

Send tax notice to:
Carter Homebuilders, Inc.

This instrument prepared by:
James R. Moncus Jr., L.L.C.
1313 Alford Avenue
Birmingham, AL 35226

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS:

That in consideration of Sixty Thousand and and No/100 Dollars (\$60,000.00) in hand paid to the undersigned, Homes & Land, Inc., an Alabama Corporation, (hereinafter referred to as the "Grantor") by Carter Home Builders, Inc., an Alabama Corporation (hereinafter referred to as the "Grantee"), the receipt and sufficiency of which is hereby acknowledged, the said Grantor does, by these presents, grant, bargain, sell and convey unto the Grantee the following described real estate situated in Shelby County, Alabama, to -wit:

Lot 59, according to the Survey of Barkley Square, as recorded in Map Book 27, Page 32, in the Probate Office of Shelby County, Alabama, being situated in Shelby County, Alabama.

SUBJECT TO:

1. Ad valorem taxes due and payable October 1, 2001.
2. Restrictions, covenants and conditions as set out in instrument(s) recorded in the Probate Office.
3. Rights of Way and easements to Alabama Power Company as recorded in the Probate Office.
4. Easements or Encroachments as shown by recorded plat.

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

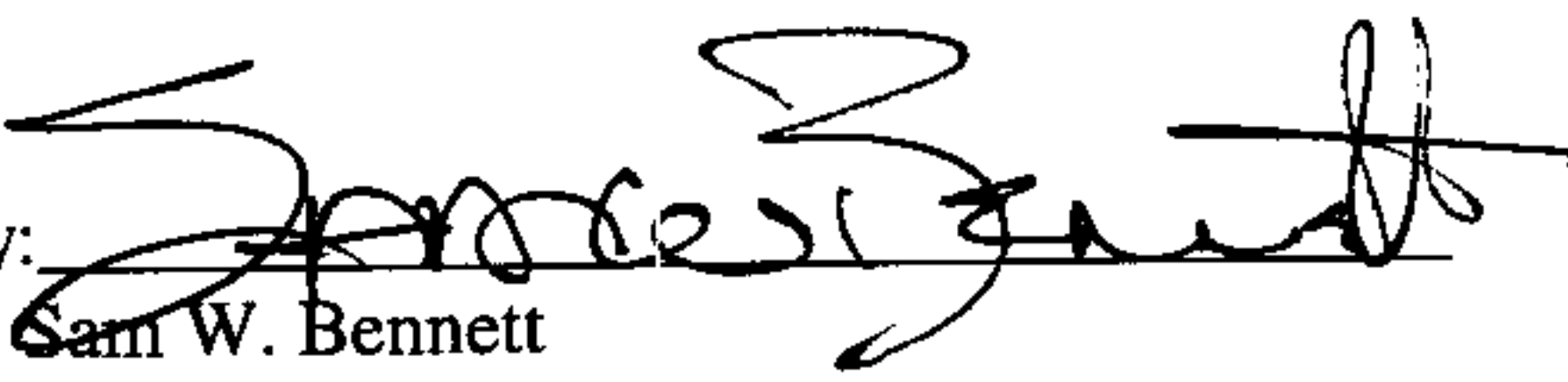
The Grantor does for itself, its successors and assigns, covenant with the Grantee, its successors and assigns, that it is lawfully seized in fee simple of said premises; that they are free from all encumbrances, except as shown above; that it has a good right to sell and convey the same as aforesaid; and that it will, and its successors and assigns shall, warrant and defend the same to the Grantee, its successors and assigns forever against the lawful claims of all persons.

05/18/2001-20215
10:37 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 CJ1 15.00

Inst # 2001-20215

IN WITNESS WHEREOF, the Grantor, by its President, Sam W. Bennett, who is authorized to execute this conveyance, has hereunto set its signature and seal on this the 9 day of April, 2001.

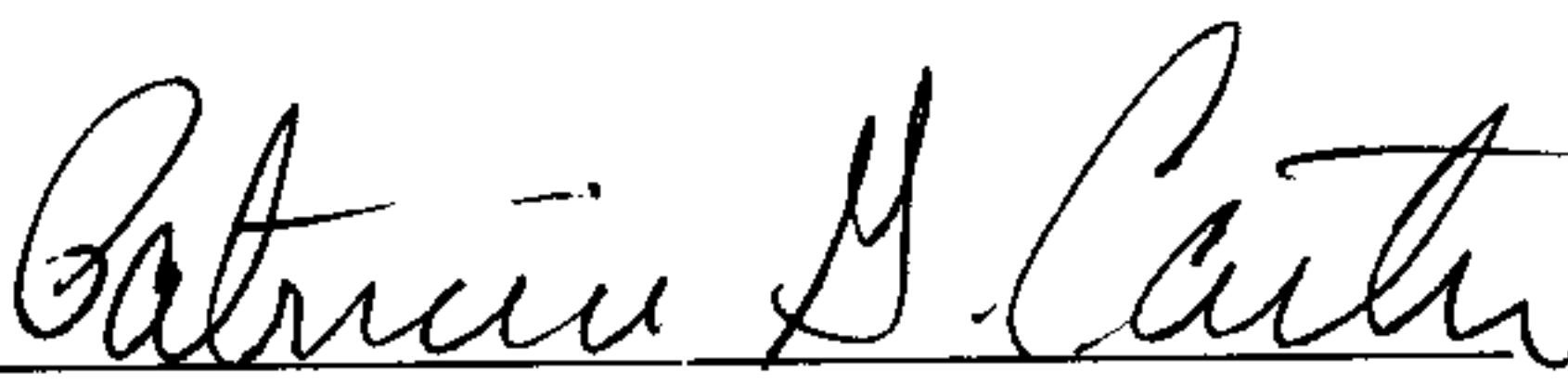
HOMES & LAND, INC.

By: 
Sam W. Bennett
Its President

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Sam W. Bennett, whose name as President of Homes & Land, Inc., a corporation, 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 the instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal this the 9 day of April, 2001.


Notary Public

My Commission Expires: MY COMMISSION EXPIRES DEC. 21, 2002

[NOTARIAL SEAL]

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