This instrument prepared by:

NEWELLHOCUTT, LLC ATTORNEYS AT LAW

HERBERT M. NEWELL, III

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20051108000580170 1/1 \$33.50 Shelby Cnty Judge of Probate, AL 11/08/2005 11:56:31AM FILED/CERT

Shelby County, AL 11/08/2005 State of Alabama

Deed Tax: \$22.50

STATE OF ALABAMA

SHELBY COUNTY

WARRANTY DEED, JOINT TENANTS WITH RIGHT OF SURVIVORSHIP

KNOW ALL MEN BY THESE PRESENTS, that in consideration of \$149,700.00 and other good and valuable consideration, BROOKE PATTERSON, formerly known as Brooke Whisonant, and husband DAVID A. PATTERSON ("Grantors"), grant, bargain, sell, and convey to CHRISTOPHER B. FERNAMBUCQ and TONYA J. FERNAMBUCQ ("Grantees"), as joint tenants with right of survivorship, Grantors' entire interest in the following described real estate located in Shelby County, Alabama (the "Real Property"):

Lot 44, according to the map and survey of Old Cahaba II-B, as recorded in Map Book 30, Page 28, in the Probate Office of Shelby County, Alabama.

This conveyance is made to Grantees absolutely and in fee simple, but subject to all restrictive covenants, rights-of-way, easements and reservations of record that apply to the Real Property.

Grantees take title to the Real Property as joint tenants with right of survivorship. At the death of either of them, the survivor shall immediately own the entire title to the Real Property in fee simple, together with every contingent remainder and right of reversion.

Grantors warrant and represent to Grantees that (i) Grantors are lawfully seized of the Real Property in fee simple; (ii) the Real Property is free from all encumbrances unless otherwise noted herein; (iii) Grantors are entitled to the immediate possession of the Real Property; (iv) Grantors have the right to sell and convey the Real Property to Grantees; and (v) Brooke Patterson and Brooke Whisonant are one and the same person.

Grantors will defend Grantees' legal title to the Real Property conveyed by this instrument against all lawful and proven claims of superior title to, or encumbrance on, the Real Property.

This instrument and conveyance binds or benefits the parties and their heirs, successors, assigns, next of kin, and personal representatives (as the case may be) as if they were named as Grantors or Grantees in this instrument.

IN WITNESS WHEREOF, Grantors have executed this instrument under seal on this $\frac{3!}{}$ day of November 2005.

Brooke Patterson, Grantor

David A. Patterson, Grantor

STATE OF ALABAMA

COUNTY

SS.

I, the undersigned notary public in and for said county in and for said state, hereby certify that Brooke Patterson and David A. Patterson, whose names are signed to the foregoing instrument and who are known to me, acknowledged before me on this day that, being informed of the contents of the foregoing instrument, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal on this the / day of November 2005.

Notary Public

My Commission Expires:

Larry Wills Expires 1/21/06