

THIS INSTRUMENT PREPARED BY:
JAMES R. MONCUS, JR.
Attorney at Law
1318 Alford Avenue, Suite 102
Birmingham, Alabama 35226

SEND TAX NOTICE TO:

Vincent P. Chiarella
7335 Morris Lane
McCalla, AL 35111

**STATUTORY WARRANTY DEED
JOINTLY FOR LIFE WITH REMAINDER TO SURVIVOR**

STATE OF ALABAMA)

JEFFERSON COUNTY)

04/03/1995-08372
10:47 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 SNA 79.50

KNOW ALL MEN BY THESE PRESENTS, that in consideration of Sixty-Eight Thousand Three Hundred and no/100 (~~\$68,300.00~~) Dollars to the undersigned Grantor

INDIAN RIDGE COMPANY, L.L.C.

an Alabama Limited Liability Company (herein referred to as Grantor), in hand paid by the Grantees herein, the receipt of which is hereby acknowledged, the said Grantor does by these presents, grant, bargain, sell and convey unto

VINCENT P. CHIARELLA AND DONNIS M. CHIARELLA

(herein referred to as Grantees) for and during their joint lives and upon the death of either of them, then to the survivor of them in fee simple, together with every contingent remainder and right of reversion, the following described real estate, situated in Shelby County, Alabama, to-wit:

Lot 12, according to the Survey of Cahaba Oaks
as recorded in Map Book 18, Page 141, in the
Probate Office of Shelby County, Alabama.

The conveyance of this property is made subject to the following exceptions:

- (i) Mineral and mining rights not owned by the Grantor;
- (ii) Easements, Rights-of-way, set back lines and building lines of record;
- (iii) Declaration of Protective Covenants for Cahaba Oaks Subdivision as recorded in Instrument #1994-26703 in the Probate Office of Shelby County, Alabama.

By Grantees acceptance of this deed, Grantees hereby covenant and agree for themselves and their successors, assigns, licensees, lessees, employees and agents that Grantor shall not be liable for, and no action shall be asserted against Grantor for loss or damage on account of injuries to the property or to any buildings, improvements or structures now or hereafter located upon the property or on account of injuries to any owner, occupant, or other person in or upon the property, which are caused by, or arise as a result of, past or future soil and/or subsurface conditions, known or unknown, (including, without limitations, sinkholes, underground mines, and limestone formations) under or on the property or any other property now or hereafter owned by Grantor, whether contiguous or non-contiguous to the property. For purpose of this paragraph the terms Grantor shall mean and refer to (i) the partners, agents, and employees of Grantor; (ii) the officers, directors, employees and agents of Grantor, and partners thereof; (iii) any successors or assigns of Grantor; and (iv) any successors and assigns of Grantors interest in the property. This covenant and agreement shall run with the land conveyed hereby as against Grantees, and all persons, firms, trusts, partnerships, and limited partnerships, corporations, or other entities holding under or through the Grantees.

Vincent P. Chiarella
SIGNATURE OF GRANTEE
VINCENT P. CHIARELLA

Donnis M. Chiarella
SIGNATURE OF GRANTEE
DONNIS M. CHIARELLA

And the Grantor will warrant and defend the right and title to the above described property into the Grantees against the claims of the Grantor and all persons claiming by, through or under Grantor, but not against the claims of any others.

IN WITNESS WHEREOF, the Grantor, by its duly authorized Partner/Member, Webada, Inc., and by its President, John B. Davis, Jr., have signed and sealed this Deed on this 24th day of March, 1995. Said Partner/Member by its President hereby warrants and represents that it is duly authorized under its Operating Agreement and pursuant to a formal resolution of the company to execute and deliver this deed to the Grantees on behalf of the Grantor.

INDIAN RIDGE COMPANY, L.L.C.

BY WEBADA, INC.
ITS AUTHORIZED PARTNER/MEMBER

BY: John B. Davis, Jr.
JOHN B. DAVIS, JR.
ITS PRESIDENT

Inst # 1995-08372
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STATE OF ALABAMA)

JEFFERSON COUNTY)

I, the undersigned authority, a Notary Public, in and for said county in said state, hereby certify that WEBADA, INC., an Alabama Corporation (and executed by John B. Davis, Jr., its President), whose name as Partner/Member of INDIAN RIDGE COMPANY, L.L.C., an Alabama Limited Liability Company, and whose name 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 said instrument, he, as such Partner/Member, and with full authority, executed the same voluntarily for and as the act of said Company.

Given under my hand and official seal this 24th day of March, 1995.

Notary Public

My Commission Expires: 2/23/96