

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 One Million Five Hundred Fifty-four Thousand and no/100, (\$1,554,000.00) 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 148-170, inclusive and Lots 245-263, inclusive, according to the Final Plat Holland Lakes, Sector 2, Phase 2, as recorded in Map Book 36, Page 55, in the Office of the Judge of Probate of 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 and lake.
 13. Easement to City of Pelham for sewer as recorded in Instrument No. 1999-18787, in the Probate Office of Shelby County, Alabama.
 14. Easement to South Central Bell Telephone Company as recorded in Real Book 12, Page 150 and Real Book 20, Page 150, in the Probate Office of Shelby County, Alabama.
 15. Restrictive covenants and grant of land easement to Alabama Power Company as recorded in Instrument No. 20040910000506170.
 16. Subject to covenants, conditions and restrictions (deleting therefrom any restrictions indicating any preference, limitation, or discrimination based on race, color, religion, sex, handicap, family status or national origin) as set forth in the documents recorded in Instrument No. 20050425000196100; Instrument No. 20050426000199570 and Instrument No. 20051031000564150 and amended in Instrument No. 200506020000267270, in the Probate Office of Shelby County, Alabama.
 17. 100 year flood line as shown on the recorded plat.
 18. Access easement to pump station and common area as shown on recorded plat.
 19. Covenants releasing predecessor in title from any liability from sinkholes, limestone formations, soil conditions or any other known or unknown surface or subsurface conditions that may now or hereafter exist or occur or cause damage to subject property, as shown by instruments recorded in Map Book 36, Page 55 in Probate Office.
 20. 7.5 foot easement along side lot line as per plat. (Lot 154 and 155)
 21. 7.5 foot easement along South lot line as per plat. (Lot 159)
 22. 7.5 foot easement along North lot line as per plat. (Lot 160)
 23. 7.5 foot easement along South lot line as per plat. (Lot 163)
 24. 7.5 foot easement along North lot line as per plat. (Lot 164)
 25. 10 foot easement along Southerly lot line as per plat. (Lot 168)
 26. 15 foot easement along side lot line as per plat. (Lot 257)

- 27. 7.5 foot easement along Southeasterly lot line as per plat. (Lot 262)
- 28. 7.5 foot easement along Northwesterly lot line as per plat. (Lot 263)

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 6th day of January, 2006.

ATTEST:

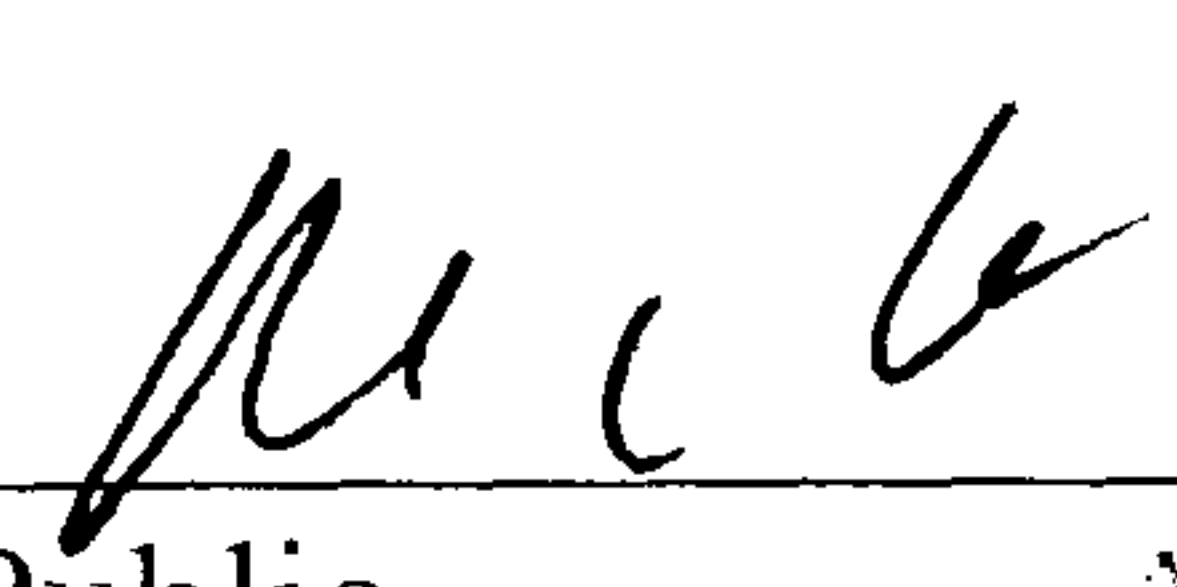
Thornton, Inc.


By: William L. Thornton, III
Its: President

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 6th day of January 2006.



Notary Public My Commission Expires 5/21/2008
My Commission Expires: _____

20060112000020010 4/4 \$21.00
Shelby Cnty Judge of Probate, AL
01/12/2006 10:37:20AM FILED/CERT

EXHIBIT "A"

Legal Description of Property

Lots 148-170, inclusive and Lots 245-263, inclusive, according to the Final Plat Holland Lakes, Sector 2, Phase 2, as recorded in Map Book 36, Page 55, in the Office of the Judge of Probate of Shelby County, Alabama.