

THIS DOCUMENT WAS PREPARED BY:

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Attorney at Law
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Birmingham, Alabama 35201

5682

STATE OF ALABAMA)

COUNTY OF SHELBY)

KNOW ALL MEN BY THESE PRESENTS, That in consideration of the sum of FIFTY SEVEN THOUSAND TWO HUNDRED FIFTY AND NO/100 DOLLARS (\$57,250.00) in hand paid by JOHNSON-RAST & HAYS COMPANY, 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:

Lots 8, 9, 10, 41 and 50, Riverchase West - Dividing Ridge Subdivision, 1st Addition, a subdivision of Riverchase, according to plat recorded in Map Book 7, page 3, in the office of the Judge of Probate of Shelby County, Alabama.

Such land is conveyed subject to the following:

1. Ad valoren taxes due and payable October 1, 1977, and October 1, 1978.
2. Mineral and mining rights not owned by GRANTOR.
3. Any applicable zoning ordinances.
4. Easements, rights of way, reservations, agreements, restrictions and setback lines of record.
5. 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, as amended in Miscellaneous Book 17, beginning at page 550, in the office of the Judge of Probate of Shelby County, Alabama.



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Shelby Cnty Judge of Probate, AL
12/21/1977 12:00:00AM FILED/CERT

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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 effective on this the 31st day of OCTOBER, 1977.

Witnesses:

Paul J. [Signature]

Cleveland C. Moody

Witnesses:

Donna C. White

Leo C. [Signature]

THE HARBERT-EQUITABLE JOINT VENTURE

By: THE EQUITABLE LIFE ASSURANCE SOCIETY OF THE UNITED STATES

By: *Donald [Signature]*
Its Division Manager

By: HARBERT CONSTRUCTION CORPORATION

By: *Stuart Hunter Jr.*
Its Manager, Real Estate



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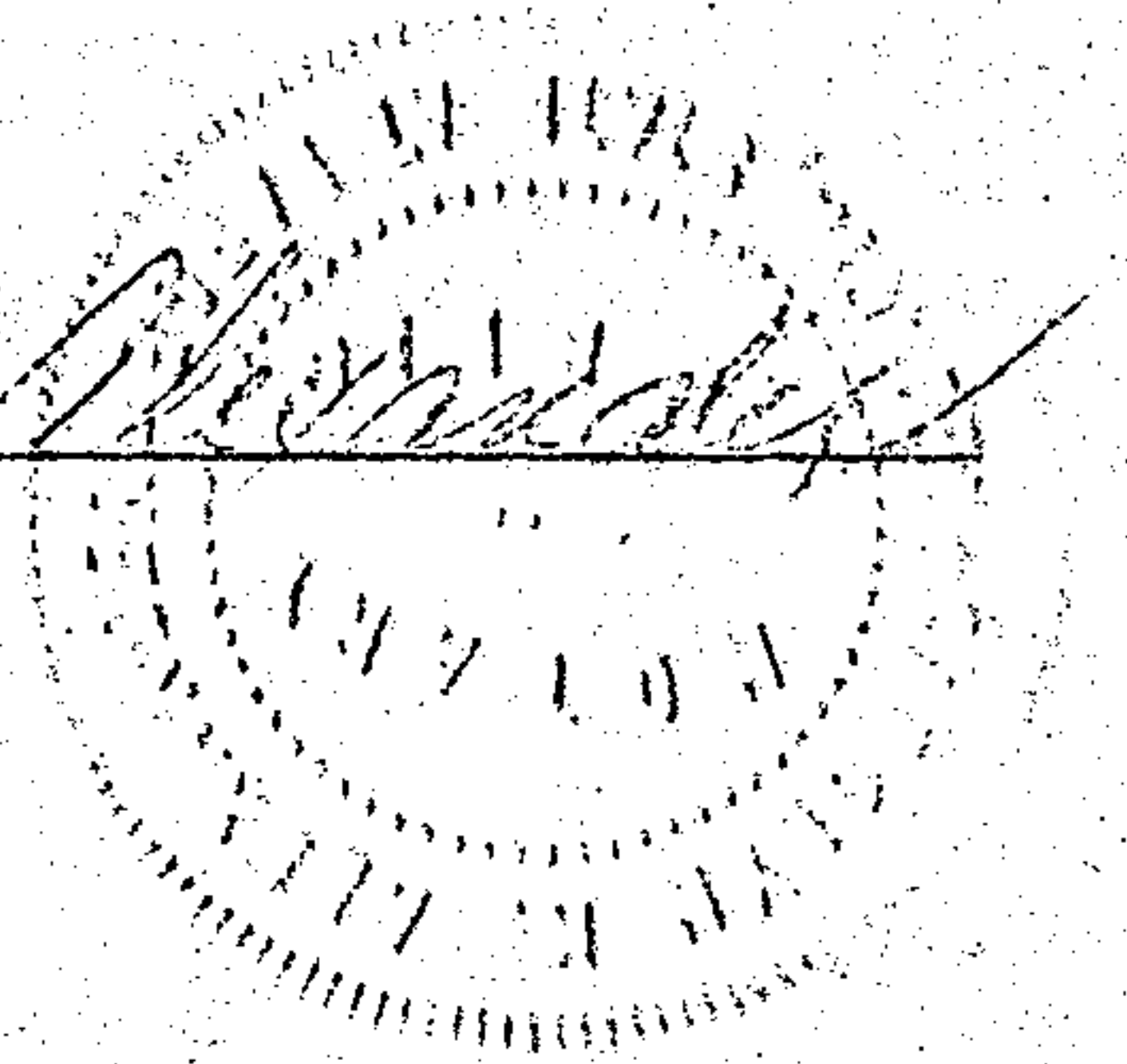
STATE OF Georgia)
COUNTY OF Fulton)

I, Caroline K. Alexander, a Notary Public in and for said County, in said State, hereby certify that Donald D. Eubank, whose name as Division Manager of The Equitable Life Assurance Society of the United States, 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 27th day of November, 1977.

Caroline K. Alexander
Notary Public

My commission expires: Dec. 16, 1980



STATE OF Alabama)
COUNTY OF Shelby)

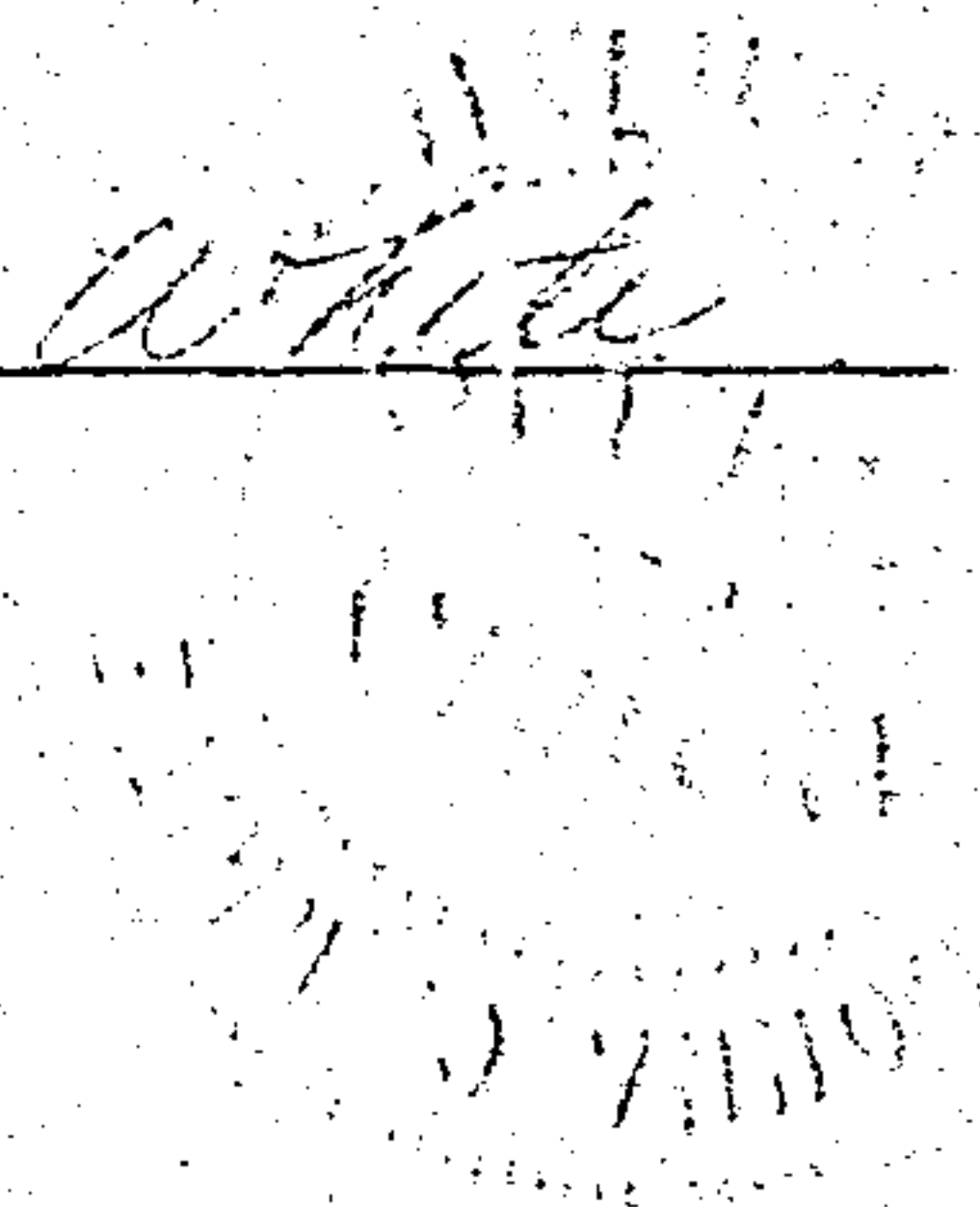
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Shelby Cnty Judge of Probate, AL
12/21/1977 12:00:00AM FILED/CERT

I, Anna C. White, a Notary Public in and for said County, in said State, hereby certify that Will Hunter Jr., whose name as Manager - Harbert State 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 28th day of October, 1977.

Anna C. White
Notary Public

My commission expires: 1-30-81



Del. \$57.50
Re. 4.50
1.00
\$63.00