## WARRANTY DEED WITH SURVIVORSHIP

This Instrument Was Prepared By:

Frank K. Bynum, Esquire #17 Office Park Circle Birmingham, Alabama 35223

STATE OF ALABAMA

COUNTY OF SHELBY

Send Tax Notice To:

Barbara M. Binford 4048 Forest Lakes Road Birmingham, AL 35244

KNOW ALL MEN BY THESE PRESENTS, That in consideration of One Hundred Thirty Three Thousand Nine Hundred and No/100 Dollars (\$133,900.00) to the undersigned Grantors in hand paid by the Grantees herein, the receipt of which is hereby acknowledged, Hayley Carter and spouse, Jason Carter (herein referred to as Grantors) do grant, bargain, sell and convey unto Barbara M. Binford and Gary W. Binford (herein referred to as Grantees) as joint tenants, with right of survivorship, the following described real estate, situated in the State of Alabama, County of Shelby, to-wit:

Lot 524, according to the Survey of Forest Lakes 10<sup>th</sup> Sector, as recorded in Map Book 31, Page 25, in the Probate Office of Shelby County, Alabama.

Hayley Burnette, the grantee in the Warranty Deed recording in Hayley Carter is one and the same as Instrument #20030902000579310.

\$107,120.00 of the consideration was paid from the proceeds of a purchase money mortgage. \$ 13,390.00 of the consideration was paid from the proceeds of a purchase money second mortgage.

Subject to existing easements, restrictions, set back lines, rights of ways, limitations, if any, of record.

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 we do for ourselves and for our heirs, executors, and administrators covenant with said Grantees, their heirs and assigns, that we are lawfully seized in fee simple of said premises, that they are free from all encumbrances, unless otherwise noted above; that we have a good right to sell and convey the same as aforesaid; that we will and my heirs, executors and administrators shall, warrant and defend the same to the said Grantees, their heirs, and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, We have hereunto set our hands and seal, this 30<sup>th</sup> day of November, 2006.

Hayley Carter\

STATE OF ALABAMA

COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Hayley Carter and spouse, Jason Carter 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 conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this the 30<sup>th</sup> day of November, 2006.

Shelby County, AL 12/11/2006

6.

State of Alabama

Deed Tax: \$13.50

Notaly Public

My Commission Expires: 11/20/2008