

20051118000603750 1/3 \$18.00
Shelby Cnty Judge of Probate, AL
11/18/2005 02:19:14PM FILED/CERT

THIS INSTRUMENT WAS PREPARED BY:

Richard W. Theibert, Attorney
NAJJAR DENABURG, P.C.
2125 Morris Avenue
Birmingham, Alabama 35203

SEND TAX NOTICE TO:

Holland Lakes, Inc.
421 Office Park Drive
Birmingham, Alabama 35223

STATUTORY WARRANTY DEED

THE STATE OF ALABAMA)

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF SHELBY)

That in consideration of Eight Hundred Fifty Thousand and no/100, (\$850,000.00) DOLLARS, in hand paid to the undersigned, Thornton, Inc. (hereinafter referred to as "GRANTOR"), by Holland Lakes, Inc. (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:

Lots 17 through 50, inclusive, according to the Final Plat of Holland Lakes, Sector 2, Phase 1, as recorded in Map Book 36, Page 8 in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama.

Subject to:

1. Ad valorem taxes for the tax year, 2006.
2. Municipal improvements, assessments and fire dues against subject property, if any.
3. Right of way to Southern Natural Gas as recorded in Deed Book 90, Pages 281 and 461, in the Office of the Judge of Probate of Shelby County, Alabama.
4. Easement to Postal Telegraph Cable Company as recorded in Deed Book 90, Pages 36 and 40, in the Probate Office of Shelby County, Alabama.
5. Easement to A T & T as recorded in Deed Book 168, page 476, in the Probate Office of Shelby County, Alabama.
6. Title to all oil, gas and minerals within and underlying the premises, together with all oil and mining rights and other rights, privileges and immunities relating thereto, together with any release of liability for injury or damage to persons or property as

- a result of the exercise of such rights as recorded in Deed Book 303, Page 226, in the Probate Office of Shelby County, Alabama.
7. Agreement for water line easement as set out in Instrument No. 1993-22320, in the Probate Office of Shelby County, Alabama.
 8. Transmission line permit(s) to Alabama Power Company as shown by instrument(s) recorded in Deed Book 113, Page 52; Deed Book 113, Page 95; Deed Book 107, Page 533; Deed Book 102, Page 205; Deed Book 141, Page 506; Deed Book 170, Page 262; Deed Book 55, Page 454 and Deed Book 92, Page 437.
 9. Right of way to Shelby County as recorded in Deed Book 167, Page 462, 465 and 467; Deed Book 169, Page 59; Deed Book 271, Page 748; Deed Book 256, Page 868 and Deed Book 102, Page 419, in the Office of the Judge of Probate of Shelby County, Alabama.
 10. Right of way to Colonial Pipeline as recorded in Deed Book 269, Page 203, in the Office of the Judge of Probate of Shelby County, Alabama.
 11. Easement to City of Pelham as recorded in Deed Book 337, Page 525, in the Probate Office of Shelby County, Alabama.
 12. Riparian and other rights created by the fact that subject property lies adjacent to Buck Creek.
 13. Less and except any portion lying within Buck Creek.
 14. Easement to City of Pelham for sewer as recorded in Instrument No. 1999-18787, in the Probate Office of Shelby County, Alabama.
 15. Easement to South Central Bell Telephone Company as recorded in Real Book 20, Page 150, in the Probate Office of Shelby County, Alabama.
 16. Restrictive covenants and grant of land easement to Alabama Power Company as recorded in Instrument No. 20040910000506170.
 17. 7.5 foot easement along side lot line for Lots 48, 47, 43, 42, 35, 34, 32, and 31 as shown on recorded plat.

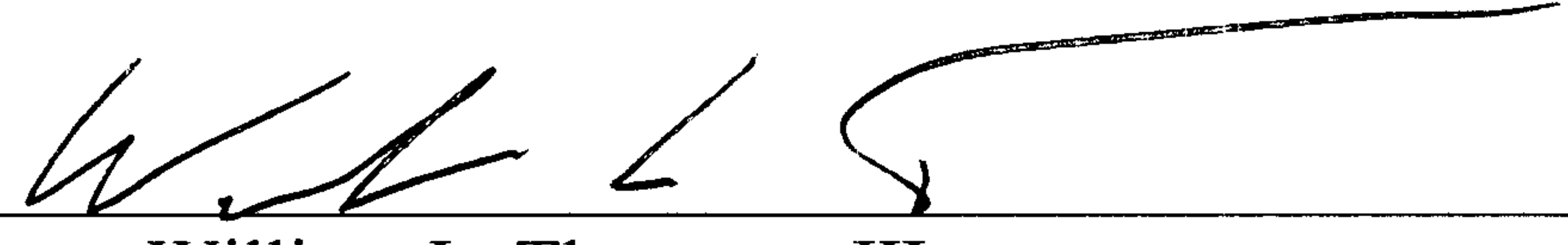
ALL of the purchase price recited above was paid by a mortgage loan closed simultaneously with delivery of this deed.

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

IN WITNESS WHEREOF, the said Thornton, Inc., by its President, William L. Thornton, III, who is authorized to execute this conveyance, has hereto set its signature and seal, this 15th day of November, 2005.

ATTEST:

Thornton, Inc.


By: William L. Thornton, III
Its: President

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STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned Notary Public in and for said County in said State, hereby certify that William L. Thornton, III, whose name as President of Thornton, Inc., a corporation, 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 said document, he, as such officer and with full authority, executed the same for and as the act of said corporation.

Given under my hand and official seal this 15th day of November, 2005.

M. V.

Notary Public

My Commission Expires: ~~My Commission Expires 5/21/2008~~