

This Instrument was prepared by:  
Thomas J. Thornton  
1119 Willow Run Road  
Birmingham, Alabama 35209

Send Tax Notice to:  
Carter Homes & Development, Inc.

Inst # 1998-48088

### WARRANTY DEED

STATE OF ALABAMA  
SHELBY COUNTY

KNOW ALL MEN BY THESE PRESENTS, That in consideration of Thirty Five Thousand and 00/100 Dollars (\$35,000.00) and other good valuable consideration, in hand paid by Carter Homes and Development, Inc. (GRANTEE) receipt of which is hereby acknowledged, Weatherly Lands, L.L.C. (GRANTOR) does grant, bargain, sell and convey unto the GRANTEE, the following described real estate situated, lying and being in the County of Shelby, State of Alabama, and being more particularly described as follows:

Lot 1303, according to the Survey of Weatherly, Wixford Forest, Sector 13, as recorded in Map Book 22, Page 23, in the Probate Office of Shelby County, Alabama.

Minerals and mining rights excepted.

Subject to:

1. Taxes for the year 1998 and subsequent years.
2. Setback lines, easements and restrictions as shown on the record map.
3. Restrictive Covenants as recorded in Instrument #1996-23993 in the Probate Office of Shelby County, Alabama.

TO HAVE AND TO HOLD unto the said GRANTEE, his heirs and assigns, forever.

And the said GRANTOR does for itself and for its successors and assigns, covenant with the said GRANTEE, its successors and assigns, that it is lawfully seized in fee simple of said Premises, and that it has a good right to grant and convey the aforesaid property, that it will and its successors and assigns shall warrant and defend the same to the said grantee and its successors and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, the Managing Member of the Grantor, in his capacity as such Managing Member, and with full authority to do so, has hereunto set his hand and seal, this 29<sup>th</sup> day of October, 1998.

WEATHERLY LANDS, L.L.C.

By: Thomas J. Thornton (SEAL)  
Thomas J. Thornton, Managing Member

STATE OF ALABAMA  
COUNTY OF JEFFERSON

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Thomas J. Thornton, as Managing Member of Weatherly Lands, L.L.C., whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day, that, being informed of the contents of the foregoing conveyance, he, in his capacity as such Managing Member and with full authority to do so, executed the same voluntarily on the day the same bears date.

Given under my hand and seal this 29<sup>th</sup> day of October, 1998.

Mavis E. Egan  
Notary Public  
My Commission expires \_\_\_\_\_

NOTARY PUBLIC STATE OF ALABAMA  
MY COMMISSION EXPIRES: July 2, 2001.  
BONDED THRU NOTARY PUBLIC UNDERWRITERS.

12/03/1998-48088  
03:14 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
001 SNA 9.50