THIS INSTRUMENT PREPARED BY:
Estes, Sanders & Williams, LLC
3800 Colonnade Parkway, Suite 330
Birmingham, Alabama 35243

Shelby County, AL 08/04/2005
State of Alabama

Deed Tax:$23.50

SEND TAX NOTICE TO:
Mark J. Betters
324 Belvedere Circle
Birmingham, Alabama 35242

# STATUTORY WARRANTY DEED

20050804000397570 1/1 $34.50
Shelby Cnty Judge of Probate, AL
08/04/2005 01:02:32PM FILED/CERT

**STATE OF ALABAMA )**

**COUNTY OF SHELBY )**

KNOW ALL MEN BY THESE PRESENTS:

That in consideration of **Two Hundred Thirty One Thousand Four Hundred and 00/100 Dollars ($231,400.00)** and other good and valuable consideration paid in hand by the GRANTEE herein to the undersigned GRANTOR, the receipt whereof is acknowledged,

**D.R. Horton, Inc. - Birmingham**

(herein referred to as GRANTOR, whether one or more) does, grant, bargain, sell and convey unto

**Mark J. Betters**

(herein referred to as GRANTEE, whether one or more), the following described real estate situated in Shelby County, Alabama, to-wit:

**Lot 5A, according to the resurvey of Lots 5 and 6, Villas Belvedere, as recorded in Map Book 33, Page 12, in the Probate Office of Shelby County, Alabama.**

Mineral and mining rights excepted.

Subject to current taxes, easements and restrictions of record.

$185,120.00 of the consideration was paid from a mortgage loan closed simultaneously herewith.
$23,140.00 of the consideraton herein was from a second mortgage executed this date and recorded simultaneously herewith which is subordinate.

TO HAVE AND TO HOLD, unto the said GRANTEE, his heirs and assigns forever.

Grantor makes no warranty or covenant respecting the nature of the quality of the title to the property hereby conveyed other than that the Grantor has neither permitted or suffered any lien, encumbrance or adverse claim to the property described herein since the date of acquisition thereof by the Grantor.

IN WITNESS WHEREOF, the said GRANTOR by its Assistant Secretary who is authorized to executed this conveyance, hereto set his/her signature and seal this the 15th day of April, 2005.

D. R. HORTON, INC. - BIRMINGHAM

Brenda L. Gibson

BY: Brenda L. Gibson
ITS: Assistant Sectretary

STATE OF ALABAMA )
COUNTY OF JEFFERSON )

I, R. TIMOTHY ESTES, the undersigned, a Notary Public in and for said County in said State, hereby certify that Brenda L. Gibson whose name as Assistant Secretary of D.R. HORTON, INC. - BIRMINGHAM a 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, as such officer and with full authority, executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, the 15th day of April, 2005.

RAYMOND T. ESTES NOTARY PUBLIC ALABAMA STATE AT LARGE
SEAL

Raymond T. Estes

Notary Public - R. TIMOTHY ESTES
My Commission Expires: July 07, 2007