


This instrument prepared by:
Estes, Sanders & Williams, LLC
3800 Colonnade Parkway, Suite 330
Birmingham, Alabama 35243

Send Tax Notice To:
Matthew Monk
129 6th Street S.W.
Alabaster, Alabama 35007

WARRANTY DEED
Joint Tenants With Right of Survivorship


20040319000140140 Pg 1/1 31.50
Shelby Cnty Judge of Probate, AL
03/19/2004 10:01:00 FILED/CERTIFIED

STATE OF ALABAMA }

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF SHELBY }

That in consideration of the sum of **One Hundred One Thousand Five Hundred Dollars and no 00/100 Dollars (\$101,500.00)** to the undersigned grantor or grantors in hand paid by the GRANTEES herein, the receipt whereof is hereby acknowledged, I/we,

Barry R. Posey and Patti G. Posey, Husband and Wife

(herein referred to as GRANTORS) do grant, bargain, sell and convey unto

Matthew Monk and Mary Monk

(herein referred to as GRANTEES) as joint tenants with right of survivorship, the following described real estate situated in Shelby County, Alabama, to-wit:

Lot 7 and the North half of Lot 9, according to the Resurvey of Addition to McMillen's Survey of the North ½ of the Northwest 1/4 of Section 2, Township 21 South, Range 3 West, as recorded in Map Book 4, Page 57, in the Probate Office of Shelby County, Alabama.

The property being conveyed is the same property conveyed in Deeds recorded in Deed Book 248, Page 769, Instrument 1993/2371, Instrument 2000/7192 and Instrument 2001/55634.

Subject to: (1) 2004 ad valorem taxes not yet due and payable;
(2) all mineral mining rights not owned by the Grantors; and
(3) all easements, rights-of-way, restrictions covenants and encumbrances of record.

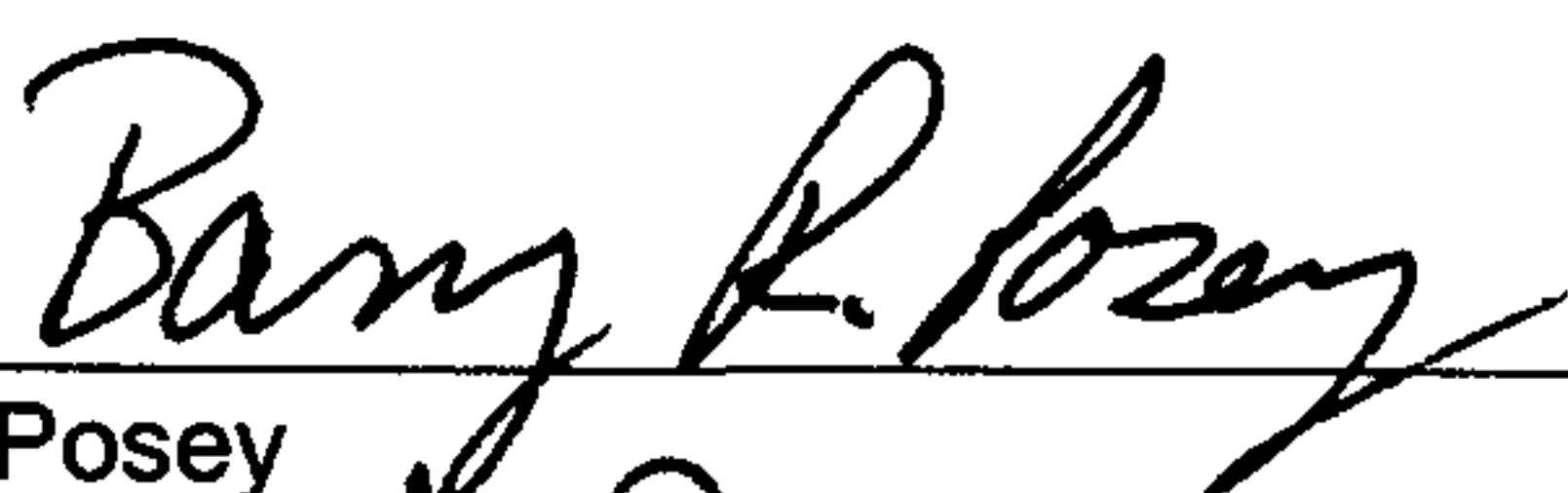
\$81,200.00 of the consideration was paid from a mortgage loan closed simultaneously herewith.

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 I (we) do for myself (ourselves) and for my (our) heirs, executors, and administrators covenant with the said GRANTEES, their heirs and assigns, that I am (we are) lawfully seized in fee simple of said premises; that they are free from all encumbrances, unless otherwise noted above; that I (we) have a good right to sell and convey the same as aforesaid; that I (we) will and my (our) heirs, executors and administrators shall warrant and defend the same to the said GRANTEES, their heirs and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, I/we have set our/my hand(s) and seal(s), this 16th day of March, 2004.

_____(Seal)


Barry R. Posey (Seal)

_____(Seal)


Patti G. Posey (Seal)

_____(Seal)

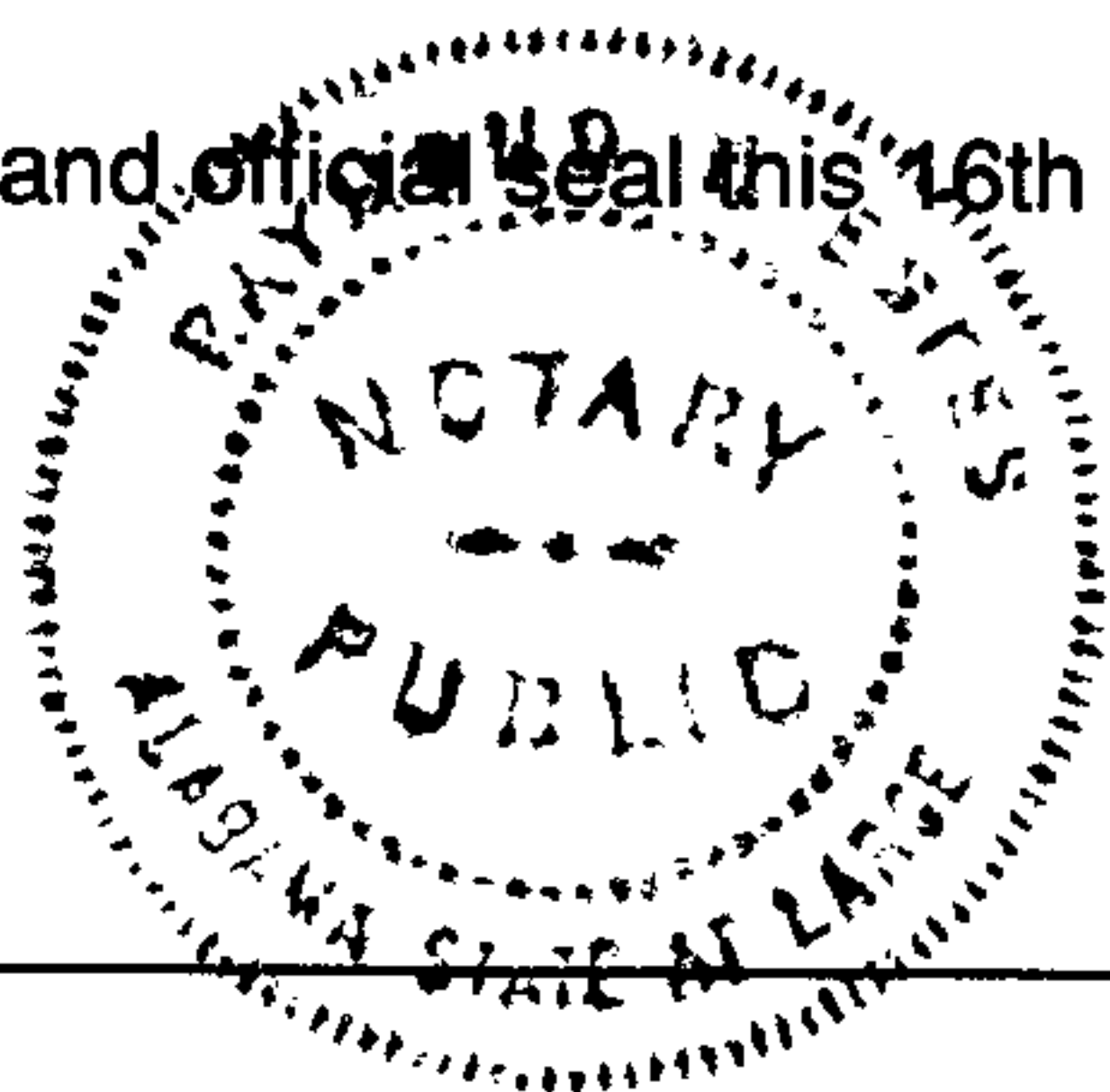
_____(Seal)

STATE OF ALABAMA }

COUNTY OF JEFFERSON }

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Barry R. Posey and Patti G. Posey, Husband and Wife 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 16th day of March, 2004.




Notary Public -

My Commission Expires: 07/11/07