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(RECORDING INFORMATION ONLY ABOVE THIS LINE)

This Instrument was
prepared by:

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

SEND TAX NOTICE TO:

GARY WAYNE SMITH
657 SOUTHERN HILLS DRIVE
CALERA, AL 35040

STATE OF ALABAMA)

COUNTY OF SHELBY)

WARRANTY DEED

Know All Men by These Presents: That in consideration of ONE HUNDRED EIGHTEEN THOUSAND DOLLARS and 00/100 (\$118,000.00) to the undersigned grantor or grantors in hand paid by the GRANTEES herein, the receipt of which is acknowledged, we, WAYNE ALEXANDER, AN UNMARRIED PERSON (herein referred to as GRANTORS) do grant, bargain, sell and convey unto GARY WAYNE SMITH, (herein referred to as GRANTEES, whether one or more) the following described real estate, situated in SHELBY County, Alabama, to-wit:

LOT 38 ACCORDING TO THE SURVEY OF SOUTHERN HILLS AS RECORDED IN MAP BOOK 7 PAGE 72 IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.

SUBJECT TO:

1. TAXES FOR THE YEAR 2004 WHICH CONSTITUTE A LIEN BUT ARE NOT YET DUE AND PAYABLE UNTIL OCTOBER 1, 2005.
2. SUBJECT TO A 35 FOOT BUILDING LINE AS SHOWN BY RECORDED MAP.
3. SUBJECT TO A 15 FOOT EASEMENT ON REAR AND A 7.5 FOOT EASEMENT ON THE SOUTH AS SHOWN BY RECORDED MAP.
4. SUBJECT TO THOSE CERTIN RESTRICTIONS AS RECORDED IN MISC. BOOK 25, PAGE 684.
5. SUBJECT TO THAT CERTAIN RIGHT OF WAY TO ALABAMA POWER COMPANY AS RECORDED IN BOOK 315, PAGE 215.
6. SUBJECT TO MINERAL MINING AND RELATED RIGHTS AS PREVIOUSLY RESERVED IN BOOK 114, PAGE 432.

\$118,000.00 of the consideration herein was derived from a mortgage closed simultaneously herewith.

TO HAVE AND TO HOLD Unto the said GRANTEES, his, her or their heirs and assigns, forever.

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, WAYNE ALEXANDER, have hereunto set his, her or their signature(s) and seal(s), this the 22nd day of December, 2004.

Wayne Alexander
WAYNE ALEXANDER

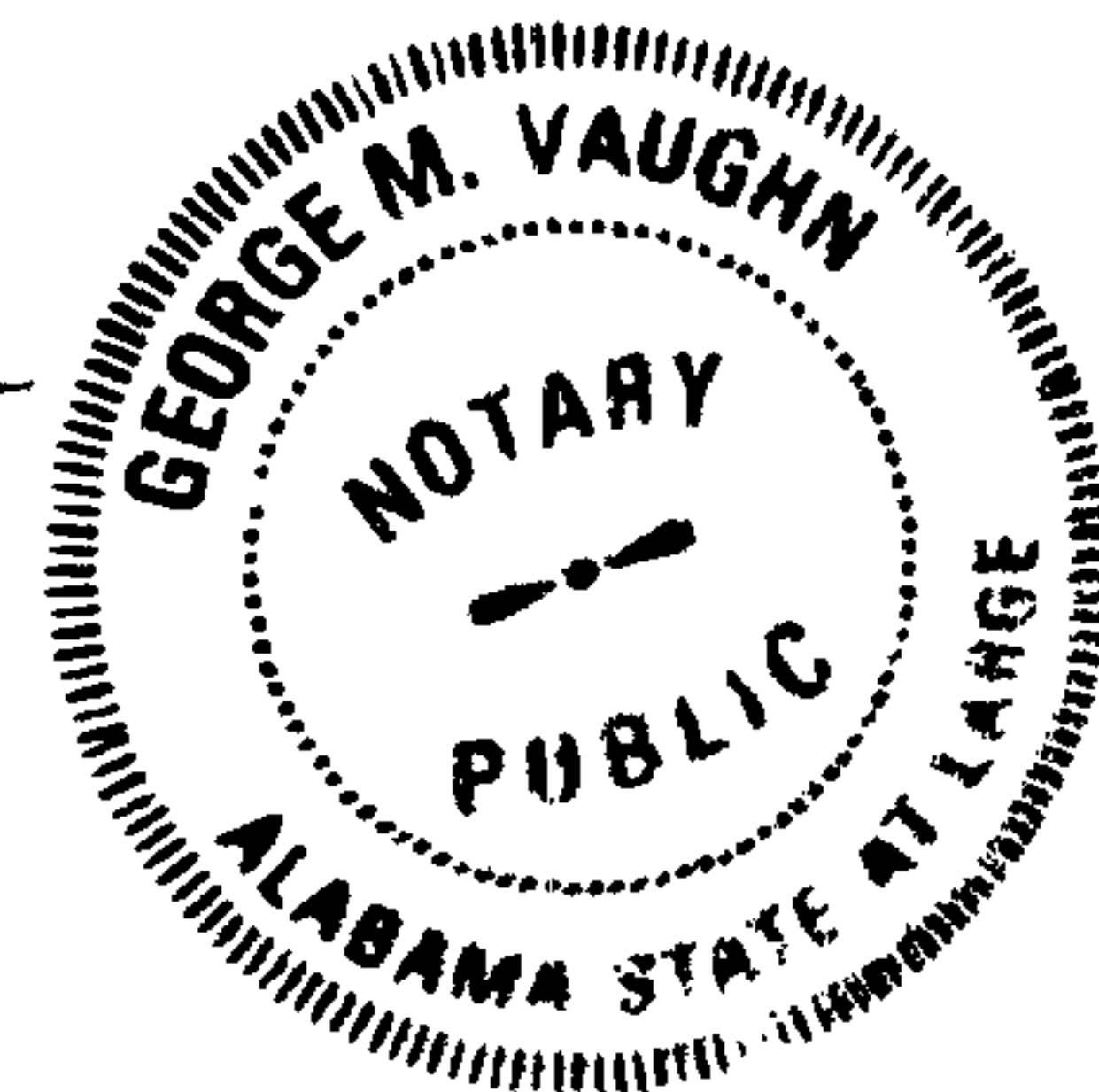
STATE OF ALABAMA)
COUNTY OF SHELBY)

ACKNOWLEDGEMENT

I, the undersigned, a Notary Public, in and for said County, in said State, hereby certify that WAYNE ALEXANDER, 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 22nd day of December, 2004.

George M. Vaughn
Notary Public



My commission expires: 9.29.06