

(RECORDING INFORMATION ONLY ABOUT THIS INSTRUMENT)

10/10/1995 28373  
 SHELBY COUNTY-ALABAMA  
 002 HCD 11.50  
 CERTIFIED

This Instrument was prepared by:

R. Shan Paden  
 PADEN & PADEN  
 Attorneys at Law  
 100 Concourse Parkway, Suite 130  
 Birmingham, Alabama 35244

SEND TAX NOTICE TO:

ALAN P. HALLERMAN  
 113 CANYON TRAIL  
 PELHAM, AL 35124

STATE OF ALABAMA)

COUNTY OF SHELBY)

# WARRANTY DEED

Know All Men by These Presents: That in consideration of EIGHTY NINE THOUSAND NINE HUNDRED THIRTY-FOUR and 88/100 (\$89,934.88) DOLLARS to the undersigned grantor, B & S LAND DEVELOPMENT, INC., a corporation, 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 ALAN P. HALLERMAN, (herein referred to as GRANTEES, whether one or more) the following described real estate, situated in SHELBY County, Alabama, to-wit:

LOT 52, ACCORDING TO THE SURVEY OF CANYON PARK TOWNHOMES, AS RECORDED IN MAP BOOK 19 PAGE 19, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA; BEING SITUATED IN SHELBY COUNTY, ALABAMA.

## SUBJECT TO:

1. Subject to the taxes for the year beginning October 1, 1994 which constitutes a lien but are not yet due and payable until October 1, 1995.
2. Building setback line of 15 feet reserved from Canyon Trail as shown by plat.
3. Restrictions, covenants and conditions as set out in instrument(s) recorded as Instrument #1994-35220 in Probate Office.
4. Transmission Line Permit(s) to Alabama Power Company as shown by instrument(s) recorded in Deed 223 page 80; Deed 102 page 397; Deed 127 page 597 and Deed 134 page 37 in Probate Office.
5. Rights of owners of property adjoining property in and to the joint or common rights in building situated on said lots, such rights include but are not limited to roof, foundation, party walls, walkway and entrance.
6. Grant of Land Easement to Alabama Power Company as set out as Instrument #1995-12825.

\$89,775.00 of the consideration herein was derived from a mortgage closed simultaneously herewith.

TO HAVE AND TO HOLD Unto the said GRANTEES, their heirs and assigns, forever.

And said GRANTOR does for itself, its successors and assigns, covenant with the said GRANTEES, his, her, or 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

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above; that it has a good right to sell and convey the same as aforesaid, and that it will and its successors and assigns shall warrant and defend the same to the said GRANTEES, his, her, or their heirs and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, the said GRANTOR, B & S LAND DEVELOPMENT, INC., by its PRESIDENT, ALVA BATTLE who is authorized to execute this conveyance, has hereunto set its signature and seal, this the 29th day of September, 1995.

B & S LAND DEVELOPMENT, INC.

By: Alva Battle  
ALVA BATTLE, PRESIDENT

STATE OF ALABAMA)

COUNTY OF SHELBY)

ACKNOWLEDGEMENT

I, the undersigned, a Notary Public, in and for said County, in said State, hereby certify that ALVA BATTLE, whose name as PRESIDENT of B & S LAND DEVELOPMENT, INC., 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 or she, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand this the 29TH day of SEPTEMBER, 1995.

Ant 22  
Notary Public

My commission expires:

7/16/98

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08:37 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 MCD 11.50