

This Instrument Was Prepared By:
Christopher R. Smitherman, Attorney At Law
Law Offices of Christopher R. Smitherman, LLC
Post Office Box 261
Montevallo, Alabama 35115
(205) 665-4357

Send Tax Notice:
Michael J. Barry
501 Castlebridge Lane
Birmingham, Alabama 35242

STATE OF ALABAMA)
) WARRANTY DEED
SHELBY COUNTY)

KNOW ALL MEN BY THESE PRESENTS, that for and in consideration of the sum of **Four Hundred Twenty Three Thousand and 00/100 Dollars (\$423,000.00)** and other good and valuable considerations, the receipt and sufficiency of which are hereby acknowledged, **The Estate of Frances H. Butler, deceased, Probate Case No.: 2004-181, Shelby County, Alabama, Mary B. Lee and Martha B. Waugh as the sole heirs at law of Robert G. Butler, deceased as of 22nd day of June, 1992**, hereinafter called "Grantors," does hereby GRANT, BARGAIN, SELL AND CONVEY unto **Michael J. Barry, a married person**, hereinafter called "Grantee" in fee simple, together with every contingent remainder and right of reversion, the following described real estate, situated in **Shelby County, Alabama**, to-wit:

See attached Exhibit A

Note: This property does not constitute homestead property for the Grantor.

The Total Consideration recited above was paid from the proceeds of a mortgage loan that closed simultaneously herewith.

Subject to all items of record.

TO HAVE AND TO HOLD to the said Grantee in fee simple forever, together with every contingent remainder and right of reversion.

The Grantor, does individually and for the heirs, executors, and administrators of the Grantor covenant with said Grantee and the heirs and assigns of the Grantee, that the Grantor is lawfully seized in fee simple of said premises; that said premises are free from all encumbrances, unless otherwise noted above; that the Grantor has a good right to sell and convey the said premises; that the Grantor and the heirs, executors, administrators of the Grantor shall warrant and defend the said premises to the Grantee and the heirs and assigns of the Grantee forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, the Grantor have executed this Deed and set the seal of the Grantor thereto on this date the 28th day of may, 2004.

GRANTORS

Mary B. Lee (L.S.)
By: Mary B. Lee, as Personal
Representative of the Estate of Frances H.
Butler, deceased, Probate Case
No.: 2004-181, Shelby County, Alabama

Martha B. Waugh (L.S.)
By: Martha B. Waugh, as Personal
Representative of the Estate of Frances H.
Butler, deceased, Probate Case
No.: 2004-181, Shelby County, Alabama

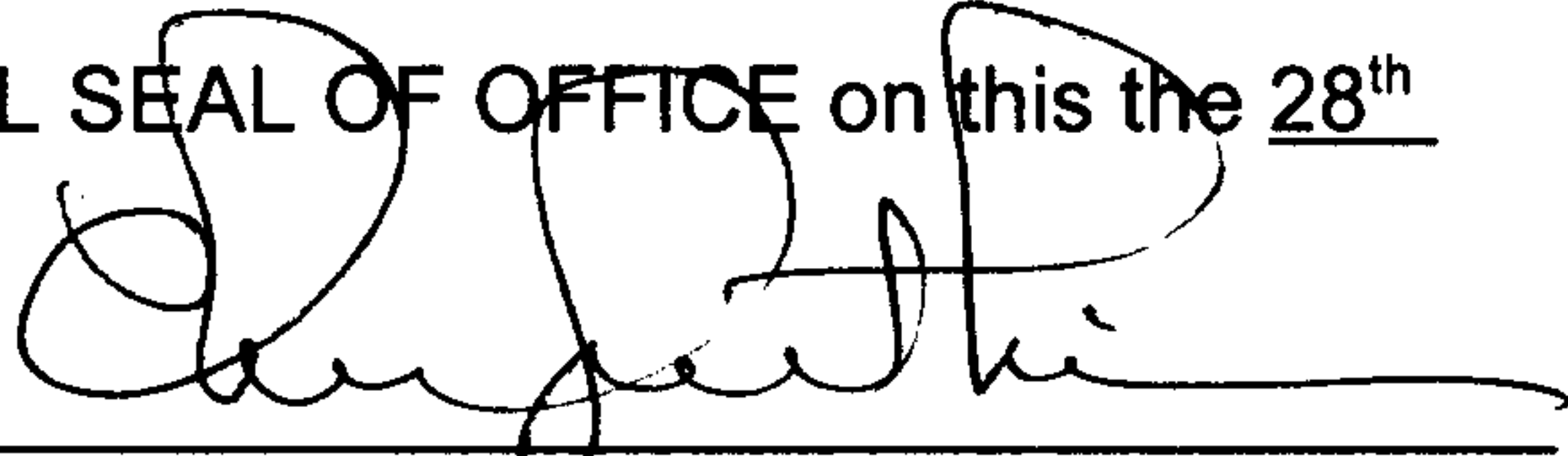
Mary B. Lee
Mary B. Lee as Heir At Law of
Robert G. Butler, deceased

Martha B. Waugh
Martha B. Waugh as Heir At Law of
Robert G. Butler, deceased

STATE OF ALABAMA)
)
SHELBY COUNTY) **ACKNOWLEDGMENT**

I, Chris Smitherman, a Notary Public for the State at Large, hereby certify that the above posted name, Mary B. Lee and Martha B. Waugh, as Personal Representatives of the Estate of Frances H. Butler., deceased, which are signed to the foregoing Deed, who are known to me, acknowledged before me on this day that, being informed of the contents of the Deed, they, in their capacity as Personal Representatives, executed the same voluntarily on the day the same bears date.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE on this the 28th day of May, 2004.

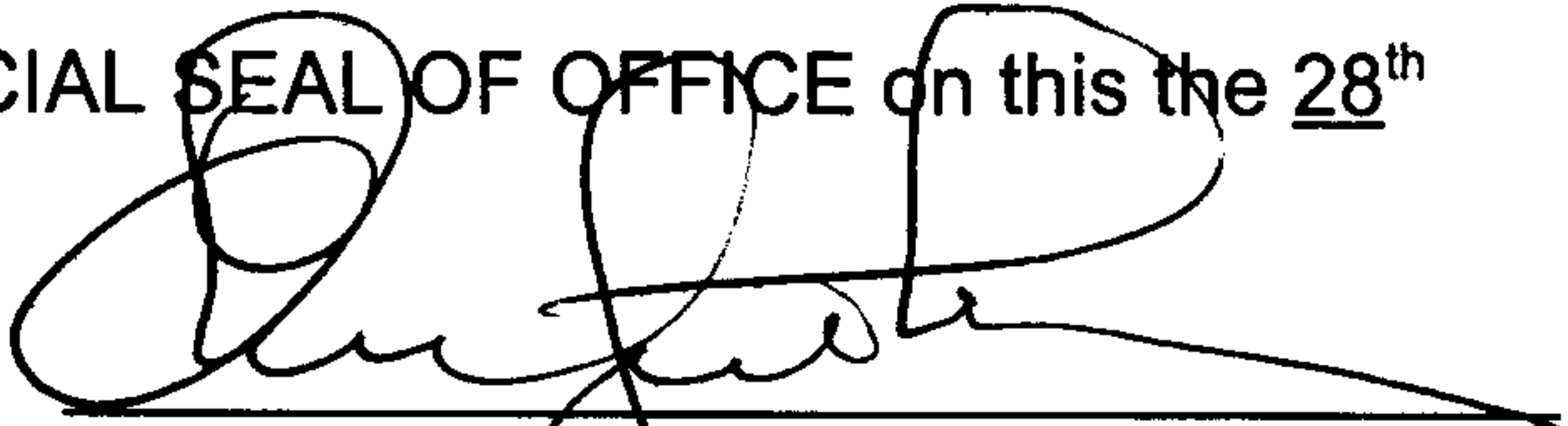


NOTARY PUBLIC
My Commission Expires: 5/13/08

STATE OF ALABAMA)
)
SHELBY COUNTY) **ACKNOWLEDGMENT**

I, Chris Smitherman, a Notary Public for the State at Large, hereby certify that the above posted names, Mary B. Lee and Martha B. Waugh, which are signed to the foregoing Deed, who are known to me, acknowledged before me on this day that, being informed of the contents of the Deed, that said persons executed the same voluntarily on the day the same bears date.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE on this the 28th day of May, 2004.



NOTARY PUBLIC
My Commission Expires: 5/13/08

EXHIBIT A

Commence at the Southeast corner of SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 14, Township 21, Range 3 West, and run thence North 145 feet to the point of beginning; thence continue in the same direction 50 feet; thence North $86^{\circ} 38'$ West 134.5 feet, more or less to the east line of Ted R. Allen lot; thence South along the east line of Ted R. Allen lot run 50 feet; thence South $86^{\circ} 38'$ east 184.5 feet, more or less, to the point of beginning.

For a point of beginning, commence at the Southwest corner of Section 14, Township 21 South, Range 3 West Shelby County, Alabama, run thence South $87^{\circ} 30'$ East along the South line of said Section 14, a distance of 604.00 feet to the point of beginning; from said point of beginning; thence turn an angle of $91^{\circ} 00'$ to the left and run North $1^{\circ} 30'$ East a distance of 295.00 feet; thence turn an angle of $91^{\circ} 00'$ to the right and run South $87^{\circ} 30'$ East, 623.40 feet to the west right of way line of the Monte-vallo-Siluria Highway, thence turn an angle of $59^{\circ} 38'$ to the right and run South $32^{\circ} 52'$ east along the west right of way line of said Highway a distance of 111.20 feet; thence turn an angle of $119^{\circ} 30'$ to the right and run North $86^{\circ} 38'$ west a distance of 284.5 feet; thence turn an angle of $96^{\circ} 32'$ to the left and run South $3^{\circ} 10'$ East, a distance of 195.00 feet to the South line of said Section 14; thence turn an angle of $95^{\circ} 40'$ to the right and run North $87^{\circ} 30'$ west along the South line of said Section 14 a distance of 409.00 feet to the point of beginning. Situated in Shelby County, Alabama and being a part of the Southwest quarter of the Southwest quarter of Section 14, Township 21 South, Range 3 West.

For a point of beginning, commence at the Southwest corner of Section 14, Township 21 South, Range 3 West, Shelby County, Alabama, run thence south $87^{\circ} 30'$ East along the south line of said Section 14, a distance of 604.00 feet to the point of beginning; from said point of beginning; thence turn an angle of $91^{\circ} 00'$ to the left and run North $1^{\circ} 30'$ east a distance of 295.00 feet; thence turn an angle of $91^{\circ} 00'$ to the right and run South $87^{\circ} 30'$ east, 623.40 feet to the west right of way line of the Montevallo-Siluria Highway, thence turn an angle of $59^{\circ} 38'$ to the right and run South $32^{\circ} 52'$ east along the east along the west right of way line of said highway a distance of 111.20 feet; thence turn an angle of $119^{\circ} 30'$ to the right and run North $86^{\circ} 38'$ west a distance of 284.5 feet; thence turn an angle of $96^{\circ} 32'$ to the left and run South $3^{\circ} 10'$ east, a distance of 195.00 feet to the South line of said Section 14; thence turn an angle of $95^{\circ} 40'$ to the right and run North $87^{\circ} 30'$ west along the South line of said Section 14 a distance of 409.00 feet to the point of beginning. Situated in Shelby County, Alabama, and being a part of the Southwest Quarter of the Southwest Quarter of Section 14, Township 21 South, Range 3 West.

LESS AND EXCEPT: Begin at a point where the center line of a ditch intersects the South line of SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 122, Township 21, Range 3 West, said point being the Southwest corner of Robert G. Butler property and run thence east along the south line of said forty acres 125 feet; thence north and parallel with the west line of said forty acres for a distance of 295 feet; thence west and parallel with the south line of said forty acre 101 feet to the center line of said ditch; thence along same in a southerly direction to the point of beginning.

LESS AND EXCEPT: Commence at a point where the center line of a ditch intersects the south line SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 14, Township 21 Range 3 West, said point being the southwest corner of Robert G. Butler property and run thence east along the south line of said forty acres 125 feet to the point of beginning of the lot herein described; thence continue east along the south line of said forty acre 125 feet; thence North $3^{\circ} 10'$ West 295 feet; thence north $87^{\circ} 30'$ West 125 feet to the northeast corner of lot being conveyed to Robert H. and Joyce H. Lee; thence south along the east line of said Lee lot and parallel with the west line of said forty acres run 295 feet to the point of beginning.