

Send tax notice to: C & S Homes, LLC  
5457 Sunrise Dr.  
Birmingham, Al. 35242

This deed was prepared by: Richard Duell, III  
5266 Grantswood Rd.  
Birmingham, Al. 35210

SPECIAL WARRANTY DEED

STATE OF ALABAMA  
SHELBY COUNTY

KNOW ALL MEN BY THESE PRESENTS, this deed made this 17 day of December, 2003 by and between **The Bank of New York, as Trustee for New South Federal Savings Bank, series 2001-1**, a corporation (herein referred to as Grantor) and **C & S Homes, LLC** (hereinafter called the Grantee);

WITNESSETH THAT:

The Grantor does hereby for and in consideration of **Ninety-three thousand five hundred and no/100 (\$93,500.00) DOLLARS** in hand paid by the Grantee, the receipt of which is hereby acknowledged, does by these presents, grant, bargain, sell and convey unto the Grantee, the following described real estate in Shelby County, Alabama, to-wit:

Lot 31, according to the Amended Map of Shoal Creek Highlands, 2nd Sector, as recorded in Map Book 16, Page 41, in the Office of the Judge of Probate of Shelby County, Alabama.

Mineral and mining rights excepted.

Subject to: All easements, restrictions and rights of way of record.


To have and to hold unto the said Grantee, his hers and assigns forever.

And the Grantor does hereby covenant with Grantee, except as above noted that, at the time of delivery of this deed, the premises were free from all encumbrances made by them and that they shall warrant and defend the same against the lawful claims and demands of all persons claiming, by, through and under them as Grantors herein but not otherwise.

IN WITNESS WHEREOF, the Grantor, by Jorge Ojeda as Vice President of New South Federal Savings Bank, as Attorney in Fact for The Bank of New York, as Trustee for New South Federal Savings Bank, series 2001-1m who is authorized to execute this conveyance, has hereunto set its signature and seal, this the 17 day of **December, 2003.**

The Bank of New York, as Trustee for  
New South Federal Savings Bank, series  
2001-1

BY:

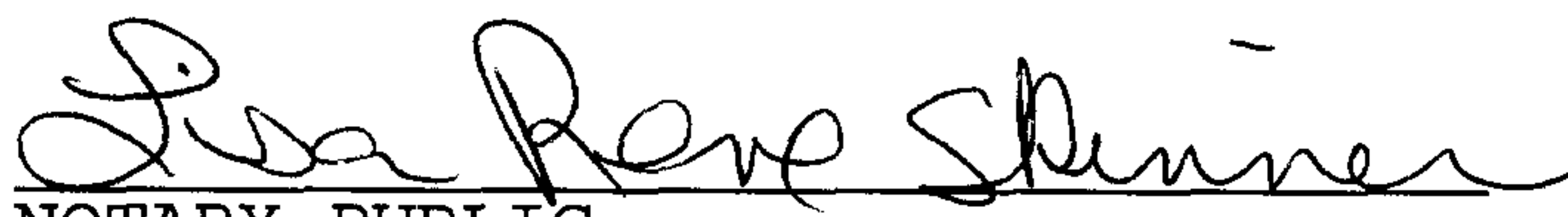
  
Jorge Ojeda as Vice President of New South  
Federal Savings Bank as its Attorney in  
Fact

Jorge Ojeda as Vice President of New South  
Federal Savings Bank, as its Attorney in  
Fact

STATE OF Alabama  
COUNTY OF Jefferson

I, the undersigned, a Notary Public in and for said county in  
said state, hereby certify that Jorge Ojeda as Vice President of  
New South Federal Savings Bank under Limited Power of Attorney for  
The Bank of New York, as Trustee for New South Federal Savings  
Bank, series 2001-1 a corporation, 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, and in his capacity as  
Attorney in Fact under Limited Power of Attorney executed the same  
voluntarily for and as the act of said corporation.

Given under my hand and official seal this the 17 day of  
December, 2003.

  
NOTARY PUBLIC

My commission expires:

NOTARY PUBLIC STATE OF ALABAMA AT LARGE  
MY COM. EXPIRES 12/31/2004  
BONDED TO THE NOTARY PUBLIC UNDER \$10,000