

THIS INSTRUMENT PREPARED BY:

James E. Roberts P. O. Box 430224
Birmingham, Alabama 35243 Send Tax Notice To:

Mark Clayton and Elizabeth Clayton P.O. Box 430224 Birmingham, AL 35243

WARRANTY DEED (Joint Tenants With Right of Survivorship)

STATE OF ALABAMA JEFFERSON COUNTY

KNOWN ALL MEN BY THESE PRESENTS:

That in consideration of Five Hundred and no/100 Dollars (\$500.00), and other good and valuable consideration to the undersigned Grantors, in hand paid by the Grantee herein, the receipt

whereof is acknowledged, we,

James E. Roberts, a married man, and James Mark Clayotn, a married man,

(herein referred to as Grantors), grant, bargain, sell and convey all of our interest in such property unto,

James Mark Clayton, and wife, S. Elizabeth Clayton,

(herein referred to as Grantees), the following described real estate, situated in Shelby County, Alabama, to-wit:

Part of the SE 1/4 of the SE 1/4 of Section 28, Township 17 South, Range 1 East, Shelby County, Alabama, being more particularly described as follows:

Beginning at an existing 3 inch capped iron pipe being the locally accepted SE corner of said Section 28, run in a westerly direction along the south line of said Section 28 for a distance of 1136.62 feet to an existing iron rebar set by Weygand; thence turn an angle to the right of 89 degrees, 43 minutes, 12 seconds and run in a northerly direction for a distance 898.34 feet to an existing iron rebar set by Weygand; thence turn an angle to the right of 90 degrees, 20 minutes, 18 seconds and run in an easterly direction for a distance of 1111.49 feet to an existing iron rebar set by Weygand and being on the east line of said SE 1/4 of SE 1/4 of said Section 28; thence turn an angle to the right of 88 degrees, 03 minutes, 25 seconds and run in a southerly direction along the east line of said SE 1/4 of SE 1/4 for a distance of 897.68 feet, more or less, to the point of beginning. Containing 23.17 acres, more or less.

SUBJECT TO:

Any and all easements and restrictions of record.

Any prior reservation or conveyance, together with release of damages of mineral of every kind and character, including, but not limited to, gas, oil, sand, and gravel, in, on and under subject property.

Rights of others to use Branch/Creek.

The subject property is not the homestead of the Grantors or their spouses.

TO HAVE AND TO HOLD to 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 we do for ourselves and for our heirs, executors, and administrators covenant with the said GRANTEES, their heirs 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 all our heirs, executors and administrators shall warrant and defend the same to the said GRANTEE, his heirs and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, we have hereunto set our hand(s) and seal(s) this the $II^{\mu\nu}$ 2006.

Shelby County, AL 12/14/2006

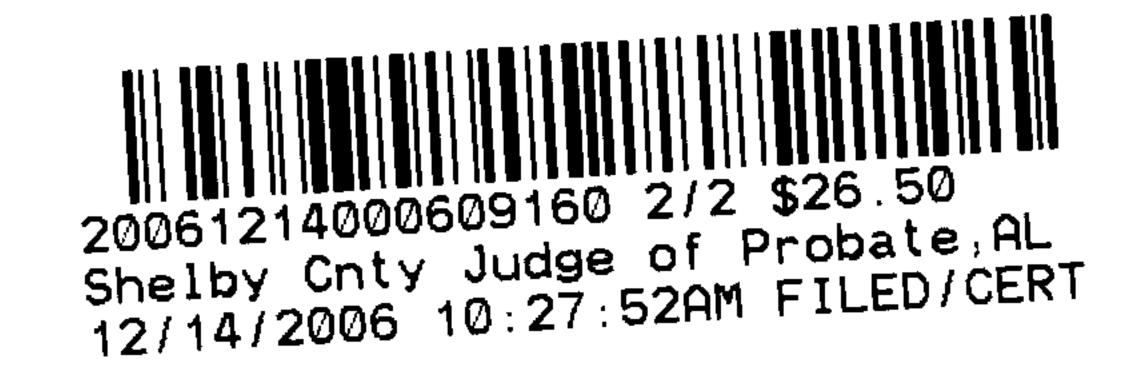
State of Alabama

Deed Tax: \$12.50

James E. Roberts

(Seal)

James Mark Clayton



STATE OF ALABAMA SHELBY COUNTY

I, the undersigned, a notary public in and for said county, in said state, hereby certify that James E. Roberts, 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 said conveyance, he executed same voluntarily on the day the same bears date.

Given under my hand and official seal this the 14 day of 1000mber,

My commission expires:

NOTARY PUBLIC STATE OF ALABAMA AT LARGE MY COMMISSION EXPIRES: July 28, 2007 BONDED THRU NOTARY PUBLIC UNDERWRITERS

STATE OF ALABAMA SHELBY COUNTY

I, the undersigned, a notary public in and for said county, in said state, hereby certify that James Mark Clayton, 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 said conveyance, he executed same voluntarily on the day the same bears date.

Given under my hand and official seal this the 11th day of william, 2006.

My commission expires:

NOTARY PUBLIC STATE OF ALABAMA AT LARGE MY COMMISSION EXPIRES: July 28, 2007 BONDED THRU NOTARY PUBLIC UNDERWRITERS