

This instrument was prepared by

(Name) LARRY L. HALCOMB
(Address) 3812 OLD MONTGOMERY HIGHWAY
HOMewood, ALABAMA 35209

123

WARRANTY DEED, JOINT TENANTS WITH RIGHT OF SURVIVORSHIP LAND TITLE COMPANY OF ALABAMA

STATE OF ALABAMA

Shelby COUNTY

KNOW ALL MEN BY THESE PRESENTS,

That in consideration of Forty-six thousand seven hundred eighty-seven and 58/100 (\$46,787.58) DOLLARS and the assumption of the mortgage recorded in Mortgage Book 333, Page 515, Probate Office of Shelby County, Alabama, to the undersigned grantor or grantors in hand paid by the GRANTEES herein, the receipt whereof is acknowledged, we,

Timothy R. McNamara and wife, Kathy F. McNamara
(herein referred to as grantors) do grant, bargain, sell and convey unto

Clifford R. Fardell and Barbara A. Fardell
(herein referred to as GRANTEES) as joint tenants with right of survivorship, the following described real estate situated in Shelby County, Alabama to-wit:

Lot 23, according to the Survey of Indian Valley, Third Sector, as recorded in Map Book 5, Page 97, in the Probate Office of Shelby County, Alabama.

Subject to taxes for 1984.

Subject to restrictions, easements, building lines and rights of way of record.

By acceptance of this deed grantees agree to assume the indebtedness secured by the above mortgage.

\$ 28,587.58 of the purchase price was paid from the proceeds of a mortgage loan closed simultaneously herewith.

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 ~~X~~ (we) do for ~~ourselves~~ (ourselves) and for ~~our~~ (our) heirs, executors, and administrators covenant with the said GRANTEES, their heirs and assigns, that ~~we~~ (we are) lawfully seized in fee simple of said premises; that they are free from all encumbrances, unless otherwise noted above; that ~~we~~ (we) have a good right to sell and convey the same as aforesaid; that ~~we~~ (we) will and ~~our~~ (our) 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, we have hereunto set our hand(s) and seal(s), this 28th day of September, 19 84

WITNESS:

RECORDING FEES
Recording Fee \$ 2.50
Index Fee 1.00
TOTAL \$ 22.00
1984 OCT -2 AM 10:12
see May 004-106

Timothy R. McNamara (Seal)
Kathy F. McNamara (Seal)

STATE OF ALABAMA

Jefferson COUNTY

General Acknowledgment

I, Larry L. Halcomb, a Notary Public in and for said County, in said State, hereby certify that Timothy R. McNamara and wife, Kathy F. McNamara whose name S 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 28th day of September, A. D., 19 84