

This instrument was prepared by:
Clayton T. Sweeney, Attorney
2700 Highway 280 East, Suite 160
Birmingham, AL 35223

Send Tax Notice To:
Sharon Shoemaker Sizemore and
Wallace Shoemaker

STATE OF ALABAMA)
COUNTY OF SHELBY) **JOINT SURVIVORSHIP DEED**

KNOW ALL MEN BY THESE PRESENTS: That, for and in consideration of **TEN DOLLARS and 00/100 (\$10.00)**, and other good and valuable consideration, this day in hand paid to the undersigned **Michael Wallace Shoemaker, A Married Man**, (hereinafter referred to as GRANTORS), in hand paid by the GRANTEES herein, the receipt whereof is hereby acknowledged, the GRANTORS do hereby give, grant, bargain, sell and convey unto the GRANTEES, **Michael Wallace Shoemaker and Wallace Shoemaker** (hereinafter referred to as GRANTEES), for and during their joint lives and upon the death of either, then to the survivor of them in fee simple, together with every contingent remainder and right of reversion, the following described Real Estate, lying and being in the County of **SHELBY** State of Alabama, to-wit:

See the attached Exhibit "A"

Subject To:

Ad valorem taxes for 2004 and subsequent years not yet due and payable until October 1, 2004. Existing covenants and restrictions, easements, building lines and limitations of record.

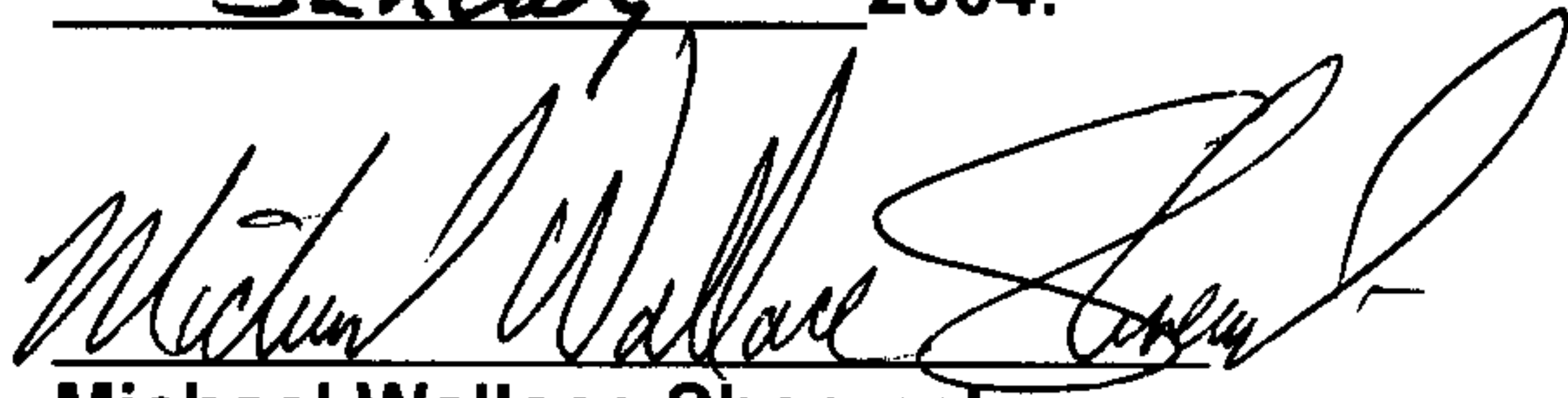
The property herein does not constitute the homestead of the grantor or his spouse.

TO HAVE AND TO HOLD, the tract or parcel of land above described together with all and singular the rights, privileges, tenements, appurtenances, and improvements 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 of such survivor, forever.

AND SAID GRANTORS, for said GRANTORS, GRANTORS' heirs, successors, executors and administrators, covenants with GRANTEES, and with GRANTEES' heirs and assigns, that GRANTORS are lawfully seized in fee simple of the said Real Estate; that said Real Estate is free and clear from all Liens and Encumbrances, except as hereinabove set forth, and except for taxes due for the current and subsequent years, and except for any Restrictions pertaining to the Real Estate of record in the Probate Office of said County; and that GRANTORS will, and GRANTORS' heirs, executors and administrators shall, warrant and defend the same to said GRANTEES, and GRANTEES' heirs and assigns, forever against the lawful claims of all persons.

CLAYTON T. SWEENEY, ATTORNEY AT LAW

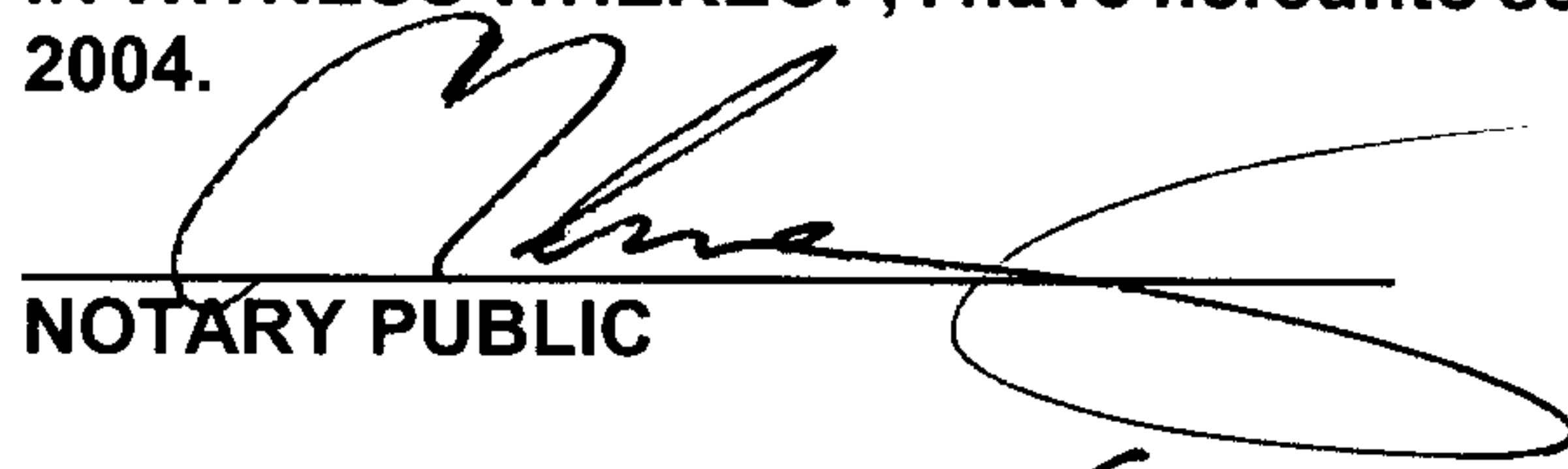
IN WITNESS WHEREOF, said GRANTORS have hereunto set their hands and seals this the 30th day of January 2004.


Michael Wallace Shoemaker

STATE OF Alabama)
COUNTY OF Jefferson)

I, the undersigned, a Notary Public, in and for said County and State, hereby certify that Michael Wallace Shoemaker, whose name 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 Instrument he executed the same voluntarily on the day the same bears date.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this the 30th day of January 2004.


NOTARY PUBLIC

My Commission Expires: 6-5-2007

EXHIBIT "A"

Lot 3, according to the Survey of Dogwood Lakes and Subdivision, as recorded in Map Book 23, Page 34, in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama.

Together with the following described easements:

60.0 Foot Easement for Ingress, Egress & Utilities
Centerline Description to-wit:

From the S.W. corner of the NE 1/4-NW 1/4 of Section 23, T19S-R1W, run thence East along the South Boundary of said NE 1/4-NW 1/4 a distance of 17.49 feet to the point of beginning of the centerline of herein described easement for ingress and egress and utilities; thence turn 55 deg. 25' 49" left and run 99.24 feet along said easement centerline and the following courses; 06 deg. 03' 54" left for 104.89 feet; 12 deg. 24' 30" left for 175.59 feet; 10 deg. 38' right for 201.28 feet; 12 deg. 54' 55" right for 165.02 feet; 05 deg. 37' 50" left for 265.89 feet; 15 deg. 35' 30" right for 323.69 feet; 13 deg. 58' 30" left for 188.54 feet; 08 deg. 44' right for 128.93 feet to a point on the North boundary of aforementioned Section 23; thence turn 180 deg. 00' right and run along said easement centerline a distance of 50.72 feet; thence turn 92 deg. 06' 49" left and continue along said easement centerline a distance of 64.81 feet and the following courses; 54 deg. 49' 11" right for 141.23 feet; 12 deg. 33' 27" left for 110.76 feet; 20 deg. 34' 50" left for 169.50 feet; 15 deg. 05' 36" right for 86.16 feet; 36 deg. 33' 41" right for 166.53 feet; 29 deg. 09' 29" left for 97.38 feet; 14 deg. 44' 38" left for 198.02 feet; 16 deg. 40' 30" left for 276.22 feet; 34 deg. 30' 41" left for 274.24 feet to a point on the South boundary of the NW 1/4-NE 1/4 of aforementioned Section 23; thence turn 02 deg. 14' 58" right and continue along said easement a distance of 473.26 feet to the P.C. of a curve concave right, having a delta angle of 65 deg. 53' 34" and tangents of 100.0 feet and a centerline arc distance of 177.45 feet to the P.T.; thence along the tangent centerline a distance of 96.95 feet; thence turn 122 deg. 12' 30" left and run 760.84 feet along said easement centerline to a point on the North boundary of the SW 1/4-NE 1/4 of Section 23, T19S-R1W; thence turn 180 deg. 00' right and run 760.84 feet along said easement centerline; thence turn 57 deg. 47' 30" left and run 338.44 feet along said easement centerline; thence turn 02 deg. 42' 42" right and run 588.77 feet to the PC of a curve concave left, having a delta angle of 46 deg. 35' 43" and tangents of 75.0 feet and a centerline arc distance of 141.64 feet to the PT; thence along the tangent centerline a distance of 77.80 feet; thence turn 116 deg. 34' 50" left and run 68.62 feet along said easement centerline; thence turn 180 deg. 00' right and run 211.45 feet along said easement centerline to the PC of a curve concave right, having a delta angle of 17 deg. 17' 51" and tangents of 80.0 feet and a centerline arc distance of 158.78 feet to the PT; thence along the tangent centerline a distance of 301.63 feet to the PC of a curve concave left, having a delta angle of 27 deg. 09' 45" and tangents of 80.0 feet and a centerline arc distance of 156.99 feet to the PT; thence along the tangent centerline a distance of 214.77 feet to the PC of a curve concave right, having a delta angle of 30 deg. 36' 35" and tangents of 80.0 feet and a centerline arc distance of 156.18 feet to the PT; thence along the tangent centerline a distance of 39.20 feet to the PC of a curve concave left, having a delta angle of 27 deg. 45' 20" and tangents of 75.0 feet and a centerline arc distance of 147.06 feet to the PT; thence along the tangent centerline a distance of 308.97 feet; thence turn 154 deg. 51' 35" left and run 278.49 feet along said easement centerline; thence turn 06 deg. 48' right and run 213.47 feet along said easement centerline; thence turn 00 deg. 50' 46" right and run 321.84 feet along said easement centerline; thence turn 180 deg. 00' right and run 321.84 feet along said easement centerline; thence turn 00 deg. 50' 46" left and run 213.47 feet along said easement centerline; thence turn 06 deg. 48' left and run 278.49 feet along said easement centerline; thence turn 09 deg. 12' left and run said easement centerline a distance of 261.83 feet to a point on the East boundary of the SE 1/4-SW 1/4 of Section 23, T19S-R1W; thence continue along said course a distance of 176.36 feet to the PC of a curve concave left, having a delta angle of 54 deg. 03' 57" and tangents of 306.47 feet and a centerline arc distance of 566.76 feet to the PC of a reverse curve concave right, having a delta angle of 74 deg. 40' 50" and tangents of 100.0 feet and a centerline arc distance of 170.85 feet to the PT; thence along the tangent centerline a distance of 719.70 feet to the PC of a curve concave left, having a delta angle of 48 deg. 19' 01" and tangents of 250.0 feet and a centerline arc distance of 470.01 feet to the PT; thence along the tangent centerline a distance of 730.31 feet to a point of termination of herein described easement centerline on the North boundary of Old U.S. Hwy. #280 (80' R.O.W.), and further, from the described point of termination back North/Northeasterly along the described centerline to a point of intersection with the South boundary of the SE 1/4-SW 1/4 of Section 23, T19S-R1W, tracks in close proximity that certain easement centerline described in Book 184 at Page 89; said property being situated in Shelby County, Alabama.

EXHIBIT "A" (con't)

A 25 Foot Non-Exclusive Ingress/Egress and Utility Easement:

A 25 foot ingress, egress and utility easement being 12.5 feet on each side of the following described line: Commence at a 1/4" rebar in place accepted as the Southwest corner of the Southwest one-fourth of the Southeast one-fourth of Section 23, Township 19 South, Range 1 West, Shelby County, Alabama; thence proceed North 00° 47' 42" West along the West boundary of said quarter-quarter section for a distance of 546.51 feet to the a point; thence proceed South 24° 41' 35" West for a distance of 274.79 feet to a point on the Easterly boundary of a 60 foot roadway (Signal Road) and the point of beginning of said easement. From this beginning point proceed North 24° 41' 35" East along the centerline of said easement for a distance of 274.79 feet; thence proceed North 69° 32' 10" East along the centerline of said easement for a distance of 194.25 feet; thence proceed North 28° 55' 54" East along the centerline of said easement for a distance of 222.80 feet; thence proceed North 52° 25' 12" East along the centerline of said easement for a distance of 286.97 feet; thence proceed North 83° 09' 56" East along the centerline of said easement for a distance of 62.58 feet; thence proceed South 75° 05' 10" East along the centerline of said easement for a distance of 173.62 feet; thence proceed South 28° 50' 26" East along the centerline of said easement for a distance of 85.02 feet; thence proceed South 21° 03' 40" East along the centerline of said easement for a distance of 56.66 feet; thence proceed South 21° 03' 40" East along the centerline of said easement for a distance of 81.67 feet; thence proceed South 38° 56' 59" East along the centerline of said easement for a distance of 173.97 feet; thence proceed South 59° 14' 56" East along the centerline of said easement for a distance of 70.37 feet; thence proceed South 86° 02' 19" East along the centerline of said easement for a distance of 261.76 feet; thence proceed South 84° 26' 49" East along the centerline of said easement for a distance of 158.12 feet; thence proceed North 86° 37' 42" East along the centerline of said easement for a distance of 199.97 feet; thence proceed North 89° 33' 52" East along the centerline of said easement for a distance of 530.0 feet, more or less, to a point on the West boundary of Lot No. 4 of the Dogwood Lakes Subdivision as shown by map of said subdivision on record in the Office of the Judge of Probate of Shelby County, Alabama, in Plat Book 23 at Page 34 and the termination of said easement.

A 20 Foot Non-Exclusive Water Line Easement:

A 20 foot waterline easement being 10 feet in equal width on each side of the following described line: Commence at a 1/4" rebar in place accepted as the Southwest corner of the Southwest one-fourth of the Southeast one-fourth of Section 23, Township 19 South, Range 1 West, Shelby County, Alabama; thence proceed North 00° 47' 42" West along the West boundary of said quarter-quarter section for a distance of 546.51 feet to the a point; thence proceed South 24° 41' 35" West for a distance of 274.79 feet to a point on the Easterly boundary of a 60 foot roadway (Signal Road; thence proceed North 24° 41' 35" East along the centerline of a 25 foot ingress/egress and utility easement for a distance of 274.79 feet; thence proceed North 69° 32' 10" East along the centerline of said ingress/egress and utility easement for a distance of 194.25 feet; thence proceed North 28° 55' 54" East along the centerline of said ingress/egress and utility easement for a distance of 222.80 feet; thence proceed North 52° 25' 12" East along the centerline of said ingress/egress and utility easement for a distance of 286.97 feet to the centerline of said 25 foot waterline easement, being the point of beginning of said waterline easement. From this beginning point proceed North 78° West along the centerline of said waterline easement for a distance of 330.0 feet, more or less to the termination of said waterline easement.

25 FOOT INGRESS/EGRESS AND UTILITY EASEMENT:

A 25 foot ingress/egress and utility easement being 25 feet in equal width on the Westerly side of the following described line: Commence at a 5/8" iron in place being accepted as the Southeast corner of Section 23, Township 19 South, Range 1 West, Shelby County, Alabama; thence proceed North 00° 26' 08" West along the West boundary of said section for a distance of 492.98 feet to the Southeast corner of Lot No. 4 of the Dogwood Lakes Subdivision as shown by map of said subdivision on record in the Office of the Judge of Probate of Shelby County, Alabama, in Plat Book 23 at Page 34; thence proceed South 89° 33' 52" West along the South boundary of said Lot No. 4 and along the South boundary of Lot No. 5 of said subdivision for a distance of 1057.42 feet to the Southwest corner of said Lot no. 5 and the point of beginning of said easement. From this beginning point proceed North 00° 26' 08" West along the Westerly boundary of said Lot No. 5 and along the Easterly boundary of said easement for a distance of 95.09 feet; thence proceed North 34° 39' 21" East along the Westerly boundary of said Lot No. 5 and along the Easterly boundary of said easement for a distance of 162.15 feet; thence proceed North 50° 12' 26" East along the Westerly boundary of said Lot No. 5 and along the Easterly boundary of said easement for a distance of 64.60 feet; thence proceed North 17° 34' 40" East along the Easterly boundary of said easement and along the Westerly boundary of said Lot No. 5 and the prolongation thereof for a distance of 250.0 feet to the termination of said easement.