

This instrument was prepared by:

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Burr & Forman LLP  
3100 SouthTrust Tower  
Birmingham, AL 35203

Send Tax Notice to:

The Lorrin Group, LLC  
217 Country Club Park  
PMB 433  
Birmingham, AL 35213

STATE OF ALABAMA       )  
COUNTY OF SHELBY     )

**STATUTORY WARRANTY DEED**

KNOW ALL MEN BY THESE PRESENTS: That for and in consideration of TWO HUNDRED TWENTY THOUSAND AND 00/100 DOLLARS (\$220,000.00) to the undersigned grantor, D.R. HORTON, INC. - BIRMINGHAM, an Alabama corporation (the "Grantor"), in hand paid by THE LORRIN GROUP, LLC, an Alabama limited liability company ("Grantee"), the receipt and sufficiency whereof are hereby acknowledged, Grantor does hereby grant, bargain, sell, and convey unto Grantee all of its right, title and interest in and to that certain real estate (the "Property") situated in Shelby County, Alabama, to-wit:

Lots 21, 22, 23, 24, 25, 50, 73, 74, 75, and 76, according to the Survey of Grande View Garden & Townhomes, First Addition as recorded in Map Book 26, page 16 in the Probate Office of Shelby County, Alabama.

Subject, however, to those matters which are set forth below (the "Permitted Encumbrances"):

1. Taxes and assessments for the year 2004 and subsequent years, which are not yet due and payable.
2. Building line as shown by recorded map.
3. Easements as shown by recorded map.
4. Restrictions as shown by recorded map.
5. Mineral and mining rights and rights incident thereto recorded in Instrument 1994-26505 in the Probate Office of Shelby County, Alabama.
6. Declaration of Protective Covenants recorded in Instrument 1995-5892, First Amendment to Declaration of Protective Covenants recorded in Instrument 1995-28543 and Supplemental Declaration of Protective Covenants recorded in Instrument 1999-38603 in the Probate Office of Shelby County, Alabama.

By acceptance of this deed, Grantee hereby waives any and all claims against Grantor and agrees that Grantor shall not be liable for, and no action shall be asserted against Grantor for, any loss or damage on account of the injuries to the Property or to any buildings, improvements, or structures now or hereafter located upon the Property, or on account of injuries to any owner, occupant or other person in or upon the Property, which are caused by, or arise as a result of, past

or future soil and/or subsurface conditions, known or unknown, (including, without limitation, sinkholes, underground mines, and limestone formations) under or on the Property. For purposes of this paragraph the term Grantor shall mean and refer to (i) the partners, agents, and employees of Grantor; (ii) the officers, directors, employees and agents of Grantor or trustees thereof; and (iii) any successors or assigns of Grantor.

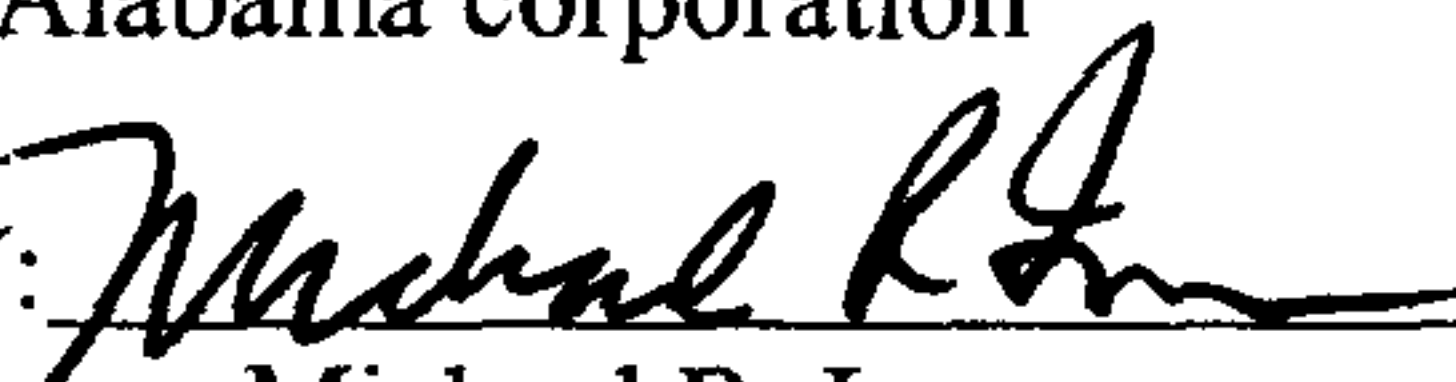
**TO HAVE AND TO HOLD** the Property unto the Grantee and the Grantee's successors and assigns, forever.

**AND THE GRANTORS** will warrant and forever defend the right and title to the above described property unto the Grantee against the claims of Grantors and all others claiming by or under Grantors, but not otherwise.

**IN WITNESS WHEREOF**, Grantor has caused this Deed to be properly executed on this 10 day of June, 2004.

**GRANTOR:**

**D.R. HORTON, INC. - BIRMINGHAM,**  
an Alabama corporation

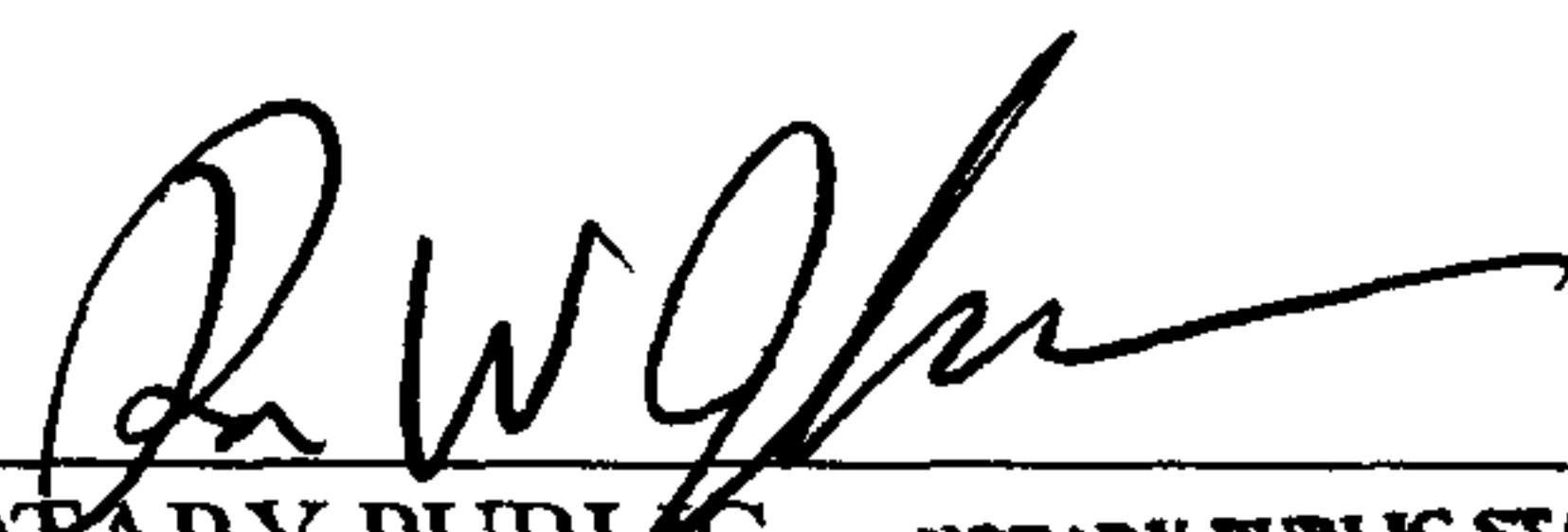
BY:   
Michael R. Inman  
Its Vice President

**STATE OF ALABAMA     )**

**JEFFERSON COUNTY     )**

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Michael R. Inman, whose name as Vice President of D.R. Horton, Inc. - Birmingham, 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, and as such Vice President, he executed the same voluntarily and with full authority for and as the act of said limited liability company.

Given under my hand and official seal this 10 day of June, 2004.

  
NOTARY PUBLIC     NOTARY PUBLIC STATE OF ALABAMA AT LAR  
My Commission expires     MY COMMISSION EXPIRES: Sep 15, 2007  
BONDED THRU NOTARY PUBLIC UNDERWRITE



The Grantee executes this deed only to acknowledge and accept all covenants and restrictions contained hereinabove.

**GRANTEE:**

**THE LORRIN GROUP, LLC,**  
an Alabama limited liability company

By: \_\_\_\_\_  
Name: John A. Bistriz  
Its: MEMBER

STATE OF ALABAMA )

COUNTY OF JEFFERSON )

I, Regina H. Ellis, a Notary Public in and for said County in said State, hereby certify that John Bistriz, whose name as member of The Lorrin Group, an Alabmama 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 such instrument, he or she, 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 11<sup>th</sup> day of June 2004.

Regina H. Ellis  
NOTARY PUBLIC

[SEAL]

My Commission Expires: 10-29-05

\$110,000.00 OF THE CONSIDERATION HEREIN  
WAS DERIVED FROM A MORTGAGE CLOSED  
SIMULTANEOUSLY HERewith.