

The entire consideration of the purchase price recited above was paid from a mortgage loan simultaneously herewith.

W04

**THIS INSTRUMENT PREPARED BY:**

John B. Davis, Jr.  
1031 South 21st Street  
Birmingham, AL 35205

**SEND TAX NOTICE TO:**

David Acton Building Corporation  
4120 Ashington Drive  
Birmingham, Alabama 35242

STATE OF ALABAMA )  
COUNTY OF SHELBY )

**STATUTORY WARRANTY DEED**

KNOW ALL MEN BY THESE PRESENTS THAT in consideration of Eighty-One

Thousand Nine Hundred and No/100 Dollars (\$ 81,900.00 )

and other good and valuable consideration, paid to the undersigned grantor, Forest Parks, LLC, an Alabama limited liability company ("Grantor"), by David Acton Building Corporation ("Grantee"), the receipt and sufficiency whereof are hereby acknowledged, Grantor does by these presents, grant, bargain, sell and convey unto the Grantee the following described real estate situated in Shelby County, Alabama (the "Premises"), to-wit:

Lot 136 ~~155~~, according to the Survey of Forest Parks - 1st Sector, as recorded in Map Book 22, Page 28 A, B & C, and Instrument No. 1997-02751, in the Probate Office of Shelby County, Alabama.

**SUBJECT TO:** (1) Current taxes; (2) Easements, restrictions and exceptions as shown on the Record Map of Forest Parks, 1st Sector; (3) Easement for Alabama Power Company recorded in Volume 236, at Page 829, in the Probate Office of Shelby County, Alabama; (4) Right of Way granted to Alabama Power Company by instrument recorded in Volume 139, at Page 127; Volume 133, at Page 210; Volume 126, at Page 191; Volume 126, at Page 192; Volume 126, at Page 323; and Volume 124, at Page 519, in the Probate Office of Shelby County, Alabama; (5) Title to all mineral 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 Volume 53, at Page 262, in the Probate Office of Shelby County, Alabama; (6) Covenants and Restrictions as set out in Instrument No. 1997-02752.

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

**IN WITNESS WHEREOF**, the undersigned has executed this conveyance on this the

3rd day of February, 1997.

**WITNESS:**

Robyn E. Cain

Forest Parks, LLC, an Alabama limited liability company

By:

John B. Davis, Jr., as its Manager

02/06/1997-03923  
01:28 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 MCD 12.00


Inst # 1997-03923

Regina Bank

STATE OF ALABAMA                    )  
COUNTY OF SHELBY                 )

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that John B. Davis, Jr., whose name as Manager of Forest Parks, LLC, an Alabama limited liability company, is signed to the foregoing conveyance and who is known to me, acknowledged before me on this day, that, being informed the contents of the conveyance, he, as such Manager and with full authority, executed the same voluntarily for and as the act of said Forest Parks, LLC.

Given under my hand and official seal this 3<sup>rd</sup> day of February, 1997.

  
Notary Public

My commission expires: MY COMMISSION EXPIRES MARCH 19, 2000

Inst # 1997-03923

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02/06/1997-03923  
01:28 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 MCD 12.00