



20061002000486730 1/1 \$131.00
Shelby Cnty Judge of Probate, AL
10/02/2006 02:19:36PM FILED/CERT

THIS INSTRUMENT PREPARED BY:
Wallace, Ellis, Fowler & Head
P O Box 587
Columbiana, AL 35051

SENT TAX NOTICE TO:
Mr. and Mrs. Tommy E. McDonald
1355 Highway 7
Wilsonville, AL 35186

CORPORATION FORM WARRANTY DEED, JOINTLY FOR LIFE WITH REMAINDER TO SURVIVOR

STATE OF ALABAMA)

KNOW ALL MEN BY THESE PRESENTS

COUNTY OF SHELBY)

That in consideration of **ONE HUNDRED NINETEEN THOUSAND EIGHT HUNDRED AND NO/100-----DOLLARS (\$119,800.00)**, to the undersigned grantor, **WHITTEN CONSTRUCTION COMPANY, INC.**, a corporation, in hand paid by **TOMMY E. McDONALD and wife, ANITA McDONALD**, the receipt of which is hereby acknowledged, the said **WHITTEN CONSTRUCTION COMPANY, INC.**, does by these presents, grant, bargain, sell and convey unto the said **TOMMY E. McDONALD and wife, ANITA McDONALD** the following real estate, situated in Shelby County, Alabama, described as follows:

Lot 2, according to the Survey of Whippoorwill Estates, a minor residential subdivision, as recorded in Map Book 35, Page 114, in the Probate Office of Shelby County, Alabama.

All of the above mentioned purchase price was paid by a mortgage recorded simultaneously herewith.

Subject to taxes for 2006 and subsequent years, easements, restrictions, rights of way and permits of record.

TO HAVE AND TO HOLD, the said GRANTEEES 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 said **Grantor**, does for itself, its successors and assigns, covenant with said **Grantees**, 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**, their heirs, executors and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, the said **WHITTEN CONSTRUCTION COMPANY, INC.**, by its President, **Billy A. Whitten, Jr.**, who is authorized to execute this conveyance, has hereto set its signature and seal, this the 29th day of September, 2006.

WHITTEN CONSTRUCTION COMPANY, INC.

BY: Billy A. Whitten, Jr.
Billy A. Whitten, Jr., Its President

**STATE OF ALABAMA
SHELBY COUNTY**

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that **Billy A. Whitten, Jr.**, whose name as President of Whitten Construction Company, 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, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal, this the 29th day of September, 2006.

Wallace R. Justice
Notary Public

My Commission Expires:9/12/07

Shelby County, AL 10/02/2006
State of Alabama

Deed Tax:\$120.00