

SEND TAX NOTICES TO:
KENNETH M. SMITHWICK
BRENDA H. SMITHWICK
180 GRANDE VIEW LANE
MAYLENE, AL 35114

WARRANTY DEED

STATE OF ALABAMA
COUNTY OF SHELBY

KNOW ALL MEN BY THESE PRESENTS, that in consideration of the sum of One Hundred Fifty Thousand Nine Hundred and 00/100 Dollars (\$150,900.00) to the undersigned grantors, in hand paid by the grantee herein, the receipt of which is hereby acknowledged, **D.W.G. BUILDERS, INC.** (herein referred to as "Grantor"), hereby grants, bargains, sells, and conveys unto **KENNETH M. SMITHWICK** and **BRENDA H. SMITHWICK** (herein referred to as "Grantee"), as joint tenants with rights of survivorship, the following described real estate situated in Shelby County, Alabama, to wit:

Lot 21, according to the Survey of Grande View Estates, Givianpour Addition to Alabaster, 2nd Addition, as recorded in Map Book 20, page 66, in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama.

Subject to all easements, restrictions, covenants, rights of way of record; taxes for 1997 and subsequent years not yet due and payable.

\$80,000.00 of the purchase price recited herein was paid from the proceeds of a mortgage loan closed simultaneously herewith.

TO HAVE AND TO HOLD the described premises to Grantees, as joint tenants with right of survivorship, their heirs, executors, successors 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 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 THE GRANTOR does for itself, successors and assigns, covenant with said Grantee, their heirs, executors, successors and assigns, that Grantor is lawfully seized in fee simple of the premises, that they are free from all encumbrances, unless otherwise noted above, that Grantor has good right to sell and convey the same as aforesaid, and that Grantor will and its successors and assigns shall warrant and defend same to said Grantee, their heirs, executors, successors and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, the Grantor has signed and sealed this Deed on the 11th day of November, 1996.

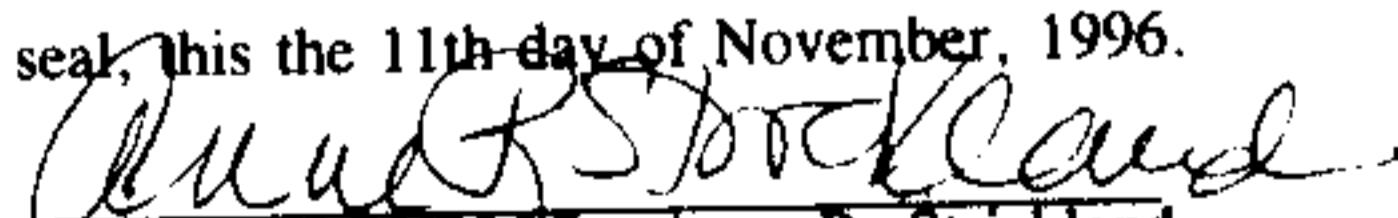
D. W. G. BUILDERS, INC., Grantor

By: 
GEORGE H. GREGORY President

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that GEORGE H. GREGORY, whose name as President of D. W. G. BUILDERS, INC., 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 officer, and with full authority, executed the same voluntarily, as an act of said corporation, acting in his capacity as aforesaid.

Given under my hand and official seal, this the 11th day of November, 1996.


NOTARY PUBLIC Anne R. Strickland
My Commission Expires: 5/11/97

THIS INSTRUMENT PREPARED BY:
Anne R. Strickland, Attorney at Law
5330 Stadium Trace Parkway, Suite 250
Birmingham, AL 35244
(205) 733-1303

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Inst. # 1996-37599

11/13/1996-37599
11:23 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 MCD 79.50

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Inst.