

THIS INSTRUMENT PREPARED BY: James J. Odom, Jr. P.O. Box 11244 Birmingham, AL 35202-1244 SEND TAX NOTICE TO: Joe Rose Homebuilders, Inc. 671 Wynlake Cove Montevallo, AL 35115

STATE OF ALABAMA
COUNTY OF SHELBY

STATUTORY WARRANTY DEED

know ALL MEN BY THESE PRESENTS THAT in consideration of Ninety-Eight Thousand and No/100 Dollars (\$98,000.00) to undersigned grantor, Brantley Homes, Inc., an Alabama corporation ("Grantor"), in hand paid by Joe Rose Homebuilders, Inc. ("Grantee"), the receipt and sufficiency whereof are hereby acknowledged, Grantor does by these presents, grant, bargain, sell and convey unto the Grantee the following described real estate situated in Shelby County, Alabama (the "Property"), to-wit:

Lots 437 and 438, according to the Final Plat Riverwoods Fourth Sector, Phase II, as recorded in Map Book 31, at Page 23, in the Probate Office of Shelby County, Alabama.

SUBJECT TO: (1) Current taxes; (2) Building lines, as shown by recorded map; (3) Easements, as shown by recorded map; (4) Mineral and mining rights and rights incident thereto recorded in Real 112, Page 876, Real 328, Page 1, Real 247, Page 599, and Real 247, Page 636, in the Probate Office of Shelby County, Alabama; (5) Oil and Gas Lease, as recorded in Real 370, at Page 923, in the Probate Office of Shelby County, Alabama; (6) Right of Way to Southern Natural Gas Corporation, recorded in Instrument 2001-54741, in the Probate Office of Shelby County, Alabama; (7) Restrictions appearing of record in Instrument #2002-7338, in the Probate Office of Shelby County, Alabama; (8) Easement to Southern Natural Gas Company recorded in Instrument #2001-54741, in the Probate Office of Shelby County, Alabama.

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

IN WITNESS WHEREOF, the undersigned have executed this conveyance on this the day of July, 2004.

By:

WITNESS:

Brantley Homes, Inc.

Billy R. Brantley, as its President

STATE OF ALABAMA)
COUNTY OF SHELBY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Bill Brantley, whose name as President of Brantley Homes, Inc, an Alabama corporation, 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, as such officer, and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and seal this day of July, 2004.

Rotary Public

Notary Public

My Commission Expires: 3/3/2007

\$196,000.00 of the consideration herein was derived from a mortgage closed simultaneously herewith.

20040803000429830 Pg 2/2 15.00 Shelby Cnty Judge of Probate, AL 08/03/2004 10:56:00 FILED/CERTIFIED
