20050317000121980 1/2 \$94.50 Shelby Cnty Judge of Probate, AL 03/17/2005 03:36:25PM FILED/CERT

This instrument was prepared by: Clayton T. Sweeney, Attorney 2700 Highway 280 East, Suite 160 Birmingham, AL 35223 Send Tax Notice To:
O. Jack McCutchen and Muriel F.
McCutchen
1341 Tara Drive
Columbiana, AL 35051

| STATE OF ALABAMA | ) | JOINT SURVIVORSHIP DEED |
|------------------|---|-------------------------|
| COUNTY OF SHELBY | ) |                         |

KNOW ALL MEN BY THESE PRESENTS: That, for and in consideration of Ten Dollars and 00/100 (\$10.00), and other good and valuable consideration, this day in hand paid to the undersigned J. Anthony Joseph, a married man, Gail J. Owen, an unmarried woman and the Estate of Doug Joseph and Kathy Joseph, an unmarried woman (hereinafter referred to as GRANTORS), in hand paid by the GRANTEES herein, the receipt whereof is hereby acknowledged, the GRANTORS do hereby give, grant, bargain, sell and convey unto the GRANTEES, O. Jack McCutchen and Muriel F. McCutchen, (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 4, according to the Survey of The Meadow at Tara, as recorded in Map Book 29, Page 46, in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama.

## Subject To:

Ad valorem taxes for 2005 and subsequent years not yet due and payable until October 1, 2005. Existing covenants and restrictions, easements, building lines and limitations of record.

The above described property does not constitute the homestead of J. Anthony Joseph nor that of his spouse.

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 GRANTORS, for said GRANTORS, GRANTORS' heirs, successors, executors and administrators, covenants with GRANTEES, and with GRANTEES' heirs and assigns, that GRANTORS are 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 GRANTORS will, and GRANTORS' 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 GRANTORS have hereunto set their hands and seals this the **15th** day of **March**, **2005**.

J. Anthony Joseph

Shelby County, AL 03/17/2005 State of Alabama

Deed Tax: \$79.50

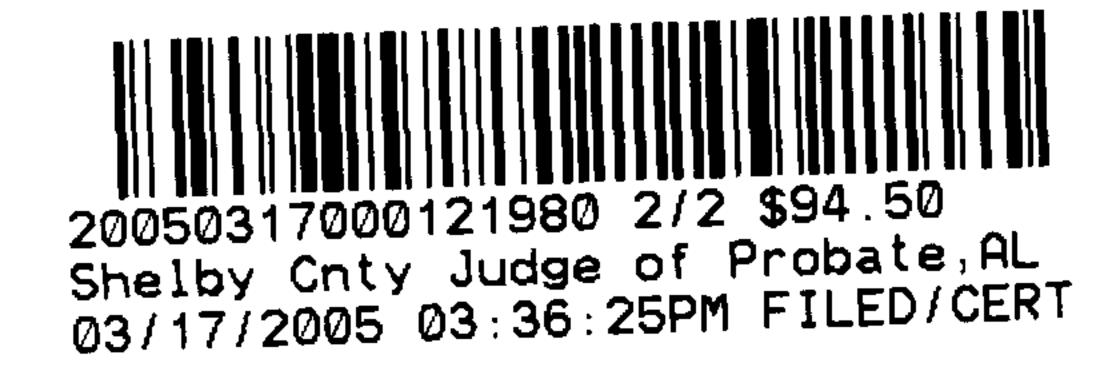
Gail J. Owen

Kathy Joseph, as Personal Representative

of the Estate of Doug Joseph

Kathy Joseph

STATE OF ALABAMA



## COUNTY OF JEFFERSON

I, the undersigned, a Notary Public, in and for said County and State, hereby certify that J. Anthony Joseph and Gail J. Owen and Kathy Joseph, whose names are signed to the foregoing conveyance and who are known to me, acknowledged before me on this day that, being informed of the contents of the Instrument they executed the same voluntarily on the day the same bears date.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this the 15th day of March, 2005.

MOTARY PUBLIC

My Commission Expires: 6-1-2-5

STATE OF ALABAMA

COUNTY OF JEFFERSON

I, the undersigned, a Notary Public, in and for said County and State, hereby certify that Kathy Joseph, whose name as Personal Representative of the Estate of Doug Joseph is signed to the foregoing conveyance and who are known to me, acknowledged before me on this day that, being informed of the contents of the Instrument, she, as such Personal Representative, executed the same voluntarily as the act of said Estate.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this the 15th day of March, 2005.

My Commission Expires: 6-1-205