

FRS File No.: 412906

Customer File No.: 3335405

### WARRANTY DEED

THE STATE OF Alabama }  
COUNTY OF Shelby }

KNOW ALL MEN BY THESE PRESENTS: That in consideration of One Hundred Eighty-One Thousand Two Hundred and No/100-----DOLLARS and other valuable considerations to the undersigned GRANTOR, in hand paid by the GRANTEES herein, the receipt of which is hereby acknowledged, Leonard J. Novak and Jennifer L. Novak, husband and wife, (herein referred to as GRANTOR), does hereby GRANT, BARGAIN, SELL and CONVEY unto Prudential Residential Services, Limited Partnership, a Delaware Limited Partnership, acting by its General Partner, Prudential Homes Corporation

(herein referred to as GRANTEE), its heirs and assigns,

the following described real estate, situated in the County of Shelby, State of Alabama, to-wit:

State of Alabama County of Shelby  
Lot 5, according to Indian Valley Third Sector, as recorded in Map Book 5, Page 97, in the Probate Office of Shelby County, Alabama.

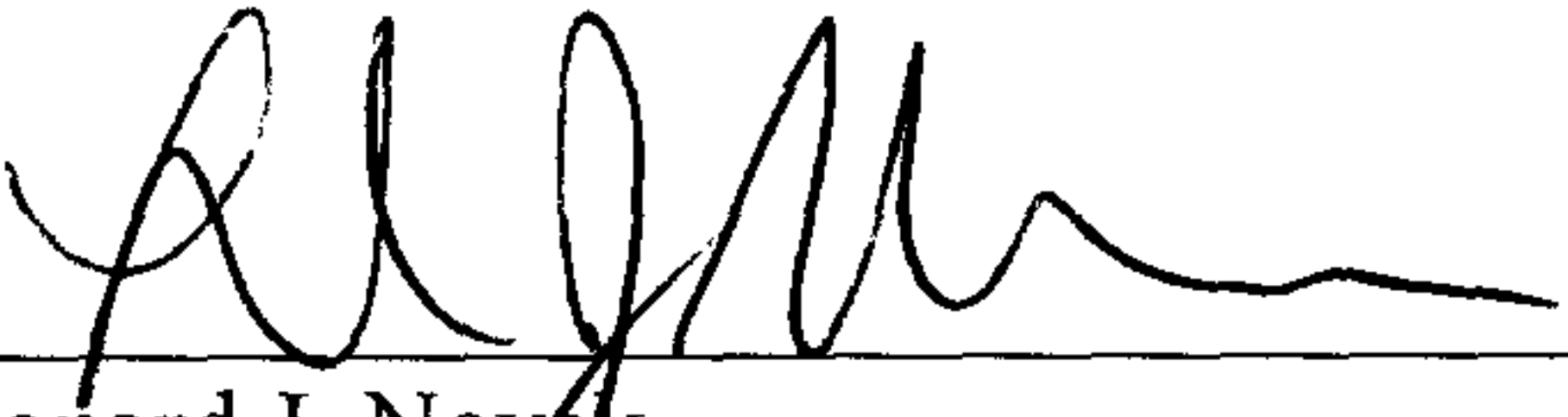
This conveyance is made subject to any and all easements, restrictions and rights-of-way which appear of record and affect the above-described property.

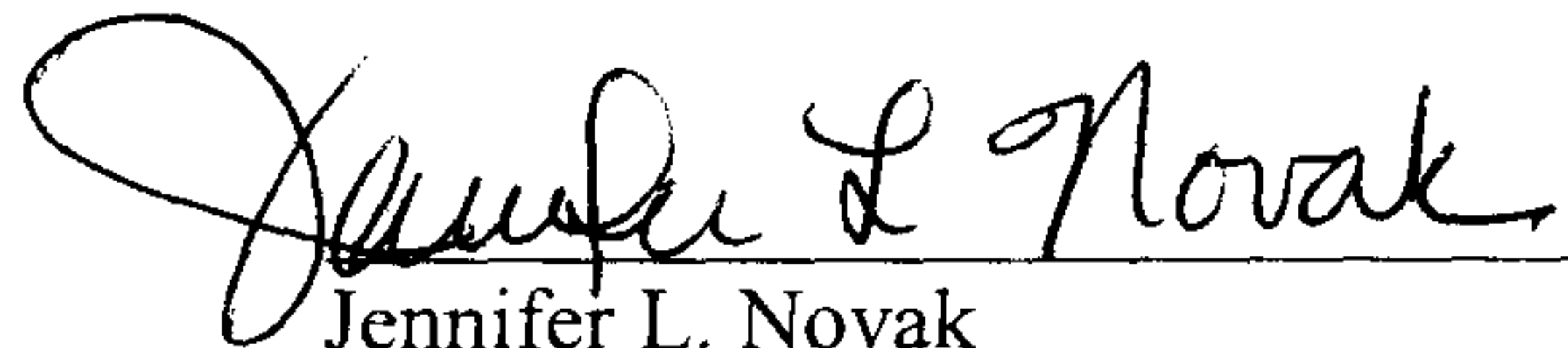
For ad valorem tax appraisal purposes only, the address of the property is 2525 Comanche Drive, Birmingham, AL 35244, which is the address of the Grantees.

TO HAVE AND HOLD the tract or parcel of land above described, together with improvements and appurtenances thereunto pertaining, unto the said GRANTEE, its heirs and assigns, forever.

AND GRANTOR does covenant with the said GRANTEE, its heirs and assigns, that GRANTOR is lawfully seized in fee simple of the aforementioned premises; that GRANTOR is free from all encumbrances, except as hereinabove provided; that GRANTOR has a good right to sell and convey the same to the said GRANTEE, its heirs and assigns, and that GRANTOR will warrant and defend the premises to the said GRANTEE, its heirs and assigns, forever, against the lawful claims and demands of all persons except as hereinabove provided.

IN WITNESS WHEREOF, GRANTOR has caused this instrument to be executed on this 24th day of September 2004.

 (Seal)  
Leonard J. Novak


 (Seal)  
Jennifer L. Novak

THE STATE OF Alabama  
COUNTY OF Shelby }

20041006000553670 Pg 2/2 195.00  
Shelby Cnty Judge of Probate, AL  
10/06/2004 13:45:00 FILED/CERTIFIED

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Leonard J. Novak a married man (fill in marital status) whose name 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 executed the same voluntarily on the day the same bears date.

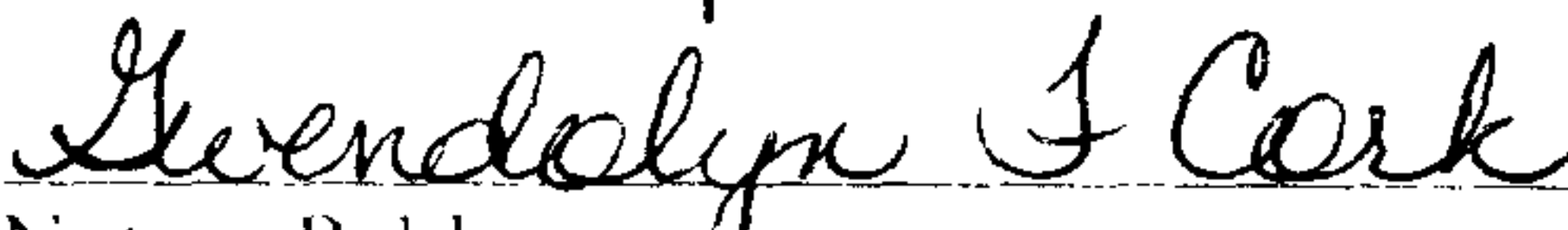
GIVEN under my hand and seal this the 24<sup>th</sup> day of September, 2004.

 (Seal)  
Notary Public  
GWENDOLYN F. CORK  
NOTARY PUBLIC  
ALABAMA STATE AT LARGE  
MY COMMISSION EXPIRES  
SEPT. 3, 2007

THE STATE OF Alabama  
COUNTY OF Shelby }

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Jennifer L. Novak a married woman (fill in marital status) whose name 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, she executed the same voluntarily on the day the same bears date.

GIVEN under my hand and seal this the 24<sup>th</sup> day of September, 2004.

 (Seal)  
Notary Public  
GWENDOLYN F. CORK  
NOTARY PUBLIC  
ALABAMA STATE AT LARGE  
MY COMMISSION EXPIRES  
SEPT. 3, 2007

This document prepared by: Patti Belisle, Account Specialist, 10010 San Pedro, Suite 800, San Antonio, TX 78216