

PREPARED BY:

✓ Steven A. Benfield
RIVES & PETERSON
1700 Financial Center
Birmingham, Alabama 35203
(205) 328-8141

SEND TAX NOTICE TO:

Edgar M. Elliott, III
7 Baltusrol, Shoal Creek
Birmingham, AL 35242

1995-36734
Inst

WARRANTY DEED

STATE OF ALABAMA }
SHELBY COUNTY }

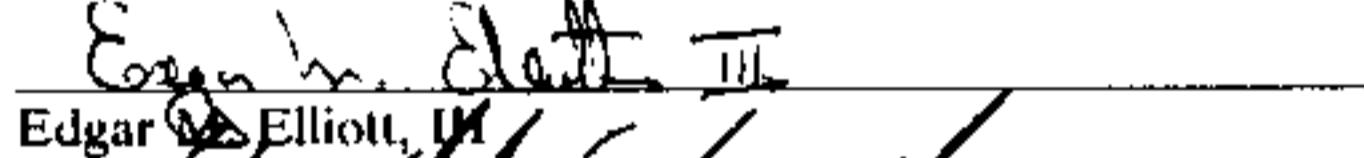
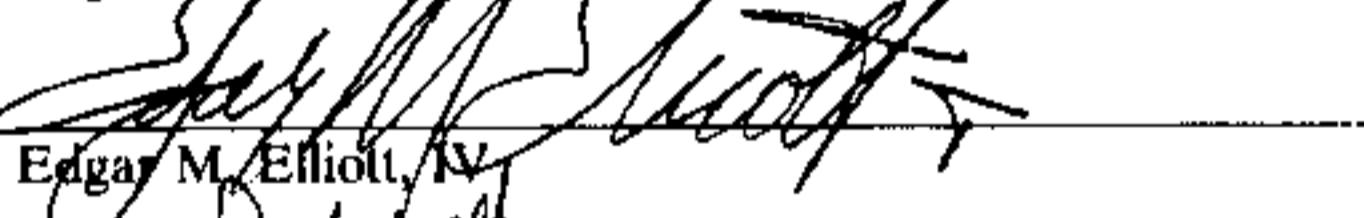
KNOW ALL MEN BY THESE PRESENTS, that in consideration of One & no/100 Dollars (\$1.00) and other good and valuable consideration to the undersigned grantors in hand paid by the GRANTEE herein, the receipt whereof is acknowledged we, Edgar M. Elliott, III, Edgar M. Elliott, IV, David A. Elliott and Stephen J. Elliott (herein referred to as grantors) do grant, bargain, sell and convey unto the Edgar M. Elliott, III, Family Partnership, Ltd. (herein referred to as GRANTEE) the following described real estate situated in Birmingham, Shelby County, Alabama, to-wit:

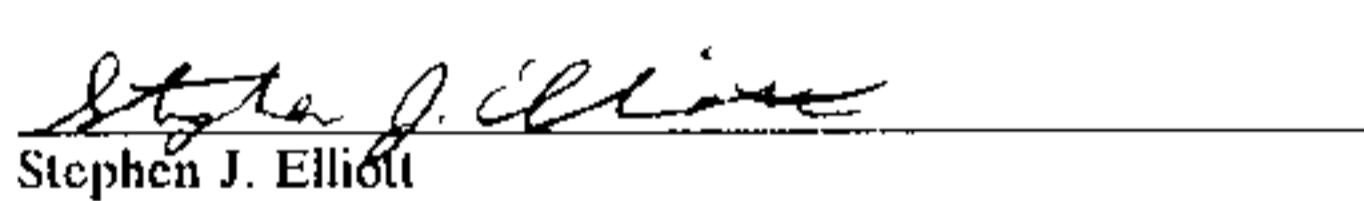
Lot #136 according to the map of Shoal Creek Subdivision, as recorded in Map Book 6, Page 150, in the Probate Office of Shelby County, Alabama, together with and also subject to (1) all rights, privileges, duties and obligations as set out in the Declaration of Covenants, Conditions and Restrictions pertaining to said Shoal Creek Subdivision, filed for record by Grantor and the Articles of Incorporation and Bylaws of Shoal Creek Association, Inc., as recorded in Real Volume 19, Page 861, in the Probate Office of Shelby County, Alabama; (2) ad valorem taxes for the current year; (3) mineral and mining rights owned by persons other than the GRANTOR; and easements and restrictions set forth on the map of Shoal Creek Subdivision referred to hereinabove.

TO HAVE AND TO HOLD Unto the said GRANTEE, its heirs and assigns forever.

And we do, for ourselves and for our heirs, executors, and administrators covenant with the said GRANTEE, its successors and assigns, that we are lawfully seized in fee simple of said premises; that they are free from all encumbrances unless otherwise noted above; that we have a good right to sell and convey the same as aforesaid; that we will and our heirs, executors and administrators shall warrant and defend the same to the said GRANTEE, its successors and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, we have hereunto set our hands and seals, this 23rd day of November, 1995.


Edgar M. Elliott, III

Edgar M. Elliott, IV

David A. Elliott

Stephen J. Elliott

STATE OF ALABAMA }
SHELBY COUNTY }

I, the undersigned, a Notary Public in and for the State of Alabama at Large, hereby certify that Edgar M. Elliott, III, Edgar M. Elliott, IV, David A. Elliott and Stephen J. Elliott, 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 conveyance they have executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 23rd day of November, 1995.


Dixie T. Lamb
Notary Public
My Commission Expires: 7/31/98

12/22/1995-36734

12:32 PM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE

001 MCD 9.00