m/Colonial

20070131000047440 1/2 $15.00
Shelby Cnty Judge of Probate, AL
01/31/2007 01:35:49PM FILED/CERT

(RECORDING INFORMATION ONLY ABOVE THIS LINE)

This instrument was prepared by:

R. Shan Paden
PADEN & PADEN
Five Riverchase Ridge
Birmingham, Alabama 35244

SEND TAX NOTICE TO:

HPH PROPERTIES, LLC
2236 CAHABA VALLEY DRIVE
BIRMINGHAM, AL 35242

STATE OF ALABAMA
COUNTY OF SHELBY

STATUTORY WARRANTY DEED

Know All Men by These Presents: That in consideration of **TWO HUNDRED NINETY NINE THOUSAND SEVEN HUNDRED FIFTY DOLLARS 00/100 ($299,750.00) DOLLARS** to the undersigned grantor, **MMM PROPERTIES, LLC, Limited Liability Company**, in hand paid by the GRANTEE herein, the receipt of which is hereby acknowledged, the said GRANTOR, does by these presents, grant, bargain, sell and convey unto **HPH PROPERTIES, LLC**, (herein referred to as GRANTEE, the following described real estate, situated in **SHELBY** County, Alabama, to-wit:

Lots 71-77, 105, 148 and 161, according to the Survey of The Reserve at Timberline, as recorded in Map Book 34, Page 117 A, B, C & D, in the Probate Office of Shelby County, Alabama.

SUBJECT TO:

1. TAXES FOR THE YEAR BEGINNING OCTOBER 1, 2006 WHICH CONSTITUTES A LIEN BUT ARE NOT YET DUE AND PAYABLE UNTIL OCTOBER 1, 2007.

1. TITLE TO ALL MINERALS WITHIN AND UNDERLYING THE PREMISES, TOGETHER WITH ALL MINING RIGHTS AND OTHER RIGHTS, PRIVILEGES AND IMMUNITIES RELATING THERETO, INCLUDING RELEASE OF DAMAGES.

2. RIGHT OF WAY GRANTED TO SOUTH CENTRAL BELL TELEPHONE COMPANY RECORDED N REAL 168, PAGE 563; REAL 257, PAGE 174 AND VOLUME 311, PAGE 435.

3. RIGHT OF WAY GRANTED TO ALABAMA POWER COMPANY RECORDED IN VOLUME 323, PAGE 131; VOLUME 219, PAGE 75 AND INST. NO. 2002-6355.

4. RESTRICTIONS APPEARING OF RECORD IN INST. NO. 2005-14193.

5. EASEMENTS AND BUILDING LINE AS SHOWN ON RECORDED MAP.

$1,492,480.00 of the consideration herein was derived from a mortgage closed simultaneously herewith.

TO HAVE AND TO HOLD unto the said GRANTEE, her/his heirs and assigns, forever.

Colonial Bank

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IN WITNESS WHEREOF, the said **ALAN C. HOWARD** as **MANAGING MEMBER** of **MMM PROPERTIES, LLC** , has hereunto subscribed his/her name on this the 5th day of January, 2007.

MMM PROPERTIES, LLC

ALAN C. HOWARD
MANAGING MEMBER

STATE OF ALABAMA)
COUNTY OF SHELBY)

ACKNOWLEDGEMENT

I, the undersigned, a Notary Public, in and for said County, in said State, hereby certify that **ALAN C. HOWARD**, whose name as **MANAGING MEMBER** of **MMM PROPERTIES, LLC, Limited Liability Company**, 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 Limited Liability Company.

Given under my hand this the 5th day of January, 2007.

Amanda Elizabeth Watson
Notary Public

My commission expires: NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Jan 30, 2010
BONDED THRU NOTARY PUBLIC UNDERWRITERS