

This instrument was prepared by:
Clayton T. Sweeney, Attorney
2700 Highway 280 East, Suite 160
Birmingham, AL 35223

Send Tax Notice To:
Mitchell A. Kelley
5304 Greystone Way
Birmingham, Alabama 35242

STATE OF ALABAMA)
: STATUTORY WARRANTY DEED
COUNTY OF SHELBY)

KNOW ALL MEN BY THESE PRESENTS: That, for and in consideration of **Five Hundred Thousand and 00/100 (\$500,000.00)**, and other good and valuable consideration, this day in hand paid to the undersigned **Daniel Oak Mountain Limited Partnership, an Alabama limited partnership**, (hereinafter referred to as GRANTOR), in hand paid by the GRANTEE herein, the receipt whereof is hereby acknowledged, the GRANTOR does hereby give, grant, bargain, sell and convey unto the GRANTEE, **Mitchell A. Kelley**, (hereinafter referred to as GRANTEE), his heirs and assigns, the following described Real Estate, lying and being in the County of **Shelby**, State of Alabama, to-wit:

Lot 38, according to the Survey of Greystone 6th Sector, as recorded in Map Book 17, Page 54 A, B, & C, in the Probate Office of Shelby County, Alabama. Together with the nonexclusive easement to use the private roadways, Common Areas and Hugh Daniel Drive, all as more particularly described in the Greystone Residential Declaration of Covenants, Conditions, and Restrictions dated 11/6/90 and recorded in Real Volume 317, Page 260, in the Probate Office of Shelby County, Alabama, and all amendments thereto.

Subject To:

Ad valorem taxes for 2005 and subsequent years not yet due and payable until October 1, 2005. Existing covenants and restrictions, easements, building lines and limitations of record.

\$359,650.00 of the consideration was paid from the proceeds of a mortgage loan closed simultaneously herewith.

TO HAVE AND TO HOLD, the tract or parcel of land above described together with all and singular the rights, privileges, tenements, appurtenances, and improvements unto the said GRANTEE, his heirs and assigns forever.

IN WITNESS WHEREOF, said GRANTOR has hereunto set its hand and seal this the **19th** day of **August, 2005**.

Shelby County, AL 08/25/2005
State of Alabama

Deed Tax: \$140.50

**Daniel Oak Mountain Limited Partnership, an
Alabama limited partnership**

By: **Its General Partner**

**Daniel Realty Investment Corporation-Oak Mountain,
an Alabama corporation**

By: _____

Its: **SR VP**

20050825000438940 2/2 \$154.50
Shelby Cnty Judge of Probate, AL
08/25/2005 02:11:24PM FILED/CERT

STATE OF ALABAMA)

:
COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public, in and for said County and State, hereby certify that John D. Gunderson whose name as Senior Vice President of Daniel Oak Mountain Limited Partnership, an Alabama limited partnership, by its General Partner, Daniel Realty Investment Corporation-Oak Mountain, an Alabama corporation, 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 instrument he, as such officer and with full authority, executed the same in his capacity as such officer for as the act of said corporation acting in its capacity as General Partner of said limited partnership.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this the 19th day of August, 2005.

Chris Tortorelli
NOTARY PUBLIC
My Commission Expires: March 3, 2008