

R96-2672

(RECORDING INFORMATION ONLY ABOVE THIS LINE)

Inst # 1997-03946

This Instrument was prepared by:

SEND TAX NOTICE TO:

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

CHRISTOPHER J. SMITH
184 GRANDE VIEW LANE
ALABASTER, AL 35007

STATE OF ALABAMA)

COUNTY OF SHELBY)

JOINT TENANTS WITH RIGHT OF SURVIVORSHIP

WARRANTY DEED

Know All Men by These Presents: That in consideration of ONE HUNDRED FIFTY NINE THOUSAND NINE HUNDRED and 00/100 (\$159,900.00) DOLLARS to the undersigned grantor, CUSTOMIZED CONTRACTING, INC., 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 CHRISTOPHER J. SMITH and LEIGH ANN SMITH, HUSBAND AND WIFE, (herein referred to as GRANTEES, as joint tenants, with right of survivorship, whether one or more) the following described real estate, situated in SHELBY County, Alabama, to-wit:

LOT 20, 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.

SUBJECT TO:

1. Subject to the taxes for the year beginning October 1, 1996 which constitutes a lien but are not yet due and payable until October 1, 1997.
2. 30 foot building line as shown on recorded map.
3. Restrictions as shown on recorded map.
4. Easement on rear of lot of undetermined size as shown on recorded map.

Title to all minerals within and underlying the premises, together with all mining rights and other rights, privileges and immunities relating thereto as recorded in Inst. #1996-3902.

Restrictions and covenants appearing of record in Inst. #1995-28544, Inst. #1996-3902, Inst. #1995-5892, Inst. #1995-28543, Inst. #1995-5890, Inst. #1995-5891, and Inst. #1995-32854.

Right-of-way granted to Alabama Power Company recorded in Volume 138, Page 170.

\$148,900.00 of the consideration herein was derived from a mortgage 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

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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 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 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, CUSTOMIZED CONTRACTING, INC., by its PRESIDENT, ROBERT O. GUTHRIE who is authorized to execute this conveyance, has hereunto set its signature and seal, this the 31st day of December, 1996.

CUSTOMIZED CONTRACTING, INC.

By Robert O. Guthrie
ROBERT O. GUTHRIE, 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 ROBERT O. GUTHRIE, whose name as PRESIDENT of CUSTOMIZED CONTRACTING, 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 31ST day of DECEMBER, 1996.

Y. Grace Brayer
Notary Public

My commission expires: 1-1-00

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