

This instrument was prepared by:
William P. Sproule, Attorney at Law
P.O. Box 492
Pleasant Grove, AL 35127

Address for taxes:
Dan and Monica Gurley
5052 Little Turtle Drive
Birmingham, AL 35242

WARRANTY DEED, JOINT TENANTS WITH RIGHT OF SURVIVORSHIP

State of Alabama)
Jefferson County)

KNOW ALL MEN BY THESE PRESENTS, That in consideration of One Hundred Ninety Seven Thousand (\$ 197,000.00) and No/100 Dollars and other good and valuable consideration to the undersigned GRANTORS in hand paid by the GRANTEES herein, the receipt whereof is acknowledged, We, James O. Tolbert and his wife, Merrie B. Tolbert (herein referred to as GRANTORS) do hereby grant, bargain, sell and convey unto Daniel Gurley and his wife, Monica Gurley (herein referred to as GRANTEES) as joint tenants, with right of survivorship, the following described real estate situated in **Jefferson County, Alabama**, to-wit:

PROPERTY DESCRIPTION

Lot 7, Block 5, according to the map or survey of Lincoln Park, as recorded in Map Book 3, Page 145, in the Office of the Judge of Probate of Shelby County, Alabama.

Subject to:

1. Ad Valorem taxes for the current tax year, 2006 and future tax years.
2. Mining and mineral rights of record, if any.
3. Easements and any reservations of record, if any.

\$ 157,600.00 of the above purchase price paid from the proceeds of a first mortgage loan executed simultaneously herewith.

\$ 39,400.00 of the above purchase price paid from the proceeds of a second mortgage loan executed simultaneously herewith.

TO HAVE AND TO HOLD to the said GRANTEES as joint tenants with right of survivorship.

And we do for ourselves and for our heirs, executors and administrators covenant with the said GRANTEES, their heirs, executors and assigns, that we are lawfully seized in fee simple of said premises; that they are free from all encumbrances unless otherwise noted above; that we have a good right to sell and convey the same as aforesaid; that we will and our heirs, executors and administrators shall warrant and defend the same to the said GRANTEES, their heirs, executors and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, we have hereunto set our hands and seals this 27th
day of October, 2001 2001

James O. Tolbert
JAMES O. TOLBERT

Merrie B. Tolbert
MERRIE B. TOLBERT

20051110000590250 2/2 \$15.00
Shelby Cnty Judge of Probate, AL
11/10/2005 11:49:47AM FILED/CERT

Warranty Deed, Jointly with Remainder to Survivor
James O. and Merrie B. Tolbert to
Daniel Gurley and his wife Moncia Gurley

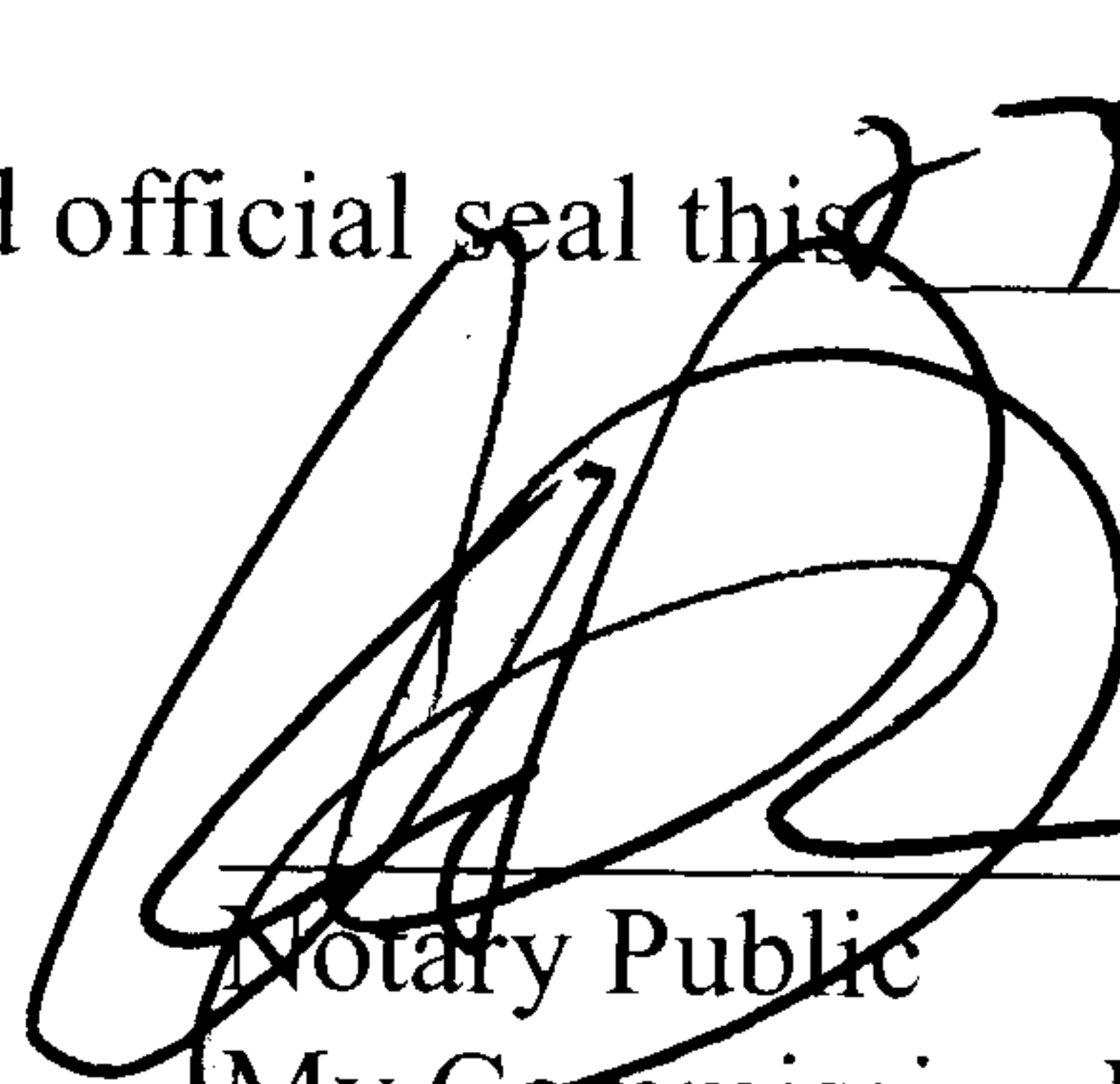
GENERAL ACKNOWLEDGMENT

State of Alabama)
Jefferson County)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that James O. Tolbert and his wife, Merrie B. Tolbert, 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 have executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 27th day of October,

~~2001~~
2005



Notary Public
My Commission Expires: 8-16-2008