

This instrument prepared by:

Send Tax Notice To:

Mary P. Thornton
Dominick, Fletcher, Yeilding,
Wood & Lloyd, P.A.
2121 Highland Avenue
Birmingham, Alabama 35205

Taylor Properties, L.L.C.
#1 Shades Creek Parkway
Birmingham, Alabama 35209

STATUTORY WARRANTY DEED

STATE OF ALABAMA)

) KNOW ALL MEN BY THESE PRESENTS:

SHELBY COUNTY)

That for and in consideration of the exchange of real property from Grantee to Grantors in a deed of even date herewith and other good and valuable consideration to the undersigned ANDREW W. CROSS, a married man and JOHN C. KIMBRELL, a married man ("Grantors"), in hand paid by TAYLOR PROPERTIES, L.L.C. ("Grantee"), the receipt and sufficiency of which are hereby acknowledged, Grantors do by these presents grant, bargain, sell and convey unto the said Grantee the following described real estate situated in Shelby County, Alabama, to-wit:

A part of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 5, Township 19, Range 1 West, in Shelby County, described as follows:

Begin at the Northwest corner of said $\frac{1}{4}$ - $\frac{1}{4}$ Section; run thence south along said $\frac{1}{4}$ - $\frac{1}{4}$ Section line 200 feet; thence east parallel with the north line of said $\frac{1}{4}$ section to the right of way of Highway #91; thence north along said right of way to the north line of said SW $\frac{1}{4}$ of SE $\frac{1}{4}$; thence west along the said $\frac{1}{4}$ section line to the point of beginning; being situated in Shelby County, Alabama.

Also, all that part of the south 630 feet of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$; Section 5, Township 19, Range 1 West, lying west of right of way of U.S. Highway #280, subject to right of way 30 feet wide off the north end of said parcel of land for a public and private road, as set out in Deed Book 183, Page 434 in the Probate Office of Shelby County, Alabama.

The Property is conveyed subject to the following:

- (1) General and special taxes and assessments for 1997 and subsequent years not yet due and payable, including any loss, claim, damage or expense including additional tax due, if any, due to the fact that ad valorem taxes for subject property have been paid under a current use assessment;
- (2) Fire district and library district assessments for the current year and all subsequent years thereafter;
- (3) Mining and mineral rights not owned by Grantor;
- (4) Transmission Line Permit(s) to Alabama Power Company as shown by instrument(s) recorded in Deed Book 131, Page 177 and Deed Book 111, Page 408 in said Probate Office;
- (5) Right(s)-of-Way(s) granted to Shelby County by instrument(s) recorded in Deed Book 95, Page 503 in said Probate Office;
- (6) Right(s)-of-Way(s) granted to State of Alabama by instrument(s) recorded in Deed Book 295, Page 520 in said Probate Office;
- (7) Subject to a right of way 30 feet in width as set out in Deed Book 183, Page 434 in said Probate Office;

12/27/1996-42433
02:41 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 MEL 1211.00

Inst • 1996-42433


(8) Any portion of subject property lying within road right of way;

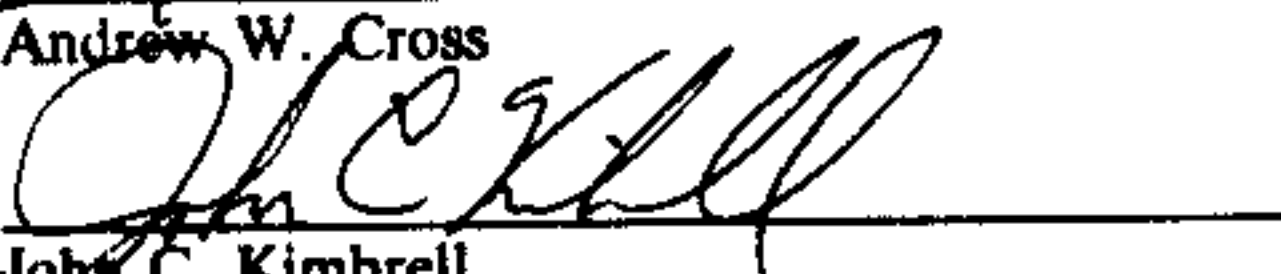
(9) Encroachment of fence off of the land as shown by survey of Lawrence D. Weygand dated October 10, 1985.

~ THE PROPERTY WHICH IS THE SUBJECT OF THIS CONVEYANCE IS NOT THE HOMESTEAD OF GRANTORS OR GRANTORS' SPOUSES.

TO HAVE AND TO HOLD unto the said Grantee, its successors and assigns forever.

IN WITNESS WHEREOF, Grantors have hereto set their signatures and seals this 16 day of December, 1996.



Andrew W. Cross


John C. Kimbrell

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Andrew W. Cross, a married man, 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 such conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this 16 day of December, 1996.



Notary Public

[SEAL]

My commission expires:

7/26/97

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that John C. Kimbrell, a married man, 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 such conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this 16 day of December, 1996.



Notary Public

[SEAL]

My commission expires:

7/26/97
dywl/28005

Inst # 1996-42433

Page 2

12/27/1996-42433
02:41 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 MEL 1211.00