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(RECORDING INFORMATION ONLY ABOVE THIS LINE)

This Instrument was prepared by:

R. Shan Paden  
PADEN & PADEN  
5 Riverchase Ridge, Suite 100  
Birmingham, Alabama 35244

SEND TAX NOTICE TO:

DAVID E. HEADLEY  
124 GLEN ABBEY LANE  
BIRMINGHAM, AL 35007

STATE OF ALABAMA)  
COUNTY OF SHELBY)

**JOINT TENANTS WITH RIGHT OF SURVIVORSHIP  
WARRANTY DEED**

**Know All Men by These Presents:** That in consideration of ONE HUNDRED SEVENTY FOUR THOUSAND SEVEN HUNDRED TWENTY DOLLARS and 00/100 (\$174,720.00) to the undersigned grantor or grantors in hand paid by the GRANTEES herein, the receipt of which is acknowledged, we, CHARLES E. STRAIN, A MARRIED PERSON and GEORGE L. MORRIS, III, A MARRIED PERSON (herein referred to as GRANTORS) do grant, bargain, sell and convey unto DAVID E. HEADLEY and BEVERLY HEADLEY, HUSBAND AND WIFE, (herein referred to as GRANTEES, as joint tenants, with right of survivorship, whether one or more) the following described real estate, situated in SHELBY County, Alabama, to-wit:

LOT 6 ACCORDING TO THE SURVEY OF WEATHERLY GLEN ABBEY SECTOR 12, AS RECORDED IN MAP BOOK 18, PAGE 128 IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.

**\*\*SUBJECT PROPERTY DOES NOT CONSTITUTE THE HOMESTEAD OF THE GRANTORS NOR THEIR RESPECTIVE SPOUSES\*\***

SUBJECT TO:


1. TAXES FOR THE YEAR 2003 WHICH CONSTITUTE A LIEN BUT ARE NOT YET DUE AND PAYABLE UNTIL OCTOBER 1, 2004.
2. RESTRICTIVE COVENANTS AS SET FORTH IN INSTRUMENT 1994-25694.
3. RIGHT OF WAY TO ALABAMA POWER COMPANY AS SET FORTH IN BOOK 127, PAGE 410 AND BOOK 194, PAGE 30.
4. AGREEMENT FOR INGRESS AND EGRESS AS RECORDED IN BOOK 289, PAGE 858.

\$174,700.00 of the consideration herein was derived from a mortgage 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, his, her, or 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, his, her, or their heirs and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, the said GRANTORS, CHARLES E. STRAIN, A MARRIED PERSON and GEORGE L. MORRIS, III, A MARRIED PERSON, have hereunto set his, her or their signature(s) and seal(s), this the 14th day of June, 2004.

  
CHARLES E. STRAIN

  
GEORGE L. MORRIS, III

STATE OF ALABAMA)  
COUNTY OF SHELBY)

ACKNOWLEDGEMENT

I, the undersigned, a Notary Public, in and for said County, in said State, hereby certify that CHARLES E. STRAIN, A MARRIED PERSON and GEORGE L. MORRIS, III, A MARRIED PERSON, 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, or they executed the same voluntarily on the day the same bears date.

Given under my hand this the 14th day of June, 2004.

  
Notary Public

My commission expires: 9.29.06

