



from the surface, for the exploration, extraction and mining of any minerals, oils or gases which affect the premises.

- 9 Rights of parties in possession, encroachments, overlaps, overhangs, unrecorded easements, violated restrictive covenants, deficiency in quantity of ground, or any matters, which would be disclosed by an accurate survey and inspection of the premises.
- 10 35 foot building line on front and rear, as shown by recorded map.
- 11 Utility easement of varying widths on Southwest, as shown by recorded map.
- 12 Transmission line permit to Alabama Power Company as recorded in Deed Book 113, page 229 and Deed Book 130, page 299 in the Probate Office of Shelby County, Alabama.
- 13 Right of Way granted to South Central Bell by Instrument recorded in Real 156, page 985, in the Probate Office of Shelby County, Alabama.
- 14 Easement to Plantation Pipe Line recorded in Deed Book 112, page 280 in the Probate Office of Shelby County, Alabama.
- 15 Right of Way granted to South Central Bell by instrument recorded in Real 135, page 942, in the Probate Office of Shelby County, Alabama.
- 16 Restrictions appearing of recorded in Instrument 1998-26492 and Instrument 1998-49919, in the Probate Office of Shelby County, Alabama.
- 17 A 50 foot easement on North line.
- 18 Rights of others in and to the use of Buck Creek.
- 19 Restrictions as shown by record plat.
- 20 Mineral and mining rights in Instrument 1998-2 1739.

TO HAVE AND TO HOLD to the said GRANTEES, (his, her or their) heirs and assigns forever.

And I (we) do for myself (ourselves) and for my (our) heirs, executors, and administrators covenant with the said GRANTEES, their heirs and assigns, that I am (we are) lawfully seized in fee simple of said premises; that they are free from all encumbrances, unless otherwise noted above; that I (we) have a good right to sell and convey the same as aforesaid; that I (we) will and my (our) heirs, executors and administrators shall warrant and defend the same to the said GRANTEES, their heirs and assigns forever, against the lawful claims of all persons.

GRANTEES understand that acceptance of this deed constitutes acceptance of all of the terms, conditions and obligations of all protective covenants and restrictions as set out herein above.

IN WITNESS WHEREOF, I (we) have hereunto set my (our) hand(s) and seal(s), this 15th day of July, 2005.

BancorpSouth Bank

Janet Brach (SEAL)
By: *Janet Brach*
Its. *SO VP*

GRANTOR

THE STATE OF ALABAMA)
 :
COUNTY OF JEFFERSON)

I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that *Janet Brach* who is *SO VP* of BancorpSouth Bank whose name(s) is (are) signed to the foregoing conveyance, and who is (are) known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance, (he, she or they) executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 15th day of July, 2005.

M U. K
NOTARY PUBLIC My Commission Expires 5/21/2008
My commission expires:



20050720000363810 3/4 \$192.50
Shelby Cnty Judge of Probate, AL
07/20/2005 03:03:26PM FILED/CERT

EXHIBIT "A"

Legal Description

Lot 5, according to the Survey of Oakbrooke Estates, as recorded in Map Book 24, page 44, in the Office of the Judge of Probate of Shelby County, Alabama



20050720000363810 4/4 \$192.50
Shelby Cnty Judge of Probate,AL
07/20/2005 03:03:26PM FILED/CERT

Shelby County, AL 07/20/2005
State of Alabama

Deed Tax:\$172.50