This Instrument Prepared By: James F. Burford, III Attorney at Law 1318 Alford Avenue Suite 101 Birmingham, Alabama 35226

## CORRECTIVE DEED

STATE OF ALABAMA SHELBY COUNTY

KNOW ALL MEN BY THESE PRESENTS: That in consideration of <u>Thirty-eight thousand Four</u> Hundred and No/100 Dollars (\$38,400.00), to the undersigned Grantor (whether one or more), in hand paid by the Grantee herein, the receipt whereof is acknowledged, <u>PW DEVELOPMENT PARTNERS, LLC</u> herein referred to as Grantor, whether one or more), grant, bargain, sell and convey unto \_\_\_M. A. Kearns dba Malak Construction Company , (herein referred to as Grantee, whether one or more), the following described real estate, situated in Shelby County, Alabama, to-wit:

Lot 43 according to the survey of Meadow Brook Cluster Homes, second sector as recorded in Map Book 22, Page 110, Probate Office of Shelby County, Alabama.

SUBJECT TO: (1) Taxes due in the year 2000 and thereafter; (2) Easements, restrictions, and rightsof-way of record; (3) Mineral and mining rights not owned by the Grantor; (4) Rights of owners of property adjoining the property conveyed to joint in common rights and buildings situated on said lots such rights include, but are not limited to roof, foundation, party walls, walkways and entrance.

THIS IS A CORRECTIVE DEED correcting that certain deed from Grantor herein to Malak Construction Co., an Alabama corporation said Deed being recorded in Inst. No. 2000-07080, Probate Office of Shelby County, Alabama (the original Deed). The original Deed purported to convey the property to Malak Construction Co., a corporation, when in fact, said corporation has never been in existence and it was the intent of the original Deed that the Grantee be the Grantee stated herein.

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

And we do for ourselves and for our heirs, executors and administrators, covenant with said Grantee, their successors and assigns, that we are lawfully seized in fee simple of said premises; that they are free from all encumbrances, unless otherwise stated 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, his successors and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, the undersigned has hereunto set his hand and seal, this the day of July , 2000.

PW DEVELOPMENT PARTNERS, LLC

Authorized Member

07/25/2000-24947 SHELBY COUNTY JUDGE OF PROBATE **9.50** 

STATE OF ALABAMA ) COUNTY )

I, the undersigned, a Notary Public, in and for said County in said State, hereby certify that miles have as authorized member of, PW DEVELOPMENT PARTNERS, LLC whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of this instrument, he, in their capacity as such member, executed the same voluntarily, for and as the act of said limited liability company.

Given under my hand and official seal this 11 day of

My Commission Expires: