

**THIS INSTRUMENT PREPARED BY:**

**James J. Odom, Jr.**  
**P. O. Box 11244**  
**Birmingham, AL 35202-1244**  
**(No title examination provided)**

**SEND TAX NOTICE TO:**

**Cary T. Wahlheim**  
**3912 Glencoe Drive**  
**Birmingham, Alabama 35213**

**STATE OF ALABAMA     )**  
**COUNTY OF SHELBY    )**

**CORRECTIVE WARRANTY DEED**

This deed is given to correct that certain Warranty Deed dated January 2, 2003, from Cary Tynes Wahlheim, a married woman, conveying an undivided one-fourth interest in an 18-acre tract of Shelby County, Alabama property to each of Bayard S. Tynes, Jr., Ingram D. Tynes and Norman B. Tynes, which deed was presented to the Office of the Probate Judge of Shelby County, Alabama on or about January 2, 2003, but not accepted because the description could not be indexed. The original of the deed is attached hereto, and made a part hereof ("Exhibit A").

*Original deed recorded December 5, 2008 Instrument # 20081205000457310*

**KNOW ALL MEN BY THESE PRESENTS THAT:**

**WHEREAS**, on January 2, 2003 Cary Tynes Wahlheim ("Grantor") executed Exhibit A conveying a one-quarter interest in an eighteen-acre tract of land located in Shelby County, Alabama (the "Property") to each of her three brothers, Bayard S. Tynes, Jr., Ingram D. Tynes and Norman B. Tynes ("Grantees"); and

**WHEREAS**, the Office of the Judge of Probate of Shelby County, Alabama declined to accept the deed for recording because the description could not be indexed; and

**WHEREAS**, Cary Tynes Wahlheim thereafter had the Property assessed for ad valorem taxes in the names of all four siblings; and

**WHEREAS**, Grantor and Grantees wish to amend the description in Exhibit A effective as of the date of its execution.

**NOW, THEREFORE**, in consideration of Ten and No/100 Dollars (\$10.00) and to correct the description in Exhibit "A," **nunc pro tunc**, Grantor Cary Tynes Wahlheim, a married woman, does by these presents, grant, bargain, sell and convey unto each of the Grantees, Bayard S. Tynes, Jr., a married man, Ingram D. Tynes, a married man, and Norman B. Tynes, a married man, an undivided one-fourth interest in the following real property located in Shelby County, Alabama, more particularly described as follows:

Eighteen (18) contiguous acres, more or less, located and being in Section 18, Township 20 South, Range 2 East, and situated South of the one hundred (100) acres previously conveyed to Bayard S. Tynes, Jr., Ingram D. Tynes, Norman B. Tynes and Cary D. Tynes by Warranty Deed dated December 22, 1994 and recorded as Instrument #1997-40388 in the Office of the Judge of Probate of Shelby County, Alabama, and West of the sixty (60) acres, more or less, conveyed to Bayard S. Tynes, Jr., Ingram D. Tynes, Norman B. Tynes and Cary Tynes Wahlheim by Warranty Deed dated December 30, 1996 and recorded as Instrument #1997-40389 in the Office of the Judge of Probate of Shelby County, Alabama, not to include any improvements on real property.

This Property is one and the same tract described and conveyed in that certain deed from William B. Wahlheim, Jr. to Cary Tynes Wahlheim dated November 20, 1997 and recorded as Instrument #1997-40395 in the Office of the Judge of Probate of Shelby County, Alabama.

This Property does not constitute the homestead of Grantor herein.

**TO HAVE AND TO HOLD** to the Grantees, their heirs and assigns forever.

Grantees herein join in the execution of this instrument to acknowledge their consent and acceptance of this Corrective Warranty Deed.

IN WITNESS WHEREOF, the undersigned has executed this conveyance on this the 1<sup>st</sup> day of December, 2008.

Cary Tynes Wahlheim  
Cary Tynes Wahlheim

**ACKNOWLEDGED AND CONSENTED TO BY:**

Norman B. Tynes  
Witness  
Betty D. Kithen  
Witness  
Bayard S. Tynes, Jr.  
Witness

Bayard S. Tynes, Jr.  
Bayard S. Tynes, Jr.  
Ingram D. Tynes  
Ingram D. Tynes  
Norman B. Tynes  
Norman B. Tynes

STATE OF ALABAMA )  
JEFFERSON COUNTY )

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that Cary Tynes Wahlheim, a married woman, whose name is signed to the foregoing Corrective Warranty Deed and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand and seal this 1<sup>st</sup> day of December, 2008.

Carol S. Hill  
Notary Public

My Commission Expires: 12/4/2011