20050310000110120 1/2 $177.00
Shelby Cnty Judge of Probate,AL
03/10/2005 03:19:35PM FILED/CERT

This Instrument Prepared By:

Walter Fletcher
Dominick, Fletcher, Yeilding,
Wood & Lloyd, P.A.
2121 Highland Avenue
Birmingham, Alabama 35205

Send Tax Notice To:

William E. Selby
286 Chesser Park Drive
Chelsea, Alabama 35043

STATE OF ALABAMA)
COUNTY OF SHELBY)

STATUTORY WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, that in consideration of One Hundred Sixty Three Thousand Dollars ($163,000.00) to the undersigned Chesser Plantation, Inc., an Alabama corporation ("Grantor"), in hand paid by William E. Selby ("Grantee"), the receipt and sufficiency of which are hereby acknowledged, the said Grantor does by these presents, grant, bargain, sell and convey unto Grantee the following described real estate, situated in Shelby County, Alabama, to-wit:

Lot 77, according to the Survey of Cottages at Chesser, Phase I, recorded in Map Book 33 Page 45, in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama.

Together with the nonexclusive easement to use the Common Areas as more particularly described in The Chesser Plantation Declaration of Covenants, Conditions and Restrictions recorded as Inst. #20040511000248910 in the Probate Office of Shelby County, Alabama (which, together with all amendments thereto, is hereinafter collectively referred to as the "Declaration").

Subject to: (1) Ad valorem taxes due and payable October 1, 2005 and all subsequent years thereafter; (2) Mineral and mining rights not owned by Grantor; (3) The easements, restrictions, assessments, covenants, agreements and all other terms and provisions of the Declaration and in Map Book 33 page 45 in the Probate Office of Shelby County, Alabama; (4) All easements, restrictions, reservations, agreements, rights-of-way, building setback lines and any other matters of record.

Grantee, by acceptance of this deed, acknowledges, covenants and agrees for itself and for its successors and assigns, that Grantor shall not be liable for and Grantee hereby waives and releases Grantor, its officers, agents, employees, directors, shareholders, partners, mortgagees and their respective successors and assigns from any liability of any nature on account of loss, damage, or injuries to buildings, structures, improvements, personal property or to Grantee or any owner, occupants or other person who enters upon any portion of the Property as a result of any past, present or future soil, surface and/or subsurface conditions (including, without limitation, radon, sinkholes, underground mines, tunnels and limestone formations and deposits) under or upon the Property or any property surrounding, adjacent to or in close proximity with the Property which may be owned by Grantor; provided, however, that this paragraph is inapplicable to soil, surface and/or subsurface conditions resulting from or arising out of the development or construction activities.

TO HAVE AND TO HOLD, to the said Grantee, his heirs and assigns forever.

Shelby County, AL 03/10/2005
State of Alabama
Real Estate Excise Tax
Deed Tax:$163.00

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IN WITNESS WHEREOF, the said Chesser Plantation, Inc., an Alabama corporation, by its Treasurer, Deborah G. Maple, who is authorized to execute this conveyance, has hereto set its signature and seal, this the 3rd day of March, 2005.

CHESSER PLANTATION, INC., AN ALABAMA CORPORATION

By: _____
Deborah G. Maple
Treasurer

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public in and for said County and State, hereby certify that Deborah G. Maple, whose name as Treasurer of Chesser Plantation, 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, 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 the 3rd day of March, 2005.

_____
Notary Public Walter Fletcher
My Commission Expires: 5/25/2005

[SEAL]

#182646