20020821000399540 Pg 1/1 83.00
Shelby Cnty Judge of Probate,AL
08/21/2002 15:43:00 FILED/CERTIFIED

This instrument was prepared by:
Clayton T. Sweeney, Attorney
2700 Highway 280 East, Suite 160
Birmingham, AL 35223

Send Tax Notice To:
Deborah C. Givens and Ralph E. Givens
4370 Milner Road West
Birmingham, AL 35242

STATE OF ALABAMA )
: **JOINT SURVIVORSHIP DEED**
COUNTY OF SHELBY )

**KNOW ALL MEN BY THESE PRESENTS**: That, for and in consideration of **Three Hundred Fifty-Nine Thousand Five Hundred and 00/100 ($359,500.00)**, and other good and valuable consideration, this day in hand paid to the undersigned **Kimbrell Homes, Inc., an Alabama corporation** (hereinafter referred to as GRANTOR), in hand paid by the GRANTEES herein, the receipt whereof is hereby acknowledged, the GRANTOR does hereby give, grant, bargain, sell and convey unto the GRANTEES, **Deborah C. Givens and Ralph E. Givens,** (hereinafter referred to as GRANTEES), for and during their joint lives and upon the death of either, then to the survivor of them in fee simple, together with every contingent remainder and right of reversion, the following described Real Estate, lying and being in the County of **Shelby**, State of Alabama, to-wit:

**Lot 99, according to the Survey of Final Record Plat of Greystone Farms Milner's Crescent Sector Phase 3, as recorded in Map Book 23, Page 71, in the Probate Office of Shelby County, Alabama.**

Subject To:
Ad valorem taxes for 2002 and subsequent years not yet due and payable until October 1, 2002. Existing covenants and restrictions, easements, building lines and limitations of record.

$287,600.00 of the consideration was paid from the proceeds of a mortgage loan closed simultaneously herewith.

TO HAVE AND TO HOLD, the tract or parcel of land above described together with all and singular the rights, privileges, tenements, appurtenances, and improvements unto 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.

AND SAID GRANTOR, for said GRANTOR, GRANTOR'S heirs, successors, executors and administrators, covenants with GRANTEES, and with GRANTEES' heirs and assigns, that GRANTOR is lawfully seized in fee simple of the said Real Estate; that said Real Estate is free and clear from all Liens and Encumbrances, except as hereinabove set forth, and except for taxes due for the current and subsequent years, and except for any Restrictions pertaining to the Real Estate of record in the Probate Office of said County; and that GRANTOR will, and GRANTOR'S heirs, executors and administrators shall, warrant and defend the same to said GRANTEES, and GRANTEES' heirs and assigns, forever against the lawful claims of all persons.

IN WITNESS WHEREOF, said GRANTOR has hereunto set his hand and seal this the **16th** day of **August**, **2002.**

**Kimbrell Homes, Inc.**

**John C. Kimbrell, President**

**STATE OF ALABAMA )**
**:**
**COUNTY OF JEFFERSON )**

**I, the undersigned, a Notary Public, in and for said County and State, hereby certify that John C. Kimbrell, whose name as President of Kimbrell Homes, Inc., an Alabama corporation, 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 the Instrument, he as such Officer and with full authority, signed the same voluntarily for and as the act of said corporation.**

**IN WITNESS WHEREOF, I have hereunto set my hand and seal this the 16th day of August, 2002.**

**NOTARY PUBLIC**
**My Commission Expires: 06/5/03**

CLAYTON T. SWEENEY, ATTORNEY AT LAW