

THIS INSTRUMENT PREPARED BY:

✓ Riley & Riley, P.C.
1950 Stonegate Drive, Suite 150
Birmingham, Alabama 35242

SEND TAX NOTICE TO:

DesignMark Builders, LLC
1950 Stonegate Drive, Suite 225
Birmingham, AL 35242

STATE OF ALABAMA
SHELBY COUNTY



20031230000833150 Pg 1/2 15.00
Shelby Cnty Judge of Probate, AL
12/30/2003 15:15:00 FILED/CERTIFIED

GENERAL WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS: That in consideration of Five Hundred Sixty Thousand and no/100 Dollars (\$560,000.00) to **CHARLES G. KESSLER, JR.** (the "Grantor"), in hand paid by **DESIGNMARK BUILDERS, LLC** (the "Grantee"), the receipt and sufficiency of which is hereby acknowledged, Grantor does by these presents grant, bargain, sell and convey unto Grantees, subject to the covenants, conditions and other matters set forth below, the real estate situated in Shelby County, Alabama, more particularly described as follows (the "Property"):

Lots 1, 2, 3, 4, 6, 7, 8, 10, 12, 13, 15, 16, 22, 23, 24, 36, 37, 39, 40 and 41, according to Mountain Lake Subdivision, as recorded in Map Book 31, Page 129, in the Probate Office of Shelby County, Alabama.

SUBJECT TO:

1. Taxes and assessments for the year 2004 and taxes for subsequent years, not yet due and payable.
2. Easement, restrictions, covenants as shown on recorded map.
3. Title to all minerals within and underlying the premises, together with all mining rights and other rights, privileges and immunities relating thereto.

TO HAVE AND TO HOLD unto Grantee its heirs and assigns forever.

And Grantors does for himself, his heirs and assigns, covenant with Grantee, its successors and assigns, that Grantor is lawfully seized in fee simple of the Property; that the Property is free from all encumbrances, unless otherwise noted above; that Grantor has a good right to sell and convey the Property as aforesaid, and that Grantor will, and Grantor's successors and assigns shall, warrant and defend the same to Grantee, its successors and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, Grantor, Charles G. Kessler, Jr., has executed this conveyance as of the 11th day of December, 2003.

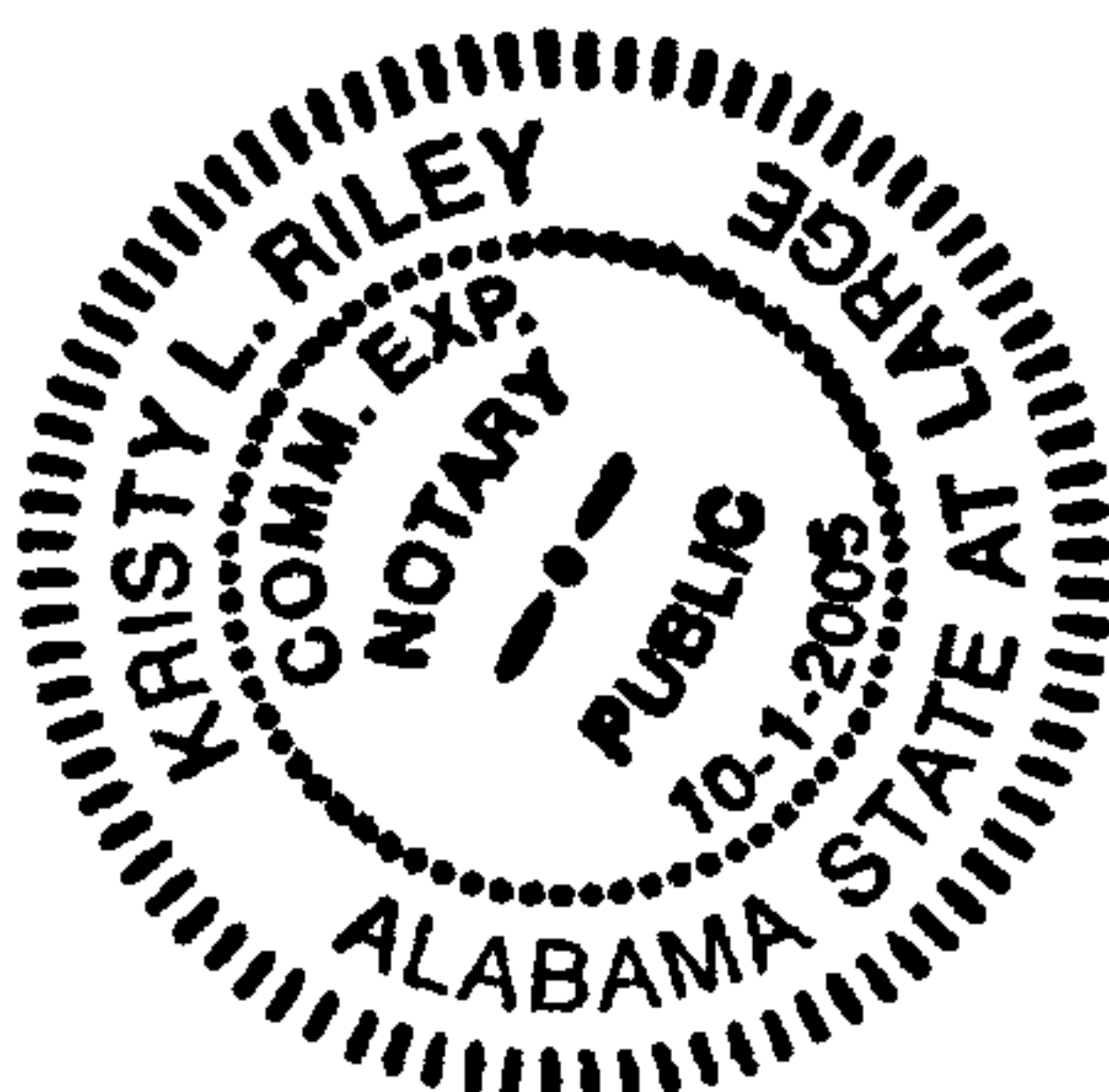

Charles G. Kessler, Jr.

STATE OF ALABAMA
JEFFERSON COUNTY

I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that Charles G. Kessler, Jr., 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 conveyance, he, executed the same voluntarily for and as his act .

Given under my hand and official seal this 11th day of December, 2003.

Kristy L. Riley
Notary Public
My Commission expires: 10-1-05



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