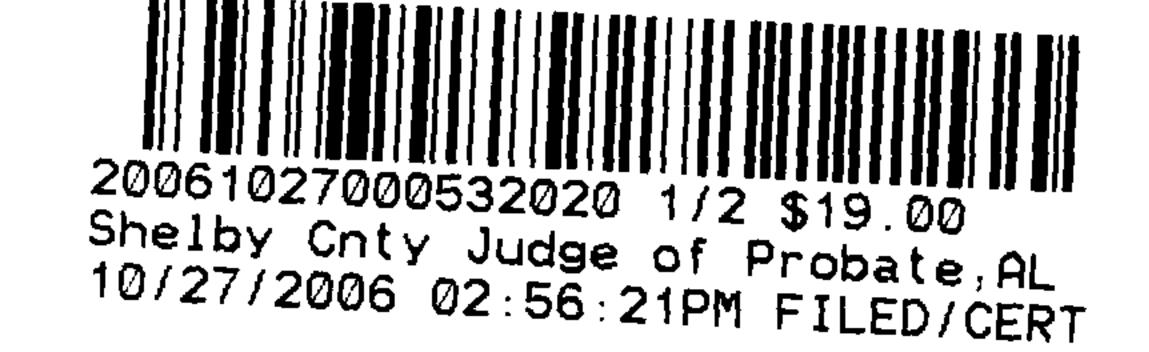
This instrument was prepared by: Clayton T. Sweeney, Esquire 2700 Highway 280 East Birmingham, Alabama 35223

Send Tax Notice to: Donald J. Emilian and Della H. Emilian 5425 Woodford Drive Birmingham, AL 35242

STATE OF ALABAMA) SHELBY COUNTY)



STATUTORY WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, that in consideration of FIVE THOUSAND DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION (\$5,000.00), the undersigned grantor, HIGHLAND LAKES DEVELOPMENT, LTD., an Alabama Limited Partnership(herein referred to as "Grantor"), in hand paid by Grantee named herein, the receipt of which is hereby acknowledged, the said HIGHLAND LAKES DEVELOPMENT, LTD., does by these presents, grant, bargain, sell and convey unto DONALD J. EMILIAN, Sr. and DELLA H. EMILIAN, (hereinafter referred to as "Grantee") as joint tenants, with right of survivorship, the following described real estate (the "property"), situated in SHELBY County, Alabama, to-wit:

EXHIBIT "A" LEGAL DESCRIPTION IS ATTACHED HERETO AND MADE A PART HEREOF.

The above property is conveyed subject to:

Ad Valorem taxes due and payable October 1, 2006 which are a lien but not due or payable until October 1, 2006, existing covenants and conditions, easements, building lines and limitations of record.

TO HAVE AND TO HOLD unto the said Grantees as joint tenants, with right of survivorship, their heirs, and assigns, forever; it being the intention of the parties to this conveyance, that (unless the joint tenancy hereby created is severed or terminated during the joint lives of the grantees herein) in the event one grantee herein survives the other, the entire interest in fee simple shall pass to the surviving grantee, and if one does not survive the other, then the heirs and assigns of the grantees herein shall take as tenants in common.

Grantor makes no warranty or covenant respecting the nature of the quality of the title to the property hereby conveyed other than that the Grantor has neither permitted or suffered any lien, encumbrance of adverse claim to the property described herein since the date of acquisition thereof by the Grantor.

GRANTOR:

HIGHLAND LAKES DEVELOPMENT, LTD.

an Alabama Limited Partnership

By: Eddleman Properties, Inc.

Douglas D. Eddleman

Its/President

STATE OF ALABAMA) COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public in and for said County in said State hereby certify that Douglas D. Eddleman, whose name as President of Eddleman Properties, Inc., an Alabama corporation, which is General Partner of Highland Lakes Development, Ltd., an Alabama limited partnership, is signed to the foregoing Statutory Warranty Deed, and who is known to me, acknowledged before me on this day that, being informed of the contents of the above and foregoing conveyance, he, as such officer, and with full authority, executed the same voluntarily for and as the act of said Corporation acting in its capacity as general partner of said limited partnership.

Given under my hand and official seal of office this the

, 2006.

Shelby County, AL 10/27/2006

State of Alabama

My Commission expires: 6

NOTARY PUBLIC

Deed Tax: \$5.00

A parcel of land situated in the South half of the Southeast quarter of Section 9, Township 19 South, Range 1 West, Shelby County, Alabama, being more particularly described as follows:

Commence at a 1 inch open top iron found locally accepted to the be the Northwest corner of the Southeast quarter of the Southeast quarter of said Section 9; thence run in an Easterly direction along the North line of said quarter-quarter Section for a distance of 816.10 feet to a point on the Northwest right-of-way line of Shelby County Highway No. 41 also known as Dunnavant Valley Road; thence turn an angle to the right of 121 degrees, 35 minutes, 38 seconds and run in a Southwesterly direction along said Northwest right-of-way line for a distance of 438.61 feet to a point; thence turn an angle to the right of 20 degrees, 10 minutes, 55 seconds and run in a Southwesterly direction for a distance of 411.39 feet to a point; thence turn an angle to the right of 05 degrees, 03 minutes, 30 seconds and run in a Southwesterly direction for a distance of 162.06 feet to a ½ inch rebar found; thence turn an angle to the left of 37 degrees, 22 minutes, 38 seconds and run in a Southwesterly direction for a distance of 36.88 feet to the point of beginning; thence continue along last stated course in a Southwesterly direction for a distance of 235.53 feet to a point; thence turn an angle to the right of 88 degrees, 03 minutes, 55 seconds and run in a Northwesterly direction for a distance of 12.48 feet to a point; thence turn an angle to the right of 91 degrees, 57 minutes, 12 seconds and run in a Northeasterly direction for a distance of 176.42 feet to a point; thence turn an angle to the right of 09 degrees, 29 minutes, 23 seconds and run in a Northeasterly direction for a distance of 52.58 feet to a point; thence turn an angle to the right of 16 degrees, 27 minutes, 15 seconds and run in a Northeasterly direction for a distance of 8.53 feet to the point of beginning; said Parcel containing 2,628 square feet, more or less.

> 20061027000532020 2/2 \$19.00 Shelby Cnty Judge of Probate, AL 10/27/2006 02:56:21PM FILED/CERT