

WARRANTY DEED
JOINT TENANTS WITH RIGHTS OF SURVIVORSHIP

STATE OF ALABAMA
COUNTY OF SHELBY

KNOW ALL MEN BY THESE PRESENTS, That, in consideration of \$ 317,000.00 to the undersigned Grantor(s), Jimmie E. Parker dba Jimmie Parker Custom Homes, Unmarried, in hand paid by the Grantees named herein, the receipt of which is hereby acknowledged, the said Grantor(s) does by these presents, grant, bargain, sell and convey unto Michael C. Creely and Gayle B. Creely (herein referred to as "Grantees") the following described real estate, situated in Shelby County, Alabama, to-wit:

Lot 26, according to the Survey of Birch Creek Subdivision, as recorded in Map Book 27, Page 143, in the Probate Office of Shelby County, Alabama. Situated in Shelby County, Alabama.

Address of Proeprty: 134 Birch Creek Drive
Birmingham, AL 35242

Described property does not constitute the homestead of Grantor but will become the homestead of Grantees.

Subject to taxes for the year 2004 and subsequent years, easements, restrictions, reservations, rights-of way, limitations, covenants and conditions of record, if any, and mineral and mining rights, if any.

\$ 66,000.00 of the purchase price is being paid by the proceeds of a first mortgage loan executed and recorded simultaneously herewith.

TO HAVE AND TO HOLD, to 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 of such survivor forever, together with every contingent remainder and right of reversion. And said Grantor(s) does for itself, its successors and assigns, covenant with said Grantees, their heirs and assigns, that is lawfully seized in fee simple of said premises, that they are free from all encumbrances, 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, their heirs, executors and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, the said GRANTOR(S), who is authorized to execute this conveyance, has hereto set its signature and seal this the 5 day of December, 20 03.

By: _____
Grantor

Jimmie E. Parker
Grantor

STATE OF ALABAMA
COUNTY OF SHELBY

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Jimmie E. Parker, Unmarried, 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/they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 5 day of December, 2003.

Valerie A. England
Notary Public

Commission Expires: 02/25/04

This Instrument Prepared By:
Kevin Hays and Associates, PC
100 Concourse Parkway, Suite 101
Birmingham, AL 35244

Send Tax Notices To:
Michael C. Creely
Gayle B. Creely
134 Birch Creek Drive
Birmingham, AL 35242