

STATUTORY WARRANTY DEED

This instrument was prepared by

Send Tax Notice To: Mark F. Howell

(Name) Lamar Ham

name

119 Brynleigh Drive

address

(Address) 3512 Old Montgomery Highway, Birmingham, AL 35209 Chelsea, AL 35043

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 SIXTY THREE THOUSAND TWO HUNDRED TWO AND NO/100-----  
-----DOLLARS (\$163,202.00)

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

(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 Mark F. Howell and Diane M. Howell

(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, AL to-wit:

Lot 28, according to the Survey of Brynleigh Estates, as recorded in Map Book 19, Page 139, 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.

\$ 155,000.00 of the purchase price was provided by a mortgage loan closed simultaneously herewith.

Inst # 1995-34632

12/04/1995-34632  
01:46 PM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE  
001 MCD 17.00

TO HAVE AND TO HOLD, To the said GRANTEES 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, COVENANT AND AGREE, COVENANT WITH SAID GRANTEES, their heirs and assigns that is lawfully seized in fee simple of said premises, that said GRANTOR has from all encumbrances, that is to say 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 unto the said GRANTEES, their heirs, executors and assigns forever against the lawful claims of all persons.~~

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 22nd 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 22nd day of November 1995

Lamar Ham

Notary Public

MY COMMISSION EXPIRES NOVEMBER 9, 1997