

WARRANTY DEED with JOINT SURVIVORSHIP

This Instrument Was Prepared By:

Frank K. Bynum, Esquire
#17 Office Park Circle
Birmingham, Alabama 35223

SEND TAX NOTICE TO:

Donald E. Fuller
110 Cambridge Pointe Circle
Alabaster, AL 35007

STATE OF ALABAMA)
COUNTY OF SHELBY)

KNOW ALL MEN BY THESE PRESENTS,

That in consideration of NINETY TWO THOUSAND NINE HUNDRED AND NO/100 DOLLARS (\$92,900.00), to the undersigned grantors in hand paid by the Grantees herein, the receipt of which is hereby acknowledged, **L & M HOMES, INC.**, a corporation, (herein referred to as Grantors) do grant, bargain, sell and convey unto **DONALD E. FULLER AND GILDA S. FULLER** (herein referred to as Grantees), as joint tenants, with right of survivorship, the following described real estate, situated in the State of Alabama, County of SHELBY, to-wit:

Inst # 1995-11337

Lot 16, according to the Survey of Cambridge Pointe, First Sector, as recorded in Map Book 17, Page 59, in the Probate Office of Shelby County, Alabama. Mineral and mining rights excepted.

Subject to existing easements, restrictions, set back lines, rights of ways, limitations, if any, of record.

\$88,200.00 of the purchase price recited above was paid from 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 it does for itself, its successors and assigns covenant with said Grantees, their heirs and assigns, that it is lawfully seized in fee simple of said premises, that they are free from all encumbrances, unless otherwise noted above; that it has a good right to sell and convey the same as aforesaid; that its successors and assigns shall, warrant and defend the same to the said Grantees, their heirs, and assigned forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, L & M Homes the said GRANTOR, by its Secretary, MICHAEL MISKELLY who is authorized to execute this conveyance, has hereto set its signature and seal, this 28th day of April, 1995.

L & M HOMES

BY: *Michael Miskelly*
MICHAEL MISKELLY, SECRETARY
Inst. # 1995-11337

05/02/1995-11337
08:41 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
J01 MCD 13.50

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that MICHAEL MISKELLY whose name as SECRETARY of L & M HOMES, a corporation, is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he, in his capacity as such officer, and with full authority, executed the same voluntarily for and as the act of said corporation,

Given under my hand and official seal, this the 28th day of April, 1995.

Paul Bowen

Notary Public

My Commission Expires: 11/20/96

zbowen