

This Instrument was prepared by:  
Thomas J. Thornton  
1119 Willow Run Road  
Birmingham, Alabama 35209

Send Tax Notice to:  
Carter Homebuilders, Inc.

WARRANTY DEED

STATE OF ALABAMA  
SHELBY COUNTY

KNOW ALL MEN BY THESE PRESENTS, That in consideration of a Purchase Money Mortgage in the amount of Nine Hundred Thirty Five Thousand and 00/100 Dollars (\$935,000.00) and other good valuable consideration, in hand paid by Carter Homebuilders, Inc. (GRANTEE) receipt of which is hereby acknowledged, Weatherly Lands, L.L.C., (GRANTOR) does grant, bargain, sell and convey unto the GRANTEE, the following described real estate situated, lying and being in the County of Shelby, State of Alabama, and being more particularly described as follows:

Lots 566 through 580 inclusive (a total of 15 lots); Lots 522 through 548 inclusive (a total of 27 lots); Lots 595 through 604 inclusive (a total of 10 lots); and Lots 519 through 521 inclusive (a total of 3 lots), according to the Survey of Weatherly, Aberdeen, Sector 18, as recorded in Map Book 21, Page 148, in the Probate Office of Shelby County, Alabama.

Minerals and mining rights excepted.

Subject to:

1. Taxes for the year 1997 and subsequent years.
2. Setback lines, easements and restrictions as shown on the record map.
3. Restrictive Covenants as recorded in Instrument #1996-38572, as amended in Instrument #1996-39753 recorded in the Probate Office of Shelby County, Alabama.
4. Lake Covenants as recorded in Instrument #1996-38574 in the Probate Office of Shelby County, Alabama.

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

And the said GRANTOR does for itself and for its successors and assigns, covenant with the said GRANTEE, its successors and assigns, that it is lawfully seized in fee simple of said Premises, and that it has a good right to grant and convey the aforesaid property, that it will and its successors and assigns shall warrant and defend the same to the said grantee and its successors and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, the Managing Members of the Grantor, in their capacity as such Managing Members, and with full authority to do so, have hereunto set their hands and seals, this 12<sup>th</sup> day of MARCH, 1997.

WEATHERLY LANDS, L.L.C.

By: Thomas J. Thornton (SEAL)  
Thomas J. Thornton, Managing Member

By: Jack H. Harrison (SEAL)  
Jack, H. Harrison, Managing Member

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STATE OF ALABAMA  
COUNTY OF JEFFERSON

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Thomas J. Thornton and Jack H. Harrison, as Managing Members of Weatherly Lands, L.L.C., 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 foregoing conveyance, they, in their capacity as such Managing Members and with full authority to do so, executed the same voluntarily on the day the same bears date.

Given under my hand and seal this 18<sup>th</sup> day of MARCH, 1997.

Marie E. Edison  
Notary Public

My Commission expires

NOTARY PUBLIC STATE OF ALABAMA AT LARGE  
MY COM. BEGINS FEB. 9, 1997.  
~~2000-2002 STATE NOTARY PUBLIC REGISTRATION~~

Inst # 1997-08303

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JEFFERSON COUNTY JUDGE OF PROBATE  
002 REC 12.00