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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

NATHAN E. ATCHLEY
1106 THOMPSON ROAD
ALABASTER, AL 35007

STATE OF ALABAMA)
COUNTY OF SHELBY)

**JOINT TENANTS WITH RIGHT OF SURVIVORSHIP
WARRANTY DEED**

Know All Men by These Presents: That in consideration of NINETY EIGHT THOUSAND DOLLARS and 00/100 (\$98,000.00) to the undersigned grantor, FIVE STAR PROPERTIES, LLC 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 NATHAN E. ATCHLEY and TERESA D. ATCHLEY, 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 5 ACCORDING TO THE SURVEY OF APPLGATE GARDENS AS RECORDED IN MAP BOOK 29, PAGE 52, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.

SUBJECT TO:

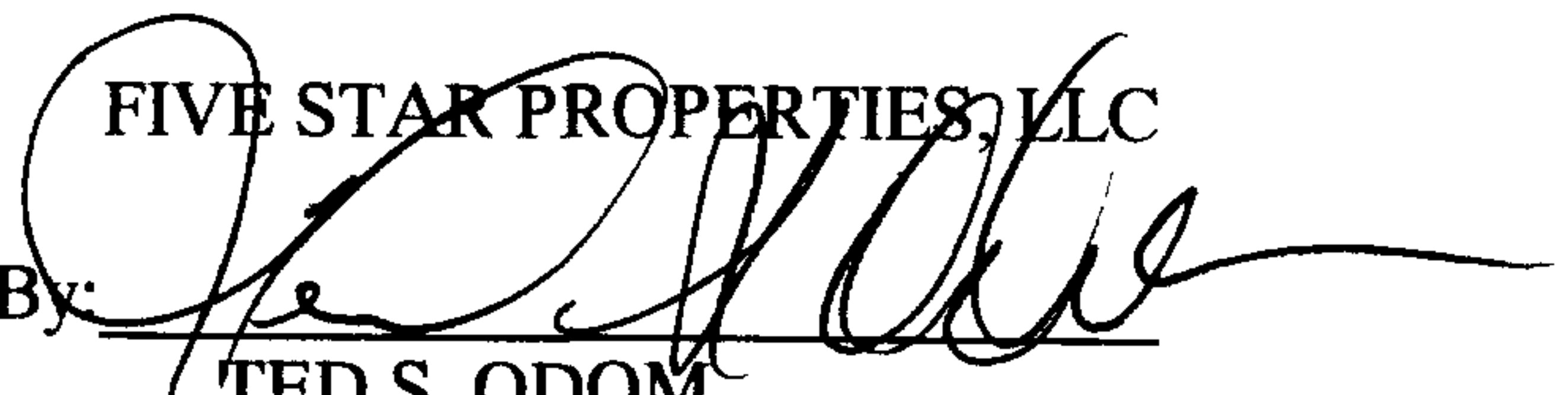
1. TAXES FOR THE YEAR 2002 WHICH CONSTITUTE A LIEN BUT ARE NOT YET DUE AND PAYABLE UNTIL OCTOBER 1, 2003.
2. 25 FOOT BUILDING LINE AS SHOWN BY RECORDED MAP.
3. 25 FOOT BUILDING LINE AS EAST AS SHOWN BY RECORDED MAP.
4. 15 FOOT UTILITY AND DRAINAGE EASEMENT ON REAR AS SHOWN BY RECORDED MAP.
5. 15 FOOT UTILITY EASEMENT ON EAST AS SHOWN BY RECORDED MAP.
6. 13 FOOT EASEMENT ON WEST AS SHOWN BY RECORDED MAP.
7. SUBDIVISION RESTRICTIONS SHOWN ON RECORD PLAT IN MAP BOOK 29, PAGE 52 PROVIDE FOR CONSTRUCTION OF SINGLE FAMILY RESIDENCES ONLY.
8. RESTRICTIONS APPEARING OF RECORD IN INSTRUMENT 2002-509930 IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.
9. MINERAL AND MINING RIGHTS AND RIGHTS INCIDENT THERETO RECORDED IN INSTRUMENT 2001-4112 IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.

\$83,300.00 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, FIVE STAR PROPERTIES, LLC, by TED S. ODOM its MEMBER, who is authorized to execute this conveyance, has hereunto set its signature and seal, this the 19th day of September, 2003.

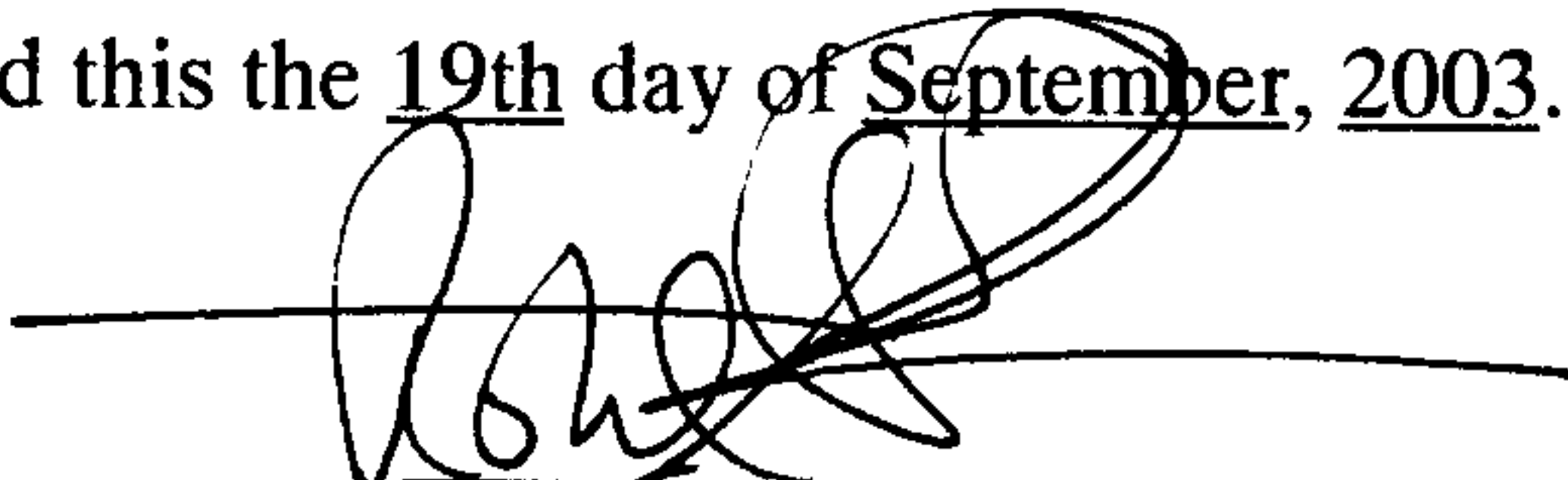
FIVE STAR PROPERTIES, LLC
By: 
TED S. ODOM
ITS: MEMBER

STATE OF ALABAMA)
COUNTY OF SHELBY)

ACKNOWLEDGMENT

I, the undersigned, a Notary Public, in and for said County, in said State, hereby certify that TED S. ODOM, whose name as MEMBER of FIVE STAR PROPERTIES, LLC, 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 19th day of September, 2003.


Notary Public

My commission expires: 7/11/05