

This instrument was prepared by:  
Clayton T. Sweeney, Attorney  
2700 Highway 280 East, Suite 390E  
Birmingham, AL 35223

Send Tax Notice To:  
Mark E. Backes and Leslie A. Backes  
195 Highland Park Drive  
Birmingham, AL 35242

Inst # 2001-17840

STATE OF ALABAMA )  
  :  
COUNTY OF SHELBY )           **JOINT SURVIVORSHIP DEED**

**KNOW ALL MEN BY THESE PRESENTS:** That, for and in consideration of **Two Hundred Eighty-Six Thousand and 00/100 (\$286,000.00)**, and other good and valuable consideration, this day in hand paid to the undersigned **Goodsell Construction Company, Inc., an Alabama corporation** (hereinafter referred to as GRANTOR), in hand paid by the GRANTEES herein, the receipt whereof is hereby acknowledged, the GRANTOR does hereby give, grant, bargain, sell and convey unto the GRANTEES, **Mark E. Backes and Leslie A. Backes**, (hereinafter referred to as GRANTEES), for and during their joint lives and upon the death of either, then to the survivor of them in fee simple, together with every contingent remainder and right of reversion, the following described Real Estate, lying and being in the County of **Shelby**, State of Alabama, to-wit:

**Lot 1641, according to the Survey of Highland Lakes, 16th Sector, as recorded in Map Book 25 page 49 in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama.**

**Together with nonexclusive easement to use the private roadways, common areas, all as more particularly described in the Declaration of Easements and Master Protective Covenants for Highland Lakes, a Residential Subdivision, recorded as Inst. #1994-07111 and amended in Inst. No. 1996-17543 in the Probate Office of Shelby County, Alabama, and the Declaration of Covenants, Conditions and Restrictions for Highland Lakes, a Residential Subdivision, 16th Sector, recorded as Inst. #1999-31096 in the Probate Office of Shelby County, Alabama (which, together with all amendments thereto, is hereinafter collectively referred to as, the "Declaration").**


Subject To:

Ad valorem taxes for 2001 and subsequent years not yet due and payable until October 1, 2001. Existing covenants and restrictions, easements, building lines and limitations of record.

\$257,400.00 of the consideration was paid from the proceeds of a mortgage loan closed simultaneously herewith.

TO HAVE AND TO HOLD, the tract or parcel of land above described together with all and singular the rights, privileges, tenements, appurtenances, and improvements unto the said GRANTEES, for and during their joint lives and upon the death of either of them, then to the survivor of them in fee simple, and to the heirs and assigns of such survivor, forever.

IN WITNESS WHEREOF, said GRANTOR has hereunto set his hand and seal this the 30th day of April, 2001.

**Goodsell Construction Company, Inc.**  
  
**Tim D. Goodsell, President**

STATE OF ALABAMA )  
  :  
COUNTY OF JEFFERSON )

I, the undersigned, a Notary Public, in and for said County and State, hereby certify that Tim D. Goodsell, whose name as President of Goodsell Construction Company, Inc., an Alabama corporation, is signed to the foregoing Instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of the Instrument, he as such Officer and with full authority, signed the same voluntarily for and as the act of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this the 30th day of April, 2001.

  
**NOTARY PUBLIC**  
My Commission Expires: 6/5/03

CLAYTON T. SWEENEY, ATTORNEY AT LAW

05/07/2001-17840  
08:51 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
001 MEL 40.00