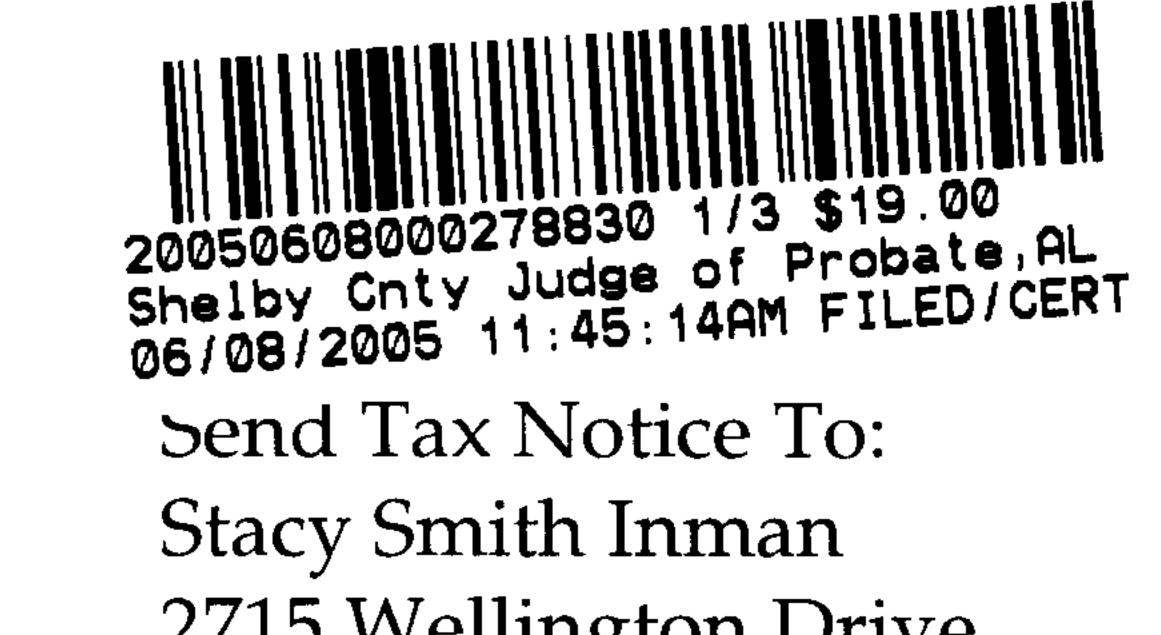
This Instrument Was Prepared By: G. WRAY MORSE Attorney-at-Law 1920 Valleydale Road Birmingham, Alabama 35244



2715 Wellington Drive Pelham, Alabama 35124

### STATE OF ALABAMA COUNTY OF SHELBY

### EXECUTOR'S DEED WITH RIGHT OF SURVIVORSHIP

KNOW ALL MEN BY THESE PRESENTS, that by Letters Testamentary issued the 15th day of April, 2005, by the Judge of Probate of Shelby County, Alabama, In The Matter of the Estate of Paul Kenneth Smith, deceased, Case Number PR-2005-000195, we, Stacy C. Smith Inman and Shannon D. Whisenant, as Personal Representatives of the Estate of Paul Kenneth Smith, deceased, were authorized to execute a deed to the property hereinafter described.

NOW THEREFORE, in consideration of the foregoing and the sum of Seventy-One Thousand Five Hundred and no/100 Dollars (\$71,500.00) in hand paid by Stacy Smith Inman and Anthony Lynn Inman, wife and husband, and in conformity with and pursuant to the authority of said Letters Testamentary and the Last Will and Testament of Paul Kenneth Smith executed on January 31, 2001, we, Stacy C. Smith Inman, a married woman, and Shannon D. Whisenant, a married woman, as Personal Representatives of the Estate of Paul Kenneth Smith, deceased, and Stacy C. Smith Inman and Anthony Lynn Inman, wife and husband, and Shannon D. Whisenant, a married woman, as individuals (hereinafter referred to as GRANTORS), do hereby grant, bargain, and convey unto Stacy Smith Inman and Anthony Lynn Inman (hereinafter referred to as GRANTEES), for and during their joint lives and upon the death of either of them, then to the survivor of them in fee simple, together with every contingent remainder and right of reversion, the following described real estate situated in the County of Shelby and State of Alabama, to-wit:

### (See attached EXHIBIT "A" for legal description)

This conveyance is hereby made subject to restrictions, easements and rights of way of record in the Probate Office of Shelby County, Alabama.

Note: \$90,000.00 of the above purchase price is in the form of a mortgage in favor of Mortgage America, Inc. executed and recorded simultaneously herewith. This is not the homestead of Grantor, Shannon D. Whisenant, as defined in the Code of Alabama §6-10-3.

TO HAVE AND TO HOLD the same unto GRANTEES for and during their joint lives and upon the death of either of them, then to the survivor of them in fee simple, and to the heirs and assigns of such survivor forever, together with every contingent remainder and right of reversion.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this the 26th day of May, 2005.

Sex C. Sittly, Personal Representation Stacy C. Smith Inman, Personal Representative of the Estate of Paul Kenneth Smith, deceased, Shelby County Probate Court Case Number PR-2005-000195

Shannon D. Whisenant, Cersonal Representative Shannon D. Whisenant, Personal Representative of the Estate of Paul Kenneth Smith, deceased, Shelby County Probate Court Case Number PR-2005-000195

Stacy C. Smith Inman, Individually

Anthony Lynn Inman, Individually

Shannon D. Whisehant, Individually

## STATE OF ALABAMA COUNTY OF SHELBY

I, the undersigned, a notary public in and for said county in said state, hereby certify that Stacy C. Smith Inman, a married woman, and Shannon D. Whisenant, a married woman, whose names are signed to the foregoing conveyance as Personal Representatives of the Estate of Paul Kenneth Smith, deceased, and who are known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, they executed the same voluntarily, pursuant to the authority of the of the Judge of Probate of Shelby County, Alabama, on the day the same bears date.

Given under my hand and official seal this the 26th day of May, 2005.

G. Wray Morse - Notary Public

My Commission Expires: 9/10/2008

# STATE OF ALABAMA COUNTY OF SHELBY

I, the undersigned, a notary public in and for said county in said state, hereby certify that Stacy C. Smith Inman and Anthony Lynn Inman, wife and husband, and Shannon D. Whisenant, a married woman, as individuals, whose names are signed to the foregoing conveyance, and who are known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 26th day of May, 2005.

G. Wray Morse - Notary Public

My Commission Expires: 9/10/2008

20050608000278830 2/3 \$19.00 Shelby Cnty Judge of Probate, AL 06/08/2005 11:45:14AM FILED/CERT

#### EXHIBIT "A"

Lots 4-A and 5-A, according to a Resurvey of Lots 4 and 5, Chanda Terrace, Fourth Sector, as recorded in Map Book 13, Page 134, in the Probate Office of Shelby County, Alabama.

### LESS AND EXCEPT

A CONTRACT OF THE SECOND

.

That portion of lot 4-A, described as follows: Beginning at the most Northerly corner of said lot 4-A, run in a Southwesterly direction along the Northeast line of said lot 4-A for a distance of 89.0 feet to an existing iron pin; thence turn an angle to the left of 145 degrees, 06 minutes and run in a Southeasterly direction for a distance of 105.56 feet more or less to an existing iron pin being on the West right of way line of Wellington Drive; thence turn an angle to the left and run in a Northerly and Northwesterly direction along the west line of said Wellington Drive and the West right of way line of Wildwood Drive for a distance of 63.0 feet more or less to the point of beginning.

This conveyance is made subject to any and all restrictions, reservations, covenants, easements, and rights-of-way, if any, heretofore imposed of record affecting said property and municipal zoning ordinances now or hereafter becoming applicable, and taxes or assessments now or hereafter becoming due against said property.

20050608000278830 3/3 \$19.00 Shelby Cnty Judge of Probate, AL 06/08/2005 11:45:14AM FILED/CERT