

CORRECTIVE WARRANTY DEED

STATE OF ALABAMA)

KNOW ALL MEN BY THESE PRESENTS,

SHELBY COUNTY)

THIS CORRECTIVE WARRANTY DEED is effective as of September 1, 2001 but is executed and delivered on this 7th day of September, 2001 by **FAIRWAY INVESTMENTS, INC.**, a corporation **HUBERT W. GOINGS, JR.**, a married man and **FAIRWAY INVESTMENTS, L.L.C.**, an Alabama limited liability company (hereinafter, all shall be collectively called "Grantors"), in favor of **HUBERT W. GOINGS**, and **FAIRWAY INVESTMENTS, L.L.C.**, (sometimes, collectively called "Grantees"):

KNOW ALL MEN BY THESE PRESENTS that in consideration of **ONE HUNDRED DOLLARS (\$100.00)** to the undersigned Grantors, in hand paid by the Grantees herein, the receipt whereof is acknowledged, Grantors do grant, bargain, sell and convey all of their right, title, and interest in the below described real estate, situated in Shelby County, Alabama (the "Property") unto **HUBERT W. GOINGS, JR.**, an undivided 28.75% interest and **FAIRWAY INVESTMENTS, L.L.C.**, an undivided 71.25% interest, to wit:

Parcel 1

Lot 3, according to the survey of Village on Valleydale at Southlake, as recorded in Map Book 11, Page 84, in the Probate Office of Shelby County, Alabama.

Parcel 2

Easement for the benefit of Parcel 1 as created by Declaration of Restrictions and Grant of Easements dated February 29, 1988 and recorded in Real Volume 173, Page 355 and Indenture of Establishment of Protective Covenants, Conditions and Restrictions, and Grant of Easements dated February 29, 1988 and recorded in Real Volume 173, Page 364 for the purpose described in these Easements over, under and across Lots 1 and 2, with respect to Real Volume 173, Page 355 and Lot 4, with respect to Real Volume 173, Page 364. Subject to terms, provisions and conditions set forth in said instruments.

Subject to ad valorem taxes for the current year and other exceptions to title of record.

This conveyance is subject to all mortgage liens of record.

Hubert W. Goings, Jr. and Hubert W. Goings are one and the same individual. The Property herein conveyed does not constitute the homestead of Hubert W. Goings or his spouse.

The purpose of this conveyance is to correct the warranty deeds recorded in Instrument Nos. 1997-38299, and 1997-00002 in the Office of the Judge of Probate of Shelby County, Alabama so as to reflect that (i) Fairway Investments, L.L.C. is the owner of an undivided 71.25% interest in the above described Property; and (ii) the correct legal

description for the Property to that stated above from that reflected in the deed recorded at Instrument No. 1997-38299.

TO HAVE AND TO HOLD to said Grantees forever, their respective successors and assigns forever.

IN WITNESS WHEREOF, the undersigned Grantors, **FAIRWAY INVESTMENTS, INC.** and **FAIRWAY INVESTMENTS, L.L.C.** AND **HUBERT W. GOINGS, JR.** have made this instrument effective as of Sept 1st, 2001 (but executed and delivered this 7th day of September, 2001).

"GRANTOR"

FAIRWAY INVESTMENTS, INC., an Alabama corporation

By: [Signature]
Its: Vice President

FAIRWAY INVESTMENTS, L.L.C., an Alabama limited liability company

By: Fairway Investments, Inc., its Manager

By: [Signature]
Its: Vice President

[Signature]
HUBERT W. GOINGS, JR.

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned, a Notary Public, in and for said county in said state, hereby certify that **GUY S. CLIFTON**, whose name as Vice President of **FAIRWAY INVESTMENTS, INC.**, an Alabama 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 said 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 7th day of September, 2001.

[Notary Seal]

[Signature]
Notary Public
My commission expires: 10-08-01

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that **GUY S. CLIFTON**, whose name is signed to the above instrument as Vice President of Fairway Investments, Inc, an Alabama corporation, as manager of **FAIRWAY INVESTMENTS, L.L.C.**, an Alabama limited liability company, and who is known to me, acknowledged before me on this date that, being informed of the contents of said instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation, acting in its capacity as aforesaid.

Given under my hand and official seal this 7th day of September, 2001.

[Notary Seal]

Danny M. Bartling
Notary Public
My commission expires: 10-08-01

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned, Notary Public in and for said County, in said State, hereby certify that **HUBERT W. GOINGS, JR.**, 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 the instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 7th day of September, 2001.

[NOTARY SEAL]

Danny M. Bartling
Notary Public
My Commission Expires 10-08-01

THIS INSTRUMENT WAS PREPARED BY:

W. Howard Donovan, III, Esquire
Johnston & Conwell, L.L.C.
800 Shades Creek Parkway
Suite 325
Birmingham, AL 35209
(205) 414-1224

SEND TAX NOTICE TO:

Fairway Investments, L.L.C.
2830 Cahaba Road
Birmingham, Alabama 35209

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Inst # 2001-38744

09/07/2001-38744
03:25 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
004 MSB 21.00