

STATE OF ALABAMA)
JEFFERSON COUNTY)

INDEMNITY AND HOLD HARMLESS AGREEMENT

This agreement made this 26th day of October, 1993, by TIMOTHY B. MILLER and wife, REBECCA C. MILLER and WILMER C. SMITH and wife, COLLEEN K. SMITH, (hereinafter called "Indemnitor") to SOUTHTRUST MORTGAGE CORPORATION (hereinafter called "Lender"), upon the following terms and conditions:

1. The purpose of this agreement is to induce the Lender to loan the Smiths the sum of Seventy-One Thousand and no/100 Dollars (\$71,000.00) for the purpose of purchasing the Miller's residence.

2. **PROPERTY.** The property is situated in Shelby County, Alabama, more particularly described as 4070 Saddle Run Circle, Pelham, Alabama 35124, and legally described as follows, to-wit:

Lot 4, according to the survey of Saddle Run Subdivision, as recorded in Map Book 11, Page 28, in the Probate Office of Shelby County, Alabama.

3. **INDEMNITY.** Indemnitors do hereby indemnify and hold SOUTHTRUST MORTGAGE CORPORATION harmless of any and all claims, including court costs and attorney's fees, which may be incurred as loss or damage as a result of the wood infestation inspection report, dated September 22, 1993, performed by Vulcan Termite & Pest Control, Inc., stating that there was active and previous termite infestation in the baseboard of the garage.

EXECUTED this 26th day of October, 1993.

Timothy B. Miller
TIMOTHY B. MILLER

Rebecca C. Miller
REBECCA C. MILLER

Wilmer C. Smith
WILMER C. SMITH

Colleen K. Smith
COLLEEN K. SMITH

11/03/1993-34604
02:50 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 NJS 11.00

Inst # 1993-34604

STATE OF ALABAMA)
JEFFERSON COUNTY)

Before me, the undersigned authority, in and for said County and State, personally appeared TIMOTHY B. MILLER, REBECCA C. MILLER, WILMER C. SMITH and COLLEEN K. SMITH, whose names are

signed to the foregoing Indemnity and Hold Harmless Agreement, and who are known to me, acknowledge before me on this day that, being informed of the contents of said agreement, they executed the same voluntarily on the day the same bears date.

Given under my hand and seal this the 26th day of October, 1993.



Notary Public

My commission expires: 2/17/96

Inst # 1993-34604

11/03/1993-34604
02:50 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 MJS 11.00