

Send tax notice to: Michael J. Barry
2004 13th Avenue South
Birmingham, Alabama 35205

This instrument prepared by:

John S. Somerset
Sudderth & Somerset, Attorneys
5385 1st Ave. No.
Birmingham, AL, 35212

WARRANTY DEED (WITHOUT SURVIVORSHIP)

#5302

STATE OF ALABAMA)
SHELBY COUNTY)

KNOW ALL MEN BY THESE PRESENTS

That in consideration of the sum of SEVENTY EIGHT THOUSAND DOLLARS AND NO/00 DOLLARS, (\$78,000.00) all of which were the proceeds of a purchase money mortgage, to the undersigned Grantor or Grantors in hand paid by the Grantee herein, the receipt is acknowledged, We, **Kenneth D. Goolsby, an unmarried man and Kathleen Goolsby, an unmarried woman**, herein referred to as Grantors do grant, bargain, sell and convey **unto Michael J. Barry**, herein referred to as Grantee the following described real estate situated in Shelby County, Alabama, to wit:

Lot 1, according to the Survey of Final Plat, Happy Lane Subdivision, as recorded in Map Book 35, Page 92, in the Office of the Judge of Probate of Shelby County, Alabama.

This conveyance subject to easements, rights of way and restrictions of record, including but not limited to the following: (current year taxes are exempt).

1) Transmission lines permits to Ala. Power, Deed Book 103, Page 174, Deed Book, 177, Page 853; and Deed Book 108, Page 376.

2) Right of way to Shelby County in Deed Book 174, Page 111.

This property is not located in a fire district.

Further subject to a purchase money first mortgage in favor of Service First Bank in the approximate amount of \$149,000.00.

TO HAVE AND TO HOLD. To the said Grantee, his heirs and assigns forever.

And said Grantors do for their selves, theirs successors and assigns, covenant with said Grantees, theirs heirs and assigns, that they are lawfully seized in fee simple of said premises, that they are free from all encumbrances, that they have a good right to sell and convey the same as aforesaid, and that they will, and their successors and assigns 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, the said I have hereunto set my hand and seal this the _____ day of _____, 2006.

Kenneth D. Goolsby
Kenneth D. Goolsby
Kathleen Goolsby
Kathleen Goolsby

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned a Notary Public in and for said County, in said State, hereby certify that Kenneth D. Goolsby and Kathleen Goolsby, 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 13 day of April, 2006.

John S. Sudderth
Notary Public
My Commission Expires: 2/28/09

\$149,094.50 of the consideration was paid from the proceeds of a mortgage loan closed simultaneously herewith.

John S. Sudderth