20061115000559020 1/2 \$145.00 Shelby Cnty Judge of Probate, AL 11/15/2006 10:06:10AM FILED/CERT

This instrument was prepared by:

John L. Hartman, III P. O. Box 846 Birmingham, Alabama 35201 Send Tax Notice To: Greg S. Kelley Renee M. Kelley 1354 Greystone Crest Birmingham, AL 35242

WARRANTY DEED - Joint Tenants with Right of Survivorship

Shelby County, AL 11/15/2006 State of Alabama

Deed Tax:\$131.00

STATE OF ALABAMA

COUNTY OF SHELBY

That in consideration of One Hundred Thirty-One Thousand and 00/100 (\$131,000.00) to the undersigned grantor in hand paid by the grantees herein, the receipt whereof is hereby acknowledged, I, Robert D. Kirk, III, an unmarried man, do hereby grant, bargain, sell and convey unto Greg S. Kelley and Renee M. Kelley, as joint tenants with right of survivorship (herein referred to as Grantees), the following described real estate situated in Shelby County, Alabama, to-wit:

Lot 8, according to the Map and Survey of The Crest at Greystone, Second Addition, as recorded in Map Book 19, Page 53 in the Probate Office of Shelby County, Alabama.

SUBJECT TO: (1) Current taxes; (2) 10 foot right of way easement to Birmingham Water Works on the Northeasterly lot line as shown by recorded map; (3) Building setback line as set forth in Instrument #1992-22103, 1st Amendment by Instrument #1995-32703; (4) Reservation of mineral and mining rights in the instrument recorded in Deed Book 121, page 294, Deed Book 60, Page 260, together with the appurtenant rights to use the surface; (5) Articles of Incorporation of The Crest at Greystone Associates as set out in Instrument #1992-22102; (6) Release of Damages recorded in Instrument #1992-22103; 1st Amendment by Instrument #1994-3752 and 2nd Amendment by Instrument #1995-0941; (7) Sinkholes, limestone formations, soil conditions or any other known or unknown surface or subsurface conditions recorded in Map Book 19, Page 163; (8) Amended and restated restrictive covenants as set out in Real 265, Page 96; (9) Easement to Alabama Power Company as set forth in the instrument recorded in Instrument #1994-34842; (10) The Crest at Greystone Declaration of Covenants, Conditions and Restrictions recorded in Instrument #1992-22103; 1st Amendment by Instrument #1994-03752 and 2nd Amendment by Instrument #1995-0941, Instrument #1995-32703; (11) Release of damages, restrictions, modifications, covenants, conditions, rights, privileges, immunities and limitations as recorded in Instrument #1995-10097.

TO HAVE AND TO HOLD unto the said grantees, as joint tenants, with right of survivorship, their heirs and assigns forever, it being the intention of the parties to this conveyance, that (unless the joint tenancy hereby created is severed or terminated during the joint lives of the grantees herein) in the event one grantee herein survives the other, the entire interest in fee simple shall pass to the surviving grantee, and if one does not survive the other, then the heirs and assigns of the grantees herein shall take as tenants in common.

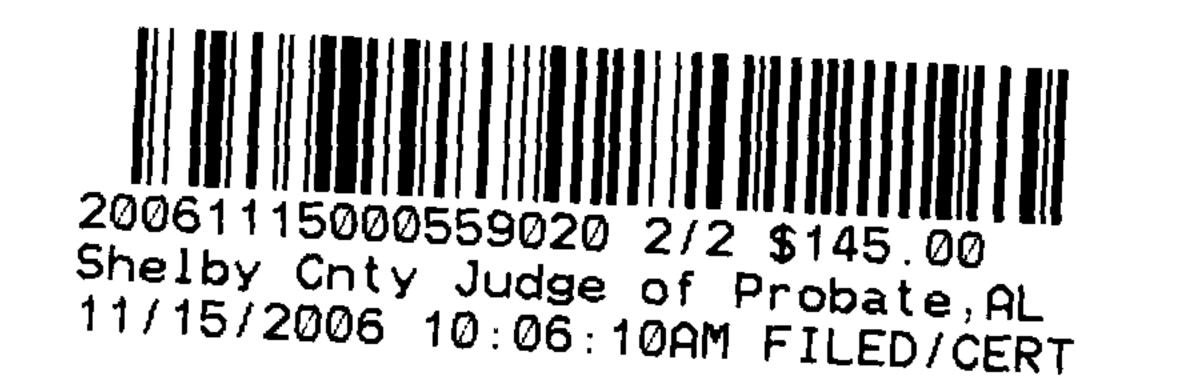
And I do for myself and for my heirs, executors, and administrators covenant with the said Grantees, their heirs and assigns, that I am lawfully seized in fee simple of said premises, that they are free from all encumbrances, unless otherwise noted above; that I have a good right to sell and convey the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

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 3/2 day of November, 2006.

Robert D. Kirk, III

STATE OF FLORIDA

COUNTY OF OKaloosa



I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that **Robert D. Kirk, III**, an unmarried man, whose name is signed to the foregoing conveyance and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, she/he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 3rd day of November, 2006.

My Commission Expires:

Notary Public