

20180308000075330

03/08/2018 10:16:40 AM

DEEDS 1/3

This instrument was prepared by:

David P. Condon, P.C.
100 Union Hill Drive Suite 200
Birmingham, AL 35209

Send tax notice to:

Raymond E. Kell, Jr.
609 Foothills Trace
Chelsea, Alabama 35043

WARRANTY DEED, JOINT TENANTS WITH RIGHT OF SURVIVORSHIP

**STATE OF ALABAMA
SHELBY COUNTY**

KNOW ALL MEN BY THESE PRESENTS

That in consideration of **Two Hundred Fifty Three Thousand and 00/100 Dollars (\$253,000.00)** to the undersigned grantor in hand paid by the grantees herein, the receipt whereof is acknowledged,

Mary Frances Theil, as Trustee of the Mary F. Theil Revocable Trust

(hereinafter referred to as "Grantor") does grant, bargain, sell and convey unto

Raymond E. Kell, Jr. and Delia S. Kell

(hereinafter referred to as "Grantees") as joint tenants with right of survivorship, the following described real estate situated in **Shelby County, Alabama** to-wit:

Lot 3, according to the Survey of Foothills Point, Third Sector, as recorded in Map Book 35, page 136, in the Probate Office of Shelby County, Alabama.

Together with the non-exclusive easement to use the Common Areas as more particularly described in the Foothills Point Declaration of Covenants, Conditions and Restrictions recorded as Instrument 20031223000824110 in the Probate Office of Shelby County, Alabama (which, together with all amendments thereto, is hereinafter collectively referred to as the "Declaration").

\$92,000.00 of the proceeds come from a mortgage recorded simultaneously herewith.

Subject to: (1) 2018 ad valorem taxes not yet due and payable;
 (2) all mineral and mining rights not owned by the Grantor; and
 (3) all easements, rights-of-way, restrictions, covenants and
 encumbrances of record.

TO HAVE AND TO HOLD unto 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 Grantor does for itself and for its successors and assigns covenant with 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; that it will and its successors and assigns shall warrant and defend the same to Grantees, their heirs and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, Grantor has set its seal by its authorized representative, this 23rd day of February, 2018.

Mary F. Theil Revocable Trust

x BY Mary Frances Theil (Seal)
Mary Frances Theil
ITS: Trustee

STATE OF Virginia
Frederick COUNTY

I, the undersigned Notary Public in and for said County, in said State, hereby certify that **Mary Frances Theil** as **Trustee** of **Mary F. Theil Revocable Trust** whose name 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 and with full authority as such **Trustee**, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 23rd day of February, 2018.

Kimberly Dawn Atkins
Notary Public

My Commission Expires: October 31, 2018

KIMBERLY DAWN ATKINS
NOTARY PUBLIC
REG. #7591864
COMMONWEALTH OF VIRGINIA
MY COMMISSION EXPIRES OCTOBER 31, 2018

REAL ESTATE SALES VALIDATION FORM

This Document must be filed in accordance with Code of Alabama 1975, Section 40-22-1

Grantor Name: **Mary F. Theil Revocable Trust** Grantee Name: **Raymond E. Kell, Jr.**

Grantee Name: **Delia S. Kell**

Mailing Address: **609 Foothills Trace
Chelsea, Alabama, 35043**

Mailing Address: **300 Fairfax Way
Hoover, AL, 35242**

Property Address: **609 Foothills Trace
Chelsea, Alabama, 35043**

Date of Sale: **March 2nd, 2018**

Total Purchase Price: **\$253,000.00**

or

Actual Value: \$ _____

Or

Assessor's Market Value: \$ _____

The purchase price or actual value claimed on this form can be verified in the following documentary evidence: (check one) (Recordation of documentary evidence is not required)

Bill of Sale

Appraisal

Sales Contract

Other _____

Closing Statement

If the conveyance document presented for recordation contains all of the required information referenced above, the filing of this form is not required.

Instructions

Grantor's name and mailing address – provide the name of the person or persons conveying interest to property and their current mailing address.

Grantee's name and mailing address – provide the name of the person or persons to whom interest to property is being conveyed.

Property address – the physical address of the property being conveyed, if available.

Date of Sale – the date on which interest to the property was conveyed.

Total purchase price – the total amount paid for the purchase of the property, both real and personal, being conveyed by the instrument offered for record.

Actual value – if the property is not being sold, the true value of the property, both real and personal, being conveyed by the instrument offered for record. This may be evidenced by an appraisal conducted by a licensed appraiser or the assessor's current market value.

If no proof is provided and the value must be determined, the current estimate of fair market value, excluding current use valuation, of the property as determined by the local official charged with the responsibility of valuing property for property tax purposes will be used and the taxpayer will be penalized pursuant to Code of Alabama 1975 Section 40-22-1 (h).

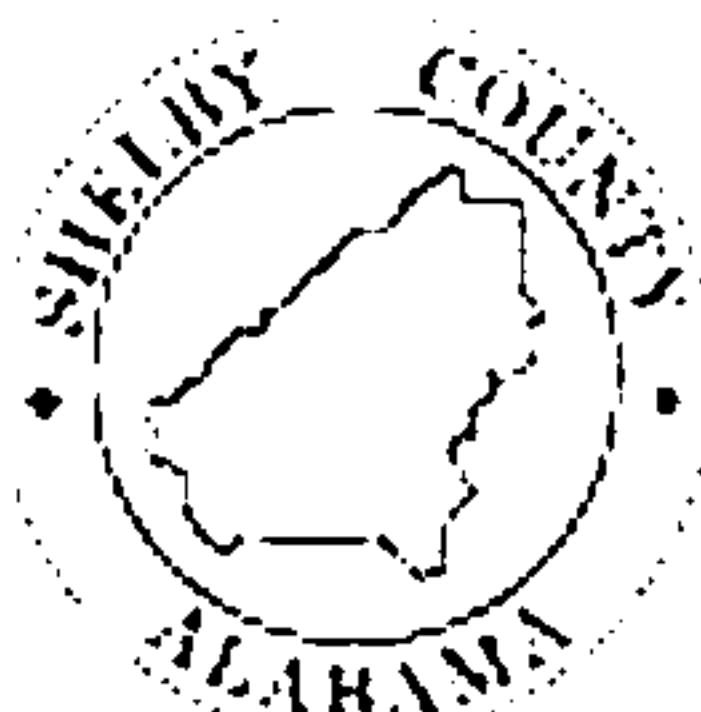
I attest, to the best of my knowledge and belief that the information contained in this document is true and accurate. I further understand that any false statements claimed on this form may result in the imposition of the penalty indicated in Code of Alabama 1975 Section 40-22-1 (h).

Date: **March 2nd, 2018**

Print: Gilmer T. Simmons

Unattested
(verified by)

Sign: [Signature]
(Grantor/Grantee/Owner/Agent) circle one



Filed and Recorded
Official Public Records
Judge James W. Fuhrmeister, Probate Judge,
County Clerk
Shelby County, AL
03/08/2018 10:16:40 AM
\$90.00 CHERRY
20180308000075330

[Signature]