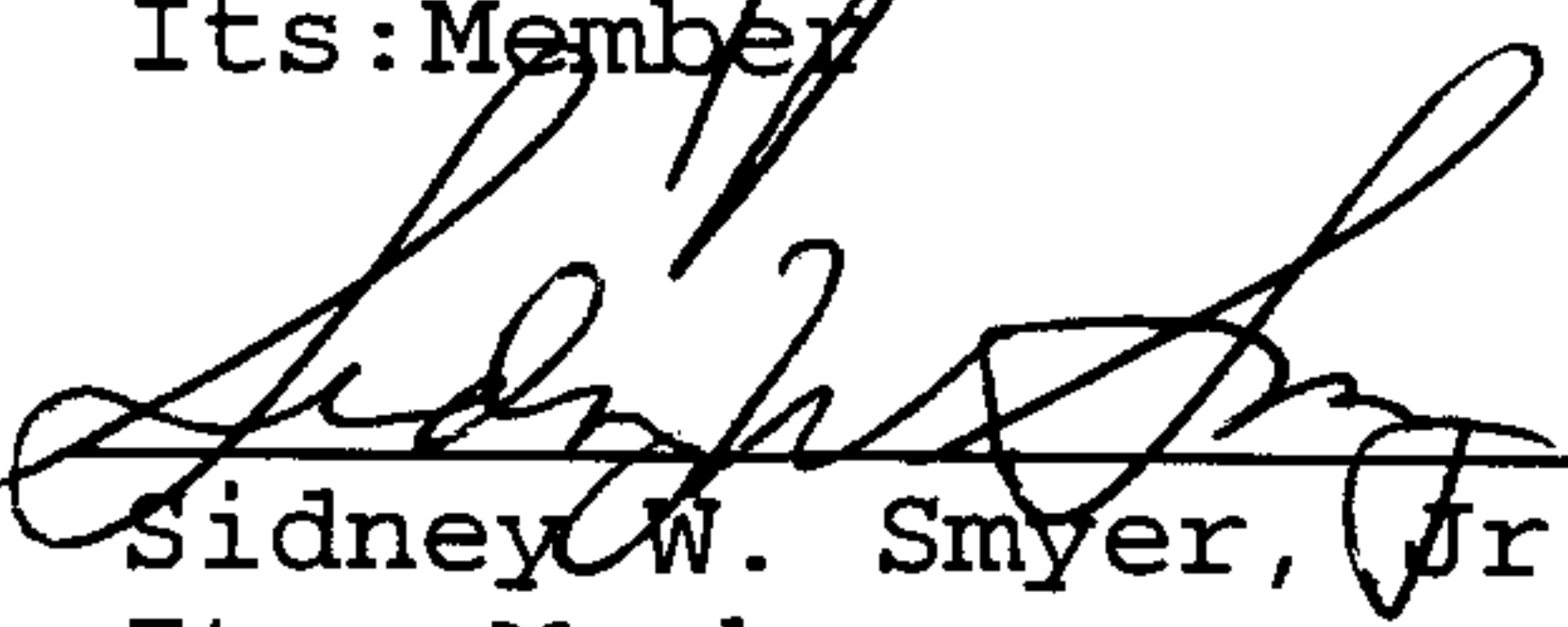
IN WITNESS WHEREOF, The Shires, L.L.C., an Alabama Liability Company, has caused this conveyance to be executed by its Members, who are hereunto duly authorized, this 16th day of May, 2003.

The Shires, L.L.C.

BY:


Sidney W. Smyer, III
Its: Member

BY:



Sidney W. Smyer, Jr.
Its: Member

STATE OF ALABAMA

JEFFERSON COUNTY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Sidney W. Smyer, III, whose name as Member of The Shires, L.L.C., an Alabama Limited Liability Corporation, is signed to the foregoing conveyance, and who is known to me, acknowledged before me that, being informed of the contents of the conveyance, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal this 16th day of May, 2003.


NOTARY PUBLIC

My commission expires:

Affix Notarial Seal

NOTARY PUBLIC - JEFFERSON COUNTY, ALABAMA AT LARGE
MY COMMISSION EXPIRES August 1, 2004
BONDED THROUGHOUT BY THE UNDERWRITERS

STATE OF ALABAMA

JEFFERSON COUNTY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Sidney W. Smyer, Jr., whose name as Member of The Shires, L.L.C., an Alabama Limited Liability Corporation, is signed to the foregoing conveyance, and who is known to me, acknowledged before me that, being informed of the contents of the conveyance, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal this 16th day of May, 2003.



NOTARY PUBLIC

My commission expires:

NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES Aug 27, 2004
BONDED THROUGH PUBLIC UNDERWRITERS

Affix Notarial Seal

THIS INSTRUMENT WAS PREPARED BY:
DAVID F. OVSON, Attorney at Law
1130 South 22nd Street
Ridge Park Building, Suite 4800
Birmingham, AL 35205