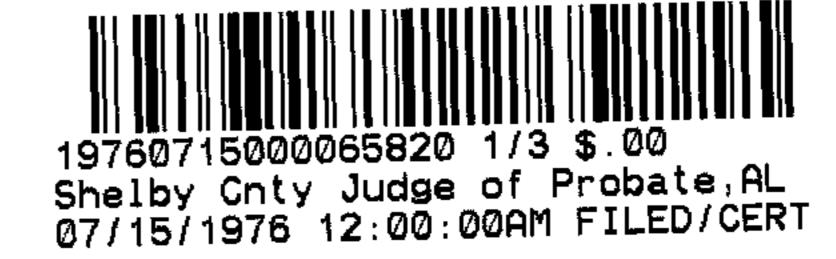
THIS DOCUMENT WAS PREPARED BY:

Randolph H. Lanier
Balch, Bingham, Baker, Hawthorne,
Williams & Ward
Attorneys at Law
600 North 18th Street
Birmingham, Alabama 35203

STATE OF ALABAMA )

COUNTY OF SHELBY )



of the sum of SEVENTY-FIVE THOUSAND AND NO/100 DOLLARS (\$75,000.00) in hand paid by PRESBYTERY OF BIRMINGHAM OF THE SYNOD OF THE SOUTH UNITED OF THE/PRESBYTERIAN CHURCH IN THE UNITED STATES OF AMERICA, a corporation (hereinafter referred to as "GRANTEE"), to the undersigned, THE HARBERT-EQUITABLE JOINT VENTURE, under Joint Venture Agreement dated January 30, 1974, composed of Harbert Construction Corporation, a corporation, and The Equitable Life Assurance Society of the United States, a corporation (hereinafter referred to as "GRANTOR"), the receipt of which is hereby acknowledged, the said GRANTOR does by these presents grant, bargain, sell and convey unto the said GRANTEE the following described real estate situated in Shelby County, Alabama:

Lot No. 46, Riverchase West, a subdivision of Riverchase, according to plat recorded in Map Book 6, Page 78, in the office of the Judge of Probate of Shelby County, Alabama.

Such land is conveyed subject to the following:

- 1. Mineral and mining rights not owned by GRANTOR.
- 2. Any applicable zoning ordinances.
- 3. Easements, rights of way, reservations, restrictions and setback lines of record.

- 4. Subject to the modification specifically provided in subparagraph (a), said property conveyed by this instrument is hereby subjected to the Declaration of Protective Covenants, Agreements, Easements, Charges and Liens for Riverchase (Residential), recorded in Miscellaneous Book 14, beginning at page 536 in the office of the Judge of Probate of Shelby County, Alabama, except as follows:
  - (a) Section 12.20 of said Declaration shall not apply to GRANTEE herein.

GRANTEE covenants and agrees to join and execute any covenants and easements required by Alabama Power Company for the purpose of providing underground distribution of electric service to that portion of the Riverchase subdivision which encompasses this parcel.

TO HAVE AND TO HOLD unto GRANTEE, its successors and assigns, forever.

IN WITNESS WHEREOF, the GRANTOR has caused this conveyance to be executed by each Venturer by their respective duly authorized officers thereunto on this the 13th day of

July , 1976.

THE HARBERT-EQUITABLE JOINT VENTURE

By: THE EQUITABLE LIFE ASSURANCE SOCIETY OF THE UNITED STATES

By The Manager

By: HARBERT CONSTRUCTION CORPORATION

Its Vice-President

197607150000065820 2/3 \$.00 Shelby Cnty Judge of Probate, AL 07/15/1976 12:00:00AM FILED/CERT

Witnesses:

Witnesses:

STATE OF GERRANIA )
COUNTY OF FIRE TON )
I,
Given under my hand and official seal, this the day of /// / , 1976.
My commission expires: A 17-16  STATE OF ALABAMA )
COUNTY OF JEFFERSON)
I, Judy M. Johnson, a Notary Public in and for said County, in said State, hereby certify that Edwin M.  Dixon, whose name as Secretary Vice Pres of Harbert Construction Corporation, a corporation, as General Partner of The Harbert-Equitable Joint Venture, under Joint Venture Agreement dated January 30, 1974, 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 as General Partner of The Harbert-Equitable Joint Venture.

Given under my hand and official seal, this the  $26 \pm 6$ May day of , 1976.

My commission expires: July 18, 1976

