

This instrument was prepared by:
Albert F. Thomasson
972 Montclair Road, Suite B
Birmingham, AL 35213

Send Tax Notice to:
NCB Construction Inc.
1249 Burwick Road
Birmingham, AL 35242-7124

1994-27058
* * *
105t

STATUTORY WARRANTY DEED

STATE OF ALABAMA)
COUNTY OF SHELBY)

KNOWN BY ALL THESE PRESENTS, that in consideration of
FORTY FOUR THOUSAND NINE HUNDRED DOLLARS AND NO/100
(\$44,900.00) and other good and valuable consideration, paid to the
undersigned grantor, HEATHERWOOD FOREST DEVELOPMENT COMPANY, LTD.,
and in hand paid by Grantee named herein, the receipt of which is
hereby acknowledged, the said HEATHERWOOD FOREST DEVELOPMENT COMPANY,
LTD. (hereafter referred to as "Grantor") does by these presents,
grant, bargain, sell and convey unto

NCB CONSTRUCTION INC. (hereinafter referred to
as "Grantee"), the following described real estate (the "property"),
situated in Shelby County, Alabama, to-wit:

Lot 8, according to the survey of the Heatherwood
Forest, Sector Two, as recorded in Map Book 17,
Page 129, in the Probate Office of Shelby County,
Alabama.

Mineral and mining rights excepted.

The above property is conveyed subject to:

(i) All valid and enforceable easements, covenants, conditions and
restrictions of record, including, without limitation, that certain
Declaration of Protective Covenants recorded in Instrument #1993-
35854 and Instrument #1194-1184, in the Office of the Judge of
Probate of Shelby County, Alabama, (ii) the lien of ad valorem and
similar taxes for 1994 and subsequent years, and (iii) all matters
that would be revealed by a current and accurate physical survey of
the subject property.

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

IN WITNESS WHEREOF, Heatherwood Forest Development Company
has caused this statutory warranty deed to be executed by its duly
authorized officer this 30th day of August, 1994.

GRANTOR:

HEATHERWOOD FOREST DEVELOPMENT
COMPANY, LTD.

BY: BROOKHAVEN PROPERTIES III, INC.,
General Partner

BY:

Albert F. Thomasson
Albert F. Thomasson
ITS: President

THE ENTIRE PURCHASE PRICE ABOVE WAS PAID BY PROCEEDS OF MORTGAGE LOAN CLOSED
SIMULTANEOUSLY HEREWITH.

09/01/1994-27058
01:30 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 SNA 12.00

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public in and for said county in said State hereby certify that Albert F. Thomasson whose name as President of Brookhaven Properties, III, Inc., General Partner of Heatherwood Forest Development Company, Ltd., N.A., is signed to the foregoing Deed, and who is known to me, acknowledged before me on this day that, being informed of the contents of the above and foregoing Deed, he, as such officer, and with full authority, executed the same voluntarily for and as the act of said corporation acting in its capacity as General Partner of the aforesaid.

Given my hand and office seal of office this the 3rd day of August, 1994.

John D. St

Notary Public

My commission expires 1/28/95.

The Grantees execute this deed only to acknowledge and accept all covenants and restrictions contained hereinabove.

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that whose name(s) 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 conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the _____ day of _____, 1994.

Notary Public

My commission expires: _____

Inst * 1994-27058

09/01/1994-27058
01:30 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 SNA 12.00

884-27058
Inst