

106.0
This instrument prepared by:
W. Howard Donovan, III, Esq.
Attorney at Law
2019 3rd Avenue, N., 3rd Fl.
Birmingham, Alabama 35203

Send Tax Notice to:

DANNY ACTON
300 CANADA PARK SOUTH
SUITE 130
BIRMINGHAM, AL 35243

STATE OF ALABAMA)
SHELBY COUNTY)

KNOW ALL MEN BY THESE PRESENTS:

That in consideration of Ten and 00/100 (\$10.00) Dollars and other good and valuable consideration in hand paid to the undersigned Grantor, ALTADENA WOODS PARTNERSHIP, an Alabama General Partnership, ("Grantor") by the Grantee herein, the receipt of which is hereby acknowledged, the said Grantor does by these presents, grant, bargain, sell and convey unto Acton Homes, Inc.

("Grantee", whether one or more), the following described real estate, situated in Shelby County:

Lots 38,75,76***** , 2nd Sector according to the Survey of Altadena Woods, 2nd and 5th Sector, as recorded in Map Book 10, Page 54, in the Probate Office of Shelby County, Alabama and in Map Book 151, Page 25, in the Probate Office of Jefferson County, Alabama.

This conveyance is subject to the following:

1. Ad valorem taxes for the year 1988, which said taxes are not due or payable until October 1, 1988.
2. Right of Way granted to Alabama Power Company by instrument(s) recorded in Deed Book 139, Page 571.
3. Title to all minerals within and underlying the premises together with all mining rights and other rights, privileges and immunities relating thereto, together with any release of liability for injury or damage to persons or property as a result of the exercise of such rights as recorded in Deed Book 138, Page 119.
4. The reservation and condition that the Grantee, for itself and on behalf of its successors, assigns, contractors, permittees, licensees and lessees, hereby releases and forever discharges Grantor, its successors and assigns, from any and all liability, claims and causes of action whether arising at law (by contract or in tort) or in equity because of past or future subsidence, if any, of the land herein conveyed, and any and all damage or destruction of property and injury to or death of person located in, on or under the surface of or over lands herein conveyed, as the case be, by reason of past mining and removal of minerals from the lands herein conveyed and/or adjacent and nearby lands.
5. Restrictions appearing of recording in Deed Book 098, Page 727, Office of the Judge of Probate of Shelby County, Alabama.
6. Fire dues payable to North Shelby Fire District.

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

All documents referred to above were filed for record in the Office of the Judge of Probate of Shelby County, Alabama.

IN WITNESS WHEREOF, the said Grantor herein set its signature and seal, this the 14 day of November, 1986.

ALTADENA WOODS PARTNERSHIP,
an Alabama General Partnership

By: [Signature]
Its: Partner

✓ South Trust Co. Atty.

BOOK 102 PAGE 268

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned, a Notary Public, in and for said County, in said State, hereby certify that JOHN B. DAVIS, JR. whose name as Partner of Altadena Woods Partnership, an Alabama General Partnership, is signed to the foregoing warranty deed, and who is known to me, acknowledged before me on this day, that being informed of the contents of said warranty deed, he, as such Partner, and with full authority, executed the same voluntarily for and as the act of said General Partnership.

GIVEN under my hand this 14th day of NOVEMBER, 1986.

M. G. H. [Signature]
Notary Public
My Commission Expires: 10/23/88

BOOK 102 PAGE 269

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED

1986 NOV 26 AM 10:01

Thomas A. [Signature]
JUDGE OF PROBATE

1. Deed Tax	\$ <u>100.00</u>
2. Mtg. Tax	<u> </u>
3. Recording Fee	<u>5.00</u>
4. Indexing Fee	<u>1.00</u>
TOTAL	<u>106.00</u>