

WARRANTY DEED JOINTLY FOR LIFE WITH REMAINDER TO SURVIVOR

STATE OF ALABAMA,
COUNTY OF SHELBY.

*
150,000,

KNOW ALL MEN BY THESE PRESENTS:

THIS DEED, made this the ATh day of February, 2004, between THOMAS W. DALTON, III, AS SUCCESSOR TRUSTEE UNDER THE PROVISIONS OF A TRUST AGREEMENT DATED THE 9TH DAY OF APRIL, 2003, KNOWN AS FLICKINGER FAMILY 4010 FALLISTON DRIVE LAND TRUST hereinafter called the "GRANTOR," in consideration of the sum of TEN and NO/100 (\$10.00) DOLLARS and other good and valuable consideration, to them in hand paid by WILLIAM B. CROW and wife, KATHERINE E. CROW, hereinafter called the "GRANTEES," the receipt of which is hereby acknowledged, the GRANTOR does hereby GRANT, BARGAIN, SELL and CONVEY 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, together with every contingent remainder and right of reversion, SUBJECT TO the following CONDITIONS, LIMITATIONS, EXCEPTIONS and RESERVATIONS hereinafter set forth, the following described real property, all lying and being situated in SHELBY COUNTY, ALABAMA, to-wit:

Lot 46, according to the Survey of Falliston, Sector 3, Phase 1, as recorded in Map Book 20, Page 140, in the Probate Office of Shelby County, Alabama

The above described land is SUBJECT TO the following CONDITIONS, LIMITATIONS, EXCEPTIONS and RESERVATIONS:

- 1. Ad Valorem taxes and assessments for the current year and future years.
- 2. Any applicable zoning ordinances and other governmental regulations.
- 3. Easements; rights-of-way; reservations; exceptions; agreements; restrictions; setback lines; coal, oil, gas and other mineral leases; access rights; and all other matters of record including but not limited to those exceptions specifically set forth below.
- 4. Encroachments, overlaps, boundary line disputes, over-hangs, unrecorded easements, deficiency in quantity of ground, or any matters not of record, which would be disclosed by an accurate survey and inspection of the premises.

5. An exception from this conveyance and the warranty of this conveyance of

the title to any and all of the oil, gas, hydrocarbons and minerals and mineral rights of

whatsoever nature or kind, which are located in, on or under, or which may be produced

from the above-described real property, which may be owned by parties other than

Grantor.

TO HAVE AND TO HOLD the same 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

Grantee does not survive the other, then the heirs and assigns of the Grantees herein

shall take as tenants in common, subject to any existing mineral leases, and to any

roadways, highways, rights-of-way or easements for utilities or otherwise, whether

recorded or not, and whether visible on the ground or not, and any encroachments of any

nature or kind. And the said Grantor, for themselves and their heirs and assigns,

covenant with the said Grantees that the property conveyed hereby is free from all

encumbrances save and except for the foregoing matters, that they have good right to sell

and convey the same as aforesaid, and that they will forever warrant and defend the

same unto the said Grantees and their heirs and assigns, against the lawful claims and

demands of all persons.

IN WITNESS WHEREOF, the Grantor of the property described herein have

signed and sealed this Deed, on the day and year first above written.

THOMAS W. DALTON, III, as Successor Trustee under the Provisions of a Trust

Agreement dated the 9th day of April, 2003,

Known as Flickinger Family 4010 Falliston

Drive Land Trust

STATE OF ALABAMA, COUNTY OF

I, the undersigned authority, a Notary Public in and for said Parish and State, do hereby certify that THOMAS W. DALTON, III, as Successor Trustee under the Provisions of a Trust Agreement dated the 9th day of April, 2003, Known as Flickinger Family 4010 Falliston Drive Land Trust 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 said conveyance, he, as Trustee for said trust, and

with full authority, executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the $\frac{\partial \mathcal{T}^{h}}{\partial \mathcal{T}}$ day of $\frac{\int -2b \ln y}{y}$, 2004.

NOTARY PUBLIC

My Commission Expires:___

(SEAL)

GRANTEE'S ADDRESS:

Mr. and Mrs. William B. Crow 31515 HWY 43 Thomasville, AL 36784

"By preparation of this deed, J. GLEN PADGETT, Attorney at Law, makes no representation to Grantor or to Grantee that good title or merchantable title is conveyed by this deed."

Endorsement as required by Alabama law:

This Instrument Prepared By:

J. GLEN PADGETT, Attorney at Law

16 West Front Street

Thomasville, AL 36784

(334) 636-9704

#04-001(34)