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This instrument was prepared by:  
Sidney T. Philips  
Sadler, Sullivan, Sharp, Fishburne &  
Van Tassel, P.C.  
2500 SouthTrust Tower  
420 North 20th Street  
Birmingham, Alabama 35203

SEND TAX NOTICE TO:  
Davies Properties, Ltd.  
649 Winwood Drive  
Birmingham, Alabama 35226

Inst # 1997-24056

## WARRANTY DEED

STATE OF ALABAMA

COUNTY OF SHELBY

KNOW ALL MEN BY THESE PRESENTS:

That in consideration of One Dollar (\$1.00) and other good and valuable consideration, to the undersigned GRANTOR, David W. Davies and Marion Annabel Davies as Trustees of the David W. Davies Revocable Trust, (herein referred to as GRANTOR), in hand paid by the Grantees herein, the receipt whereof is acknowledged, the said GRANTOR does by these presents, grant, bargain, sell and convey unto Davies Properties, Ltd., an Alabama limited partnership, (herein referred to as GRANTEES), in fee simple, the following described real estate, situated in Shelby County:

An undivided one-third (1/3) interest in and to that certain parcel of land together with all improvements located thereon as described on Exhibit A attached hereto and made a part hereof.

TO HAVE AND TO HOLD to said GRANTEES and their heirs and assigns forever. And said GRANTOR does for themselves, their successors and assigns, covenant with said GRANTEE, their heirs and assigns, that is lawfully seized in fee simple of said premises, that they are free from all encumbrances, that it has a good right to sell and convey the same as aforesaid, and that it will and its successors and assigns shall, warrant and defend the same to the said GRANTEES, their heirs, executors and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, the said GRANTOR, have hereto set their signatures and seals this 21 day of May, 1996.

WITNESS:

David W. Davies

David W. Davies

David W. Davies, Trustee of the David W. Davies Revocable Trust u/t/a May 2, 1985

Marion Annabel Davies

Marion Annabel Davies  
Marion Annabel Davies, Trustee of the David W. Davies Revocable Trust u/t/a May 2, 1985

STATE OF ALABAMA     )  
JEFFERSON COUNTY    )

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that David W. Davies and Marion Annabel Davies, as Trustees of the David W. Davies Revocable Trust u/t/a May 2, 1985, 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 executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this the 21st day of May, 1996.

[Signature]  
NOTARY PUBLIC  
My Commission Expires: 9-14-99

07/31/1997-24056  
12:23 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 MCD 411.00

"EXHIBIT A"

Lot 1 in J. H. Barker's Survey of part of the Northwest Quarter of the Southwest Quarter of Section 6, Township 20, Range 2 West and the Northeast Quarter of the Southeast Quarter of Section 1, Township 20, Range 3 West, according to Map thereof recorded in Probate Office of Shelby County, Alabama and described as follows: Commence where the West line of the right of way of the Birmingham-Montgomery Highway intersects the North line of the Northwest Quarter of the Southwest Quarter of Section 6, Township 20, Range 2 West; thence southerly along the West line of said right 339.14 feet; thence 90 degrees to the right 812.73 feet to the North line of the Northeast Quarter of the Southeast Quarter of Section 1, Township 20, Range 3 West; thence East 881.47 feet to the point of beginning.

EXCEPTING right of way of four (4) lane Birmingham-Montgomery Highway.

Also all that part of the Southeast Quarter of the Northeast Quarter of Section 1, Township 20, Range 3 West, lying Southeast of a straight line drawn from the Southwest corner to the Northeast corner of said Southeast Quarter of the Northeast Quarter, except that part of said 20 acres described as follows: Commence where the South line of Lot 1 in J. H. Barker's Survey intersects the South line of the Southeast Quarter of the Northeast Quarter of Section 1, Township 20, Range 3 West; thence along the said line of said Lot 1 extended in a Northwesterly direction to its intersection with the center of Bishop Creek, as shown on map of J. H. Barker's Survey; thence down the center line of said Bishop Creek to the intersection of said center line with the south line of said Southeast Quarter of the Northeast Quarter of Section 1, Township 20, Range 3 West; thence East to point of beginning of said exception.

SUBJECT TO:

Advalorem taxes due Octoebr 1, 1996  
Mortgage to Jefferson Federal Savings and Loan Association of Birmingham as recorded in Book 317, Page 620, in the Probate Office of Shelby County, Alabama.

Right of way to Postal Telegraph Company in Volume 80, Page 40.  
Right of way for public road to Shelby County in Deed Book 102, Page 462.  
Right of way granted to Alabama Power Company by instrument recorded in Deed Book 101, Page 509.

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SHELBY COUNTY JUDGE OF PROBATE  
002 MCB 11.00