



20040901000487810 Pg 1/4 21.00  
 Shelby Cnty Judge of Probate, AL  
 09/01/2004 08:03:00 FILED/CERTIFIED

This instrument was prepared by:  
 Gail Livingston Mills, Esq.  
 Burr & Forman LLP  
 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 )**

**QUIT CLAIM 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 quitclaim, release, and remise unto Grantee all of its right, title and interest in and to that certain real estate (the "Property") situated in Shelby County, Alabama, which is more particularly described on Exhibit A attached hereto and incorporated herein by this referenced (the "Property").

Subject, however, to those matters which are set forth on Exhibit B 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.

**THIS QUIT CLAIM DEED IS EXECUTED TO PERFECT TITLE IN GRANTEE.**

**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 day of August, 2004.

Begonia H. Ellis  
NOTARY PUBLIC  
My Commission expires: 10-29-05

## **EXHIBIT A**

### **LEGAL DESCRIPTION**

Begin at the Southeast corner of said Section 34; thence run along the South line of said section in a Westerly direction a distance of 1327.15 feet to a found 2" open pipe; thence turn an angle of 180°00'17" and continue along the South line of said Section, run to the left in a Westerly direction a distance of 875.23 feet to a found 1 1/2" crimp, on the Easterly right-of-way of County Road No. 41, otherwise known as Dunnavent Valley Road; thence turn an interior angle of 74°25'40" and run to the right in a Northeasterly direction along said Easterly right-of-way a distance of 686.37 feet to a found 1" crimped iron; thence turn an interior angle of 103°52'57" and run to the right in an Easterly direction a distance of 1350.21 feet to a found rebar and cap; thence turn an interior angle of 179°54'33" and run to the right in an Easterly direction a distance of 664.56 feet to a found iron rod; on the East line of said Section; thence turn an interior angle of 92°11'14" and run to the right in a Southerly direction along said Eastern Section line a distance of 600.84 feet to the POINT OF BEGINNING.

Less and except Parcel No. 03-8-34-0-001-009.001, as recorded in Map Book 90, Page 193, of the Shelby County Probate Office, more particularly described as commence at the Southeast corner of said Section 34; thence run along the South line of said Section in a Westerly direction a distance of 1327.15 feet to a found 2" open pipe; thence turn an interior angle of 180°00'17" and run to the right continuing along said South line a distance of 138.94 feet to a point; thence turn a deflection angle of 90°00'00" and run to the right in a Northerly direction a distance of 424.68 feet to a found 1/2" rebar, this being the POINT OF BEGINNING for said Parcel No. 03-8-34-0-001-009.001; thence turn a deflection angle of 83°02'18" and run to the left in a Westerly direction a distance of 276.05 feet to a found 3/8" rebar; thence turn an interior angle of 95°15'43" and run to the right a distance of 144.66 feet to a found 3/8" rebar; thence turn an interior angle of 89°59'17" and run to the right a distance of 392.54 feet to a found 3/8" rebar; thence turn an interior angle of 55°18'29" and run to the right a distance of 206.66 feet to the POINT OF BEGINNING of said Parcel No. 03-8-34-0-001-009-.001. Said parcel containing 29.3937 net acres more or less.



**EXHIBIT B**

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**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.