20061024000523790 1/2 \$439.00 Shelby Cnty Judge of Probate, AL 10/24/2006 10:42:20AM FILED/CERT

Send tax notice to: E. Todd Chamberlain K. Elizabeth Chamberlain 1448 Legacy Drive Birmingham, Alabama 35242 File No. 06-221

This instrument prepared by: James R. Moncus, Jr., LLC Attorney at Law 313 Alford Avenue Birmingham, Alabama 35226

STATE OF ALABAMA JEFFERSON COUNTY

## WARRANTY DEED

## KNOW ALL MEN BY THESE PRESENTS:

That in consideration of Nine Hundred Twenty Five Thousand and No/100 Dollars (\$925,000.00), in hand paid to the undersigned, Van E. Holcombe and Tammy R. Holcombe, Husband and Wife, (hereinafter referred to as the "Grantor") by E. Todd Chamberlain and K. Elizabeth Chamberlain, Husband and Wife, (hereinafter referred to as the "Grantee"), the receipt and sufficiency of which is hereby acknowledged, the Grantor does, by these presents, grant, bargain, sell, and convey unto the Grantees, as joint tenants with right of survivorship, the following described real estate situated in Shelby County, Alabama, to-wit:

Lot 617, according to the Survey of Greystone Legacy, 6th Sector, as recorded in Map Book 28, page 21, in the Probate Office of Shelby County, Alabama.

## SUBJECT TO:

- Ad valorem taxes due and payable October 1, 2007.
- All restrictions, easements, Rights of parties in possession, encroachments, liens for services, labor, or materials, taxes or special assessments, building lines.
- Easements, Encroachments, rights of ways, building set back lines, as shown on recorded plat.
- Mineral and mining rights not owned by the Grantor herein described.

(\$500,000.00 of the purchase price was paid from a first mortgage loan closed simultaneously with delivery of this deed.)

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 Grantees, their heirs, executors, administrators and assigns, that I am (we are) lawfully seized in fee simple of said premises, that they are free from all encumbrances except as aforesaid, that I (we) have good right to sell and convey the same as aforesaid, and that I (we) will, and my (our) successors and assigns shall warrant and defend the same to the Grantees, their heirs, executors, administrators and assigns, forever, against the lawful claims of all persons.

Shelby County, AL 10/24/2006

State of Alabama

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this the 16th day of

October, 2006.

Van E. Holcombe

Tammy R. Holcombe

STATE OF ALABAMA )

JEFFERSON COUNTY )

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Van E. Holcombe and wife, Tammy R. Holcombe, whose names are signed to the foregoing instrument 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.

Given under my hand and official seal this the 16th day of October, 2006.

Motary Public

[NOTARIAL SEAL]

My Commission expires: February 23, 2008