20051024000550550 1/3 $24.00
Shelby Cnty Judge of Probate, AL
10/24/2005 09:33:43AM FILED/CERT

THIS INSTRUMENT PREPARED BY:

James E. Roberts
P. O. Box 430224
Birmingham, Alabama 35243

Send Tax Notice

Cahaba Beach Investments, LLC
2148 Pelham Parkway Building 600
Pelham, AL 35124

WARRANTY DEED (Without Survivorship)

STATE OF ALABAMA)
SHELBY COUNTY) **KNOWN ALL MEN BY THESE PRESENTS:**

That in consideration of One Million Five Hundred Ninety Thousand Two Hundred and no/100 Dollars ($1,590,200.00), and other good and valuable consideration to the undersigned Grantors, in hand paid by the Grantee herein, the receipt whereof is acknowledged, we,

John E. Cabral; James E. Roberts; The Randolph Continuing Trust, a general partnership, by its managing partner, Mary R. Hanson; The Estate of James L. Clayton, by its Co-Executors, Tommy Turpin and Elizabeth Clayton; and James Mark Clayton and S. Elizabeth Clayton, husband and wife,

(herein referred to as Grantors), grant, bargain, sell and convey unto,

Cahaba Beach Investments LLC, an Alabama Limited Liability Company,

(herein referred to as Grantee), the following described real estate, situated in Shelby County, Alabama, to-wit:

The SE 1/4 of the SE 1/4 of Section 25, Township 18 South, Range 2 West, Shelby County, Alabama.
LESS AND EXCEPT that portion lying within the road and/or road right of way.

Subject to:
1. Any and all easements and restrictions of record.
2. Transmission Line Permit(s) to Alabama Power Company as shown by instrument(s) recorded in Deed Book 163, Page 424 in the Probate Office of Shelby County, Alabama.
3. Title to all minerals within and underlying the premises, together with all mining rights and other rights, privileges and immunities relating thereto, including rights set out in Deed Book 121, page 414 in Probate Office.

The subject property is not the homestead of the Grantors or their spouses.

Cahaba Title, Inc.

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

And GRANTORS do for themselves and for their heirs, executors, and administrators covenant with the said GRANTEE, its heirs 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 they have a good right to sell and convey the same as aforesaid; that they will and their heirs, executors and administrators shall warrant and defend the same to the said GRANTEE, its heirs and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, we have hereunto set our hand(s) and seal(s) this the 11th day of October, 2005.

John E. Cabral

James E. Roberts

Mary R. Hanson
The Randolph Continuing Trust, a general partnership, by its managing partner, Mary R. Hanson

The Estate of James L. Clayton by its Co-Executor, Tommy Turpin

Elizabeth G. Clayton
The Estate of James L. Clayton by its Co-Executrix, Elizabeth Clayton

James Mark Clayton

S. Elizabeth Clayton

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STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned, a notary public in and for said county in said state, hereby certify that John E. Cabral whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 11th day of October, 2005.

Mary Christina Evans
Notary Public

[SEAL]

NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: July 28, 2007
BONDED THRU NOTARY PUBLIC UNDERWRITERS

My commission expires: _____

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned, a notary public in and for said county in said state, hereby certify that James E. Roberts, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 11th day of October, 2005.

Mary Christina Evans
Notary Public

[SEAL]

NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: July 28, 2007
BONDED THRU NOTARY PUBLIC UNDERWRITERS

My commission expires: _____

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned, a notary public in and for said county in said state, hereby certify that Mary R. Hanson, whose name is signed to the foregoing instrument as managing partner of The Randolph Continuing Trust, a general partnership, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, she executed the same voluntarily and with full authority as said managing partner, on the day the same bears date.

Given under my hand and official seal this the 11th day of October, 2005.

Mary Christina Evans
Notary Public

[SEAL]

NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: July 28, 2007
BONDED THRU NOTARY PUBLIC UNDERWRITERS

My commission expires: _____

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned, a notary public in and for said county in said state, hereby certify that Tommy Turpin, whose name is signed to the foregoing instrument as Co-Executor of the Estate of James L. Clayton, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he executed the same voluntarily and with full authority as said Co-Executor on the day the same bears date.

Given under my hand and official seal this the 11th day of October, 2005.

Mary Christina Evans
Notary Public

[SEAL]

NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: July 28, 2007
BONDED THRU NOTARY PUBLIC UNDERWRITERS

My commission expires: _____

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned, a notary public in and for said county in said state, hereby certify that Elizabeth Clayton, whose name is signed to the foregoing instrument as Co-Executrix of the Estate of James L. Clayton, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, she executed the same voluntarily, and with full authority as said Co-Executrix, on the day the same bears date.

Given under my hand and official seal this the 12th day of October, 2005.

Lucy A. Kaylor
Notary Public

[SEAL]

My commission expires: September 13, 2009

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STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned, a notary public in and for said county in said state, hereby certify that James Mark Clayton and S. Elizabeth Clayton, whose names are signed to the foregoing instrument and who are known to me, acknowledged before me on this day that, being informed of the contents of the instrument, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 11th day of October, 2005.

Mary Christria Evans
Notary Public

[SEAL]

My commission expires: NOTARY PUBLIC STATE OF ALABAMA AT LARGE MY COMMISSION EXPIRES: July 28, 2007 BONDED THRU NOTARY PUBLIC UNDERWRITERS