

STATUTORY WARRANTY DEED

This instrument was prepared by

Send Tax Notice To: Jacob L. Rushing

(Name) Lamar Ham

name  
640 Park Forest Lane  
address

(Address) 3512 Old Montgomery Highway, Birmingham, AL 35209 Montevallo, AL 35115  
CORPORATION FORM WARRANTY DEED, JOINTLY FOR LIFE WITH REMAINDER TO SURVIVOR

STATE OF ALABAMA  
COUNTY OF Jefferson

KNOW ALL MEN BY THESE PRESENTS,

That in consideration of ONE HUNDRED TWENTY TWO THOUSAND FIVE HUNDRED AND NO/100-----  
-----DOLLARS (\$122,500.00)

to the undersigned grantor, D. R. Horton, Inc. - Birmingham

(herein referred to as GRANTOR), in hand paid by the GRANTEEES herein, the receipt of which is hereby acknowledged, the said GRANTOR does by these presents, grant, bargain, sell and convey unto Jacob L. Rushing and wife, Ann M. Rushing

(herein referred to as GRANTEEES) 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, AL to-wit:

Lot 18, according to the Survey of Park Forest Subdivision - Fourth Sector, as recorded in Map Book 18, Page 95, in the Probate Office of Shelby County, Alabama.

Subject to current taxes, easements, covenants, restrictions and rights of way of record, mineral and mining rights.

\$120,100.00 of the purchase price was provided by a mortgage loan closed simultaneously herewith.

11/29/1995-34214  
12:45 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
001 MCD 11.00

TO HAVE AND TO HOLD, To the said GRANTEEES for and during their joint lives and upon the death of either of them, then to the survivor of them in fee simple, and to the heirs and assigns of such survivor forever, together with every contingent remainder and right of reversion. ~~AND THE GRANTOR DOES HEREBY WARRANT AND GUARANTEE THAT THE GRANTEEES SHALL HAVE AND ENJOY THE FOREGOING PROPERTY WITHOUT ANY MORTGAGE, ENCUMBRANCE, OR OTHER INTEREST OF ANY KIND, AND THAT THE GRANTOR SHALL DEFEND AND HOLD THE GRANTEEES HARMLESS FROM ANY AND ALL SUCH CLAIMS, DAMAGES, LOSSES, AND EXPENSES, INCLUDING REASONABLE ATTORNEY'S FEES, WHICH MAY BE INCURRED BY THE GRANTEEES IN CONNECTION WITH THE FOREGOING PROPERTY.~~

IN WITNESS WHEREOF, the said GRANTOR, by its Asst. Secretary, Charles G. Arcara who is authorized to execute this conveyance, has hereto set its signature and seal, this the 16th day of November 19 95

D. R. Horton, Inc. - Birmingham

ATTEST:

By Charles G. Arcara  
Charles G. Arcara, Asst. Secretary

STATE OF Alabama  
COUNTY OF Jefferson

I, Lamar Ham a Notary Public in and for said County in said State, hereby certify that Charles G. Arcara whose name as Asst. Secretary of D. R. Horton, Inc. - Birmingham 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, 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 16th day of November 1995

Lamar Ham Notary Public

MY COMMISSION EXPIRES NOVEMBER 9, 1997

Inst # 1995-34214