

(RECORDING INFORMATION ONLY ABOVE THIS LINE)

This Instrument was

SEND TAX NOTICE TO:

prepared by:

R. Shan Paden PADEN & PADEN Attorneys at Law 5 Riverchase Ridge, Suite 100 Birmingham, Alabama 35244

NORRIS D. ALLEN JR. 596 WATERFORD LANE CALERA, AL 35040

Shelby County, AL 10/27/2005 State of Alabama

Deed Tax:\$3.50

STATE OF ALABAMA) COUNTY OF SHELBY)

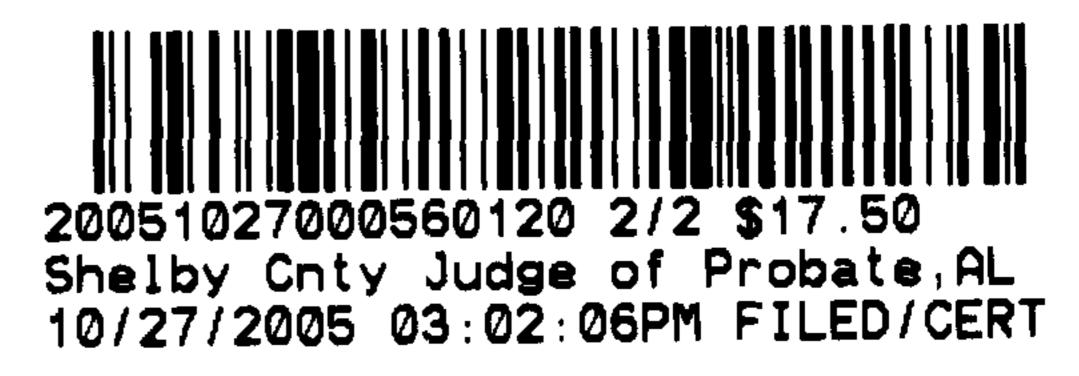
WARRANTY DEED

Know All Men by These Presents: That in consideration of ONE HUNDRED FIFTY THREE THOUSAND FOUR HUNDRED FIVE DOLLARS and 00/100 (\$153,405.00) to the undersigned grantor, ROSE CREEK HOMES, INC. a corporation, in hand paid by the GRANTEES herein, the receipt of which is hereby acknowledged, the said GRANTOR, does by these presents, grant, bargain, sell and convey unto NORRIS D. ALLEN JR., A SINGLE PERSON, (herein referred to as GRANTEES, whether one or more) the following described real estate, situated in SHELBY County, Alabama, to-wit:

LOT 566, ACCORDING TO THE SURVEY OF WATERFORD HIGHLANDS-SECTOR 4, PHASE 1, AS RECORDED IN MAP BOOK 34, PAGE 73, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.

SUBJECT TO:

- TAXES FOR THE YEAR 2005, A LIEN, BUT NOT YET DUE AND PAYABLE UNTIL OCTOBER 1, 2006.
- RIGHT OF WAY TO ALABAMA POWER COMPANY AND SOUTHERN BELL TELEPHONE AND TELEGRAPH COMPANY, AS SET FORTH IN REAL VOLUME 2300, PAGE 867.
- RIGHT OF WAY TO ALABAMA POWER COMPANY, AS SET FORTH IN VOLUME 2877, PAGE 403, VOLUME 4156, PAGE 394, AND VOLUME 4220, PAGE 9.
- A 35-FOOT BUILDING SET BACK LINE RESERVED FROM LOCH LOMOND, AS SHOWN BY RECORDED MAP.
- A 7.5-FOOT EASEMENT ON THE NORTH AND A 15-FOOT EASEMENT ON THE NORTHEASTERLY SIDE, AS SHOWN BY RECORDED MAP.
- EASEMENT OF UNDETERMINED WIDTH ON THE FRONT OF SUBJECT 6. PROPERTY, AS SHOWN ON RECORDED MAP.
- 8 FOOT EASEMENT ON THE REAR OF SUBJECT PROPERTY, AS SHOWN RECORDED MAP.
- 7.5 FOOT EASEMENT ON THE WEST SIDE OF SUBJECT PROPERTY, AS SHOWN ON RECORDED MAP.
 - \$150,220.00 of the consideration herein was derived from a mortgage closed simultaneously herewith.



TO HAVE AND TO HOLD Unto the said GRANTEES, their heirs and assigns, forever.

And said GRANTOR does for itself, its successors and assigns, covenant with the said GRANTEES, his, her, or their heirs and assigns, that it is lawfully seized in fee simple of said premises; that they are free from all encumbrances, unless otherwise noted above; that it has a good right to sell and convey the same as aforesaid, and that it will and its successors and assigns shall warrant and defend the same to the said GRANTEES, his, her, or their heirs and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, the said GRANTOR, ROSE CREEK HOMES, INC., by its PRESIDENT, JOE ROSE who is authorized to execute this conveyance, has hereunto set its signature and seal, this the 20th day of October, 2005.

ROSE & REK HOMES, INC.

JOE ROSE, PRESIDENT

STATE OF ALABAMA)
COUNTY OF SHELBY)

ACKNOWLEDGMENT

I, the undersigned, a Notary Public, in and for said County, in said State, hereby certify that JOE ROSE, whose name as PRESIDENT of ROSE CREEK HOMES, INC., 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, he or she, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand this the 20th day of October, 2005.

Votary Public

My commission expires: