

(RECORDING INFORMATION ONLY ABOVE THIS LINE)

This Instrument was prepared by:
PADEN & PADEN
Five Riverchase Ridge, Suite 100
Birmingham, Alabama 35244

SEND TAX NOTICE TO:
HPH PROPERTIES, LLC
2236 CAHABA VALLEY DRIVE
BIRMINGHAM, AL 35242

STATE OF ALABAMA)
COUNTY OF SHELBY)

STATUTORY WARRANTY DEED

Know All Men by These Presents: That in consideration of ONE MILLION TWENTY THOUSAND DOLLARS and 00/100 (\$1,020,000.00) DOLLARS to the undersigned grantor, ARBOR HILLS, LLC, in hand paid by the GRANTEE herein, the receipt of which is hereby acknowledged, the said GRANTOR, does by these presents, grant, bargain, sell and convey unto HPH PROPERTIES, LLC, (herein referred to as GRANTEE, the following described real estate, situated in SHELBY County, Alabama, to-wit:

LOTS 61, 62, 63, 64, 65, 72, 138, 139, 140, 141, 143, 151, 152, 178, 191 ACCORDING TO THE SURVEY OF FINAL PLAT, ARBOR HILL, PHASE II, AS RECORDED IN MAP BOOK 33, PAGE 23, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.

****DEED WAS PREPARED AT GRANTEE'S REQUEST WITHOUT THE BENEFIT OF A TITLE EXAMINATION****

SUBJECT TO:

1. TAXES FOR THE YEAR BEGINNING OCTOBER 1, 2003 WHICH CONSTITUTES A LIEN BUT ARE NOT YET DUE AND PAYABLE UNTIL OCTOBER 1, 2004.
2. RIGHTS, RESTRICTIONS, COVENANTS, RIGHTS OF WAY, AGREEMENTS, PERMITS, SETBACKS AND LIMITATIONS OF RECORD.

\$1,020,000.00 of the consideration herein was derived from a mortgage closed simultaneously herewith.

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

IN WITNESS WHEREOF, the said Alan C. Howard AS CLOSING MANAGER OF ARBOR HILLS, LLC, has hereunto subscribed her name on this the 10th day of June, 2004.

ARBOR HILLS, LLC

[Signature]
_____, CLOSING MANAGER

STATE OF ALABAMA)
COUNTY OF SHELBY)

ACKNOWLEDGEMENT

I, the undersigned, a Notary Public, in and for said County, in said State, hereby certify that Alan C. Howard, whose name as Managing Member of ARBOR HILLS, LLC, an Alabama Limited Liability Company, 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 or she, as such officer and with full authority, executed the same voluntarily for and as the act of said limited liability company.

Given under my hand this the 10th day of June, 2004.

[Signature]
Notary Public

My commission expires: 01-15-2005