

(RECORDING INFORMATION ONLY ABOVE THIS LINE)

This instrument was prepared by:

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Birmingham, Alabama 35244

SEND TAX NOTICE TO:

TOMIE LEE HOLSOMBACK
1 EDDINGS LANE
MONTEVALLO, AL 35115

Inst # 2000-10717

STATE OF ALABAMA)
COUNTY OF SHELBY)

04/03/2000-10717
10:59 AM CERTIFIED

JOINT TENANTS WITH RIGHT OF SURVIVORSHIP

SHELBY COUNTY JUDGE OF PROBATE
002 001 00.00

WARRANTY DEED

Know All Men by These Presents: That in consideration of ONE HUNDRED SEVEN THOUSAND DOLLARS and 00/100 (\$107,000.00) DOLLARS to the undersigned grantor or grantors in hand paid by the GRANTEES herein, the receipt of which is acknowledged, we, JEFFERY LYNN SMITHERMAN and DAINA L. LOVEJOY SMITHERMAN, HUSBAND AND WIFE (herein referred to as GRANTORS) do grant, bargain, sell and convey unto TOMIE LEE HOLSOMBACK and CAROLYN HOLSOMBACK, 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 1, ACCORDING TO THE SURVEY OF MONTE TIERRA, 1ST ADDITION, AS RECORDED IN MAP BOOK 6 PAGE 93 IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.

SUBJECT TO:

1. TAXES FOR THE YEAR BEGINNING OCTOBER 1, 1999 WHICH CONSTITUTES A LIEN BUT ARE NOT DUE AND PAYABLE UNTIL OCTOBER 1, 2000.
2. ANY PRIOR RESERVATION OR CONVEYANCE, TOGETHER WITH RELEASE OF DAMAGES OF MINERALS OF EVERY KIND AND CHARACTER, INCLUDING, BUT NOT LIMITED TO GAS, OIL, SAND, AND GRAVEL IN, ON AND UNDER SUBJECT PROPERTY.
3. BUILDING SETBACK LINE OF 40 FEET RESERVED FROM EDDINGS LANE AS SHOWN BY PLAT.
4. EASEMENTS AS SHOWN BY RECORDED PLAT, INCLUDING 10 FEET ON THE SOUTHERLY SIDE OF LOT.
5. RESTRICTIONS, COVENANTS AND CONDITIONS AS SET OUT IN INSTRUMENT(S) RECORDED IN MISC. BOOK 16 PAGE 194 IN PROBATE OFFICE.
6. TRANSMISSION LINE PERMIT(S) TO ALABAMA POWER COMPANY AS SHOWN BY INSTRUMENT(S) RECORDED IN DEED BOOK 112 PAGE 456 AND DEED BOOK 123 PAGE 433 IN PROBATE OFFICE.

DAINA L. LOVEJOY SMITHERMAN AND DAINA LOVEJOY SMITHERMAN ARE ONE AND THE SAME PERSON.

7. RESTRICTIONS, LIMITATIONS AND CONDITIONS AS SET OUT IN MAP BOOK 6
PAGE 93.


\$35,000.00 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 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 I (we) do for myself (ourselves) and for my (our) heirs, executors, and administrators
covenant with the said GRANTEES, his, her, or their heirs and assigns, that I am (we are) lawfully
seized in fee simple of said premises; that they are free from all encumbrances, unless otherwise
noted above; that I (we) have a good right to sell and convey the same as aforesaid; that I (we) will
and my (our) heirs, executors and administrators 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 GRANTORS, JEFFERY LYNN SMITHERMAN and
DAINA L. LOVEJOY SMITHERMAN, HUSBAND AND WIFE, have hereunto set his, her or their
signature(s) and seal(s), this the 29th day of February, 2000.


JEFFERY LYNN SMITHERMAN


DAINA L. LOVEJOY SMITHERMAN

STATE OF ALABAMA)
COUNTY OF SHELBY)

ACKNOWLEDGEMENT

I, the undersigned, a Notary Public, in and for said County, in said State, hereby certify that
JEFFERY LYNN SMITHERMAN and DAINA L. LOVEJOY SMITHERMAN, HUSBAND AND
WIFE, whose name(s) is (are) signed to the foregoing conveyance, and who is (are) known to me,
acknowledged before me on this day that, being informed of the contents of the conveyance he, she,
or they executed the same voluntarily on the day the same bears date.

Given under my hand this the 29th day of February, 2000.



Notary Public

My commission expires: 9.29.01

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SHELBY COUNTY JUDGE OF PROBATE
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