

The mailing address of the grantee is:

**3490 BEARDEN
HELENA, AL. 35080**

STATE OF ALABAMA

COUNTY OF SHELBY

SURVIVORSHIP WARRANTY DEED

THIS INDENTURE, made and entered into on this 20th day of May, 2004, by and between John L. Bearden, Jr. and wife, Cathy N. Bearden, parties of the first part, and D. Elwyn Bearden and Debby S. Bearden, parties of the second part,

WITNESSETH:

FOR AND IN CONSIDERATION OF THE SUM OF FORTY SEVEN THOUSAND AND 00/100 DOLLARS (\$47,000.00) to the parties of the first part, in hand paid by the parties of the second part, and other valuable consideration, the receipt whereof is hereby acknowledged, the parties of the first part has granted, bargained and sold, and does by these presents grant, bargain, sell and convey unto the parties of the second part for and during their joint lives and upon the death of either, to the survivor, in fee simple, the following described real estate, to-wit:

A part of the NE ¼ of the SW ¼ of Section 2, Township 20 South, Range 3 West, more particularly described as follows:

Commence at the southwest corner of the SE ¼ of the NW ¼ of Section 2, Township 20 South, Range 3 West, Shelby County, Alabama and run thence Easterly along the South line of said ¼ ¼ section a distance of 890.35 feet to the point of beginning of the property being described; thence continue along last described course a distance of 335.00 feet to a point; thence turn a deflection angle of 92 deg. 06 min. 55 sec. left and run Northerly a distance of 330.00 feet to a point; thence turn a deflection angle of 87 deg. 53 min. 05 sec. left and run Westerly a distance of 225.00 feet to a point; thence turn a deflection angle of 73 deg. 34 min. 43 sec. left and run Southwesterly a distance of 343.80 feet to the point of beginning; being situated in Shelby County, Alabama.

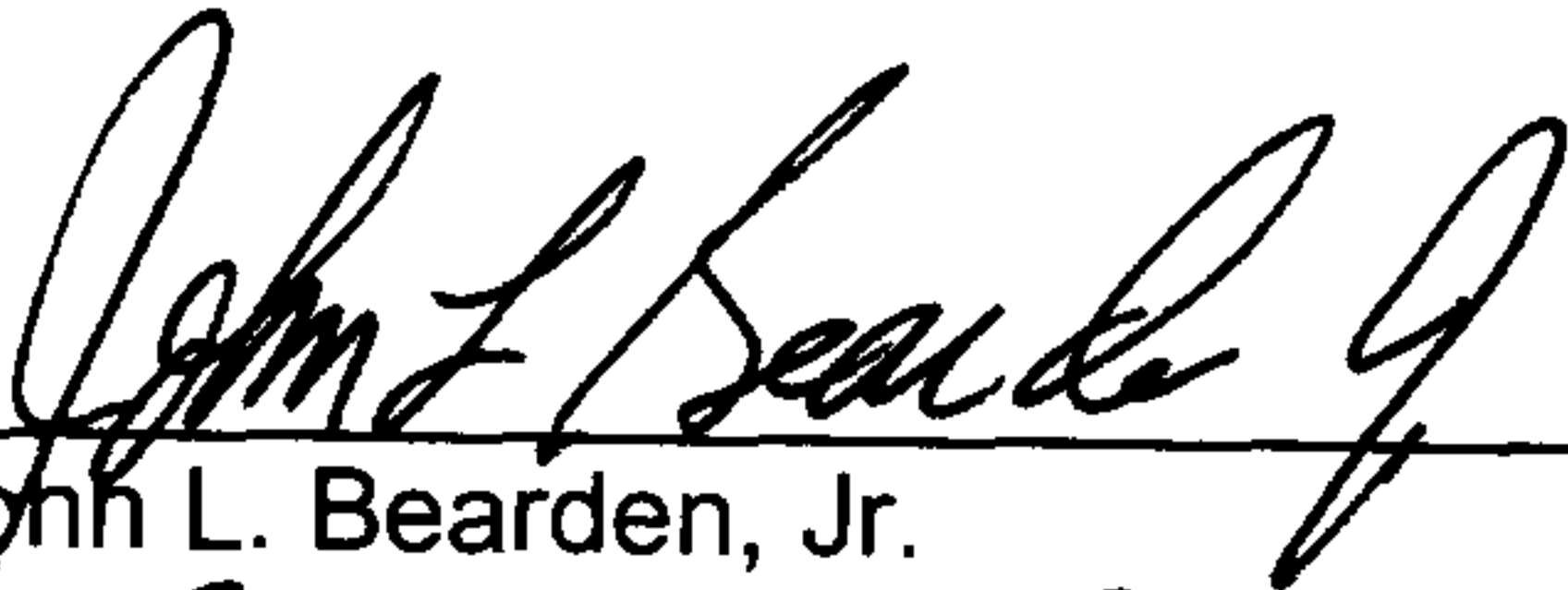
Subject to taxes for the current year, easements of record, easements as located, and restrictions of record, if any.

TO HAVE AND TO HOLD, together with all and singular the rights, tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining, unto the parties of the second part, for and during their joint lives, and upon the death of either of them, to the survivor, his or her heirs and assigns, in fee simple.

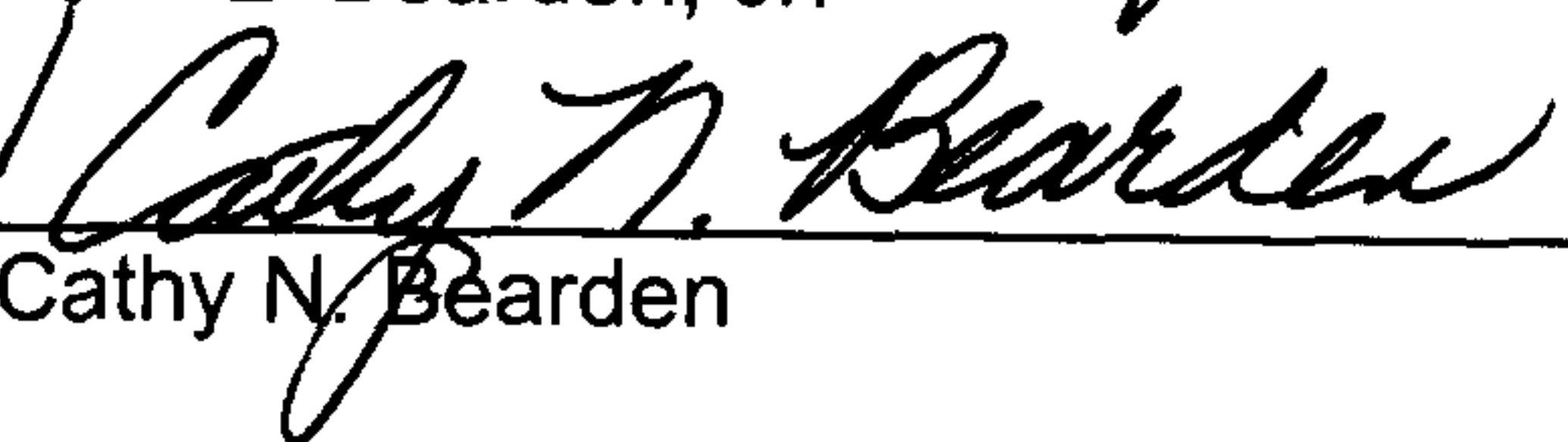
Cahaba Title, Inc.

And the parties of the first part does hereby covenant with the part of the second parties that it is lawfully seized in fee of the said premises, that it has good right to sell and convey the same; that said premises are free from encumbrance, except as herein stated; and that it will forever warrant and defend the title to said premises against the lawful claims and demands of all persons, whosoever.

IN WITNESS WHEREOF, the parties of the first part have hereto set their hand and seal on this the day and year herein first above written.



John L. Bearden, Jr. {SEAL}




Cathy N. Bearden {SEAL}

State of Alabama
County of Shelby

I, the undersigned, a Notary Public, in and for said State and County, hereby certify that on this 20th day of May, 2004, personally appeared before me, John L. Bearden, Jr. and Cathy N. Bearden, has executed the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, has executed the same voluntarily on this day.

WITNESS my hand and Notarial Seal.



Notary Public

My commission expires MAY 14, 2005