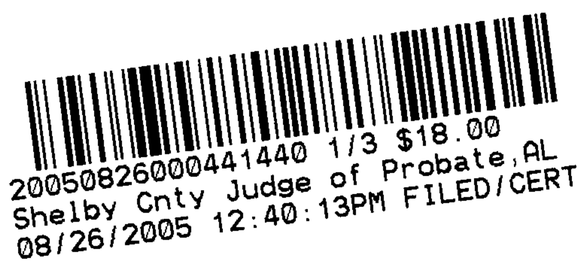
THIS INSTRUMENT WAS PREPARED BY:
Richard W. Theibert, Attorney
NAJJAR DENABURG, P.C.
2125 Morris Avenue
Birmingham, Alabama 35203



SEND TAX NOTICE TO:
American Homes & Land Corporation
33 Inverness Center Parkway, Suite 100
Hoover, AL 35242

WARRANTY DEED

THE STATE OF ALABAMA)
: KNOW ALL MEN BY THESE PRESENTS:
COUNTY OF SHELBY)

That in consideration of Three Hundred Ninety-Nine Thousand and No/100, ($399,000.00), DOLLARS, in hand paid to the undersigned, Brian K. Thomas and spouse, Penny E. Thomas, (hereinafter referred to as "GRANTORS"), by American Homes & Land Corporation, a corporation, (hereinafter referred to as "GRANTEE"), the receipt of which is hereby acknowledged, the said GRANTOR does by these presents, grant, bargain, sell and convey unto GRANTEE the following described real estate, located and situated in Shelby County, Alabama, to wit:

SEE ATTACHED EXHIBIT "A" FOR LEGAL DESCRIPTION

SUBJECT TO:

1. Ad valorem taxes for the year, 2005.
2. Easement recorded in Instrument #1994-07111.
3. Title to that portion of insured premises within the right-of-way of Highland Lakes.
4. Title to that portion of insured premises within the right-of-way of Highland Lakes Circle.

ALL of the purchase price recited above was paid from the proceeds of a purchase money mortgage executed simultaneously with delivery of this deed.

TO HAVE AND TO HOLD to the said GRANTEE, its successors and assigns forever.

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

IN WITNESS WHEREOF, the said GRANTORS, have hereto set their signatures and seals, this 17th day of August, 2005.

_____(SEAL)
Brian K. Thomas

_____(SEAL)
Penny E Thomas

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 Brian K Thomas and spouse, Penny E. Thomas, whose names are signed to the foregoing conveyance, and who are known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 17th day of August, 2005.

_____
NOTARY PUBLIC
My commission expires: 5/23/09

20050826000441440 2/3 $18.00
Shelby Cnty Judge of Probate,AL
08/26/2005 12:40:13PM FILED/CERT

EXHIBIT "A"

Description of Property

Lot 141, according to the Survey of Highland Lakes, 1st Sector, as recorded in Map Book 18, Pages 37, A, B, C, D, E, F & G, in the Probate Office of Shelby County, Alabama

Together with nonexclusive easement to use the private roadways, common areas, all as more particularly described in the Declaration of Easements and Master Protective covenants for Highland Lakes, a Residential subdivision, as recorded in Instrument # 1994-07111 in the Probate Office of Shelby County, Alabama, and the Declaration of Covenants, Conditions and Restrictions, for Highland lakes, a Residential subdivision, 1st Sector, recorded in Instrument # 1996-27987 in the Probate Office of Shelby County, Alabama. (which together with all amendments thereto, is hereinafter collectively referred to as the "Declaration").

LESS AND EXCEPT the follows: Commence at the NW corner of Lot 142, Highland Lakes, 1st Sector, as recorded in Map Book 18, Page 37 A - G, in the Office of the Judge of Probate, Shelby County, Alabama, being also the NE corner of Lot 141 along the Easterly right of way of Highland Lakes Circle, being the point of beginning; thence run Southwesterly along the right of way of Highland Lakes Circle being a curve concave northwesterly with a radius of 305.0 feet and a central angle of 9° 23' 34" thence run along the arc of said curve 50.00 feet; thence southeasterly with an interior angle right of 122° 29' 44" from the chord 194.88 feet; thence northerly with an interior angle of 16° 56' 33" 206.80 feet along the Easterly lot line of Lot 141; thence an interior angle right of 125° 51' 32" 30.00 feet to the point of beginning.

20050826000441440 3/3 $18.00
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