

This instrument was prepared by:  
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3100 SouthTrust Tower  
Birmingham, AL 35203

Send Tax Notice to:  
D. R. Horton, Inc. - Birmingham  
2090 Columbiana Road, Suite 4000  
Birmingham, Alabama 35216

STATE OF ALABAMA )  
COUNTY OF SHELBY )

**GENERAL WARRANTY DEED**

**KNOW ALL MEN BY THESE PRESENTS:** That for and in consideration of **TEN DOLLARS (\$10.00)** and other good and valuable consideration to the undersigned grantor, **HUDSON PROPERTIES, L.L.C.**, an Alabama limited liability company ("Grantor"), in hand paid by **D.R. HORTON, INC. - BIRMINGHAM**, an Alabama corporation ("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:

Begin at the Southeast corner of Section 34, Township 18 South, Range 1 West, Shelby County, Alabama; thence run West along the South line of said Section 34 for 2,202.08 feet to a point on the Easterly right of way line of Dunavant Valley Road; thence 105°33'45" right and run Northerly along said right of way line for a distance of 686.39 feet; thence 76°09'20" right and run Easterly for 2,014.56 feet to a point on the East line of said Section 34; thence 87°52'35" right and run South along the East line of said Section 34 for 600.84 feet to the point of beginning.

LESS AND EXCEPT the following:

Commence at the SE corner, of Section 34, Township 18 South, Range 1 West; thence run West along the South line thereof for 2202.08 feet to the East R/W of Dunavant Valley Road, thence 105°33'45" right run Northerly along said R/W for 634.89 feet; thence 74°19'28" right run 296.27 feet to the Point of Beginning; thence continue last described course for 392.33 feet, thence 124°40'17" right run 206.70 feet, thence 60°35'42" right run 275.91 feet, thence 84°44'06" right run 144.67 feet, to the Point of Beginning.

Subject, however, to those matters which are set forth on Exhibit A attached hereto and incorporated herein by this reference (the "Permitted Encumbrances").

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

**AND** Grantor does hereby represent and warrant and covenant with the Grantee, Grantee's successors and assigns, that Grantor is lawfully seized in fee simple of the Property; that the Property is free from all encumbrances other than the Permitted Encumbrances; that Grantor has a good right to sell and convey the same as aforesaid; that Grantor and Grantor's

heirs, successors, and assigns will warrant and defend the same to the said Grantee, Grantee's successors and assigns, forever against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, Grantor has caused this Deed to be properly executed on this 25<sup>th</sup> day of August, 2004.

**GRANTOR:**

**HUDSON PROPERTIES, L.L.C.,**  
an Alabama limited liability company

By: \_\_\_\_\_

Henry C. Hudson  
Its Manager

STATE OF ALABAMA     )  
JEFFERSON COUNTY    )

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Henry C. Hudson, whose name as Manager of Hudson Properties, L.L.C., 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, as such member, 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 25<sup>th</sup> day of August, 2004.

Hail A. Mich  
NOTARY PUBLIC

My Commission expires: 2-26-06

**EXHIBIT A**

**Permitted Encumbrances**

1. Taxes and assessments for the year 2004 and subsequent years, which are not yet due and payable.
2. Easement for ingress and egress recorded in Real 90, Page 193 in the Probate Office of Shelby County, Alabama.
3. Coal, oil, gas and other mineral interests in, to or under the land herein described.
4. Rights of others in and to the lake.