

20080501000179660 1/5 \$25.00
Shelby Cnty Judge of Probate, AL
05/01/2008 04:14:40PM FILED/CERT

SEND TAX NOTICE TO:

Daniel Senior Living of Inverness II, LLC
3595 Grandview Parkway, Suite 400
Birmingham, Alabama 35243
Attn: John Gunderson

STATE OF ALABAMA
SHELBY COUNTY

QUITCLAIM DEED

THIS QUITCLAIM DEED, made the 1st day of MAY, in the year Two Thousand Eight, between **METROPOLITAN LIFE INSURANCE COMPANY**, a New York corporation, hereinafter called Grantor, and **DANIEL SENIOR LIVING OF INVERNESS II, LLC**, an Alabama limited liability company, hereinafter called Grantee (the words "Grantor" and "Grantee" to include their respective heirs, successors and assigns where the context requires or permits).

WITNESSETH that: Grantor, for and in consideration of the sum of one dollar (\$1.00) and other valuable consideration in hand paid at and before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, by these presents does hereby remise, convey and forever QUITCLAIM and RELEASE unto the said Grantee all that property described in Exhibit "A" attached hereto and by this reference made a part hereof (the "Property").

TO HAVE AND TO HOLD the said described premises to Grantee, so that neither Grantor nor any person or persons claiming under Grantor shall at any time, by any means or

ways, have, claim or demand any right or title to said premises or appurtenances or any rights thereof.

IN WITNESS WHEREOF, Grantor has signed and sealed this Quitclaim Deed the day and year first above written.

Signed, sealed and delivered
in the presence of:

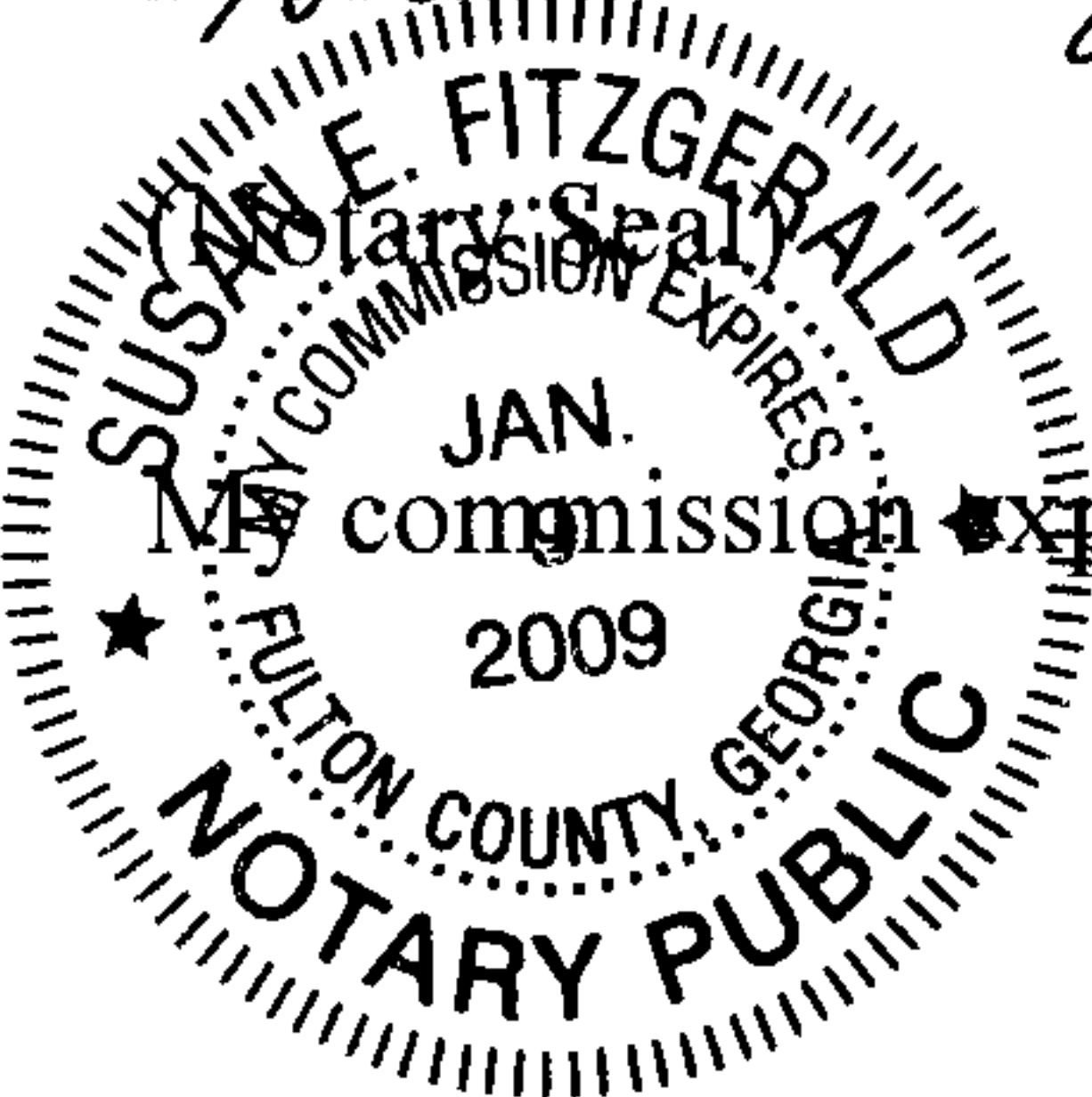
**METROPOLITAN LIFE INSURANCE
COMPANY**, a New York corporation

Steven A. Soder
Witness

By: *Thomas Ryan*
Name: THOMAS RYAN
Title: DIRECTOR

Notary Public

(CORPORATE SEAL)

Susan E. Fitzgerald
 My commission expires: January 9, 2009



THIS INSTRUMENT PREPARED BY:

David L. Gildernew
Metropolitan Life Insurance Company
2400 Lakeview Parkway, Suite 400
Alpharetta, Georgia 30004
(678) 319-2121

Exhibit "A"

INVERNESS TRACT 31B
LEGAL DESCRIPTION

A tract of land situated in the Southwest 1/4 of Section 36, Township 18 South, Range 2 West, Shelby County, Alabama, being more particularly described as follows:

Commence at a found 1 inch crimp iron, being the Northeast Corner of the SE 1/4 of the SW 1/4 of Section 36, Township 18 South, Range 2 West, Shelby County, Alabama and run in a Northerly direction along the East line of said SW 1/4 a distance of 149.83 feet to a found 5/8 inch rebar, being on the Southerly line of McKibbon Hotel Group of Birmingham, Alabama, L.P. as recorded in Instrument No. 20031202000779900 in the Office of the Judge of Probate, Shelby County, Alabama; thence 90°00'17" to the left in a Westerly direction along said Southerly line of McKibbon Hotel Group of Birmingham, Alabama, L.P. a distance of 368.04 feet to a found 5/8 inch rebar; thence 21°44'28" to the right in a Northwesterly direction along said Southerly line of McKibbon Hotel Group of Birmingham, Alabama, L.P. a distance of 175.52 feet to a found nail, being on the Easterly right-of-way line of Inverness Center Drive as shown on the maps of Inverness P.U.D. Additional Rights Of Way Phase II as recorded in Map Book 35, Pages 51-A through 51-F and Instrument No. 20050622000309770, Pages 1 through 6 in the Office of the Judge of Probate, Shelby County, Alabama; thence (leaving said Southerly line of McKibbon Hotel Group of Birmingham, Alabama, L.P. and said Easterly right-of-way line of Inverness Center Drive) 9°00'11" to the right in a Northwesterly direction a distance of 108.01 feet to a set 5/8 inch capped WSECO rebar (CA#003), being on the Westerly right-of-way line of said Inverness Center Drive and also lying on the Southerly line of ALTEC Industries, Inc. as recorded in Instrument No. 19811130000127160 in the Office of the Judge of Probate, Shelby County, Alabama, being the Point of Beginning, said rebar also being on a non radial curve to right having a radius of 395.77 feet and a central angle of 3°53'48"; thence 94°12'01" (angle measured to tangent) to the left in a Southwesterly direction along said Westerly right-of-way line of Inverness Center Drive and along the arc of said non radial curve a distance of 26.92 feet to a set 5/8 inch capped WSECO rebar (CA#003), being a P.O.C. (Point on Curve) of said non radial curve; thence 00°50'56" to the left (angle measured from tangent) in a Southwesterly direction along said Westerly right-of-way line of Inverness Center Drive a distance of 152.49 feet to a set 5/8 inch capped WSECO rebar (CA#003), being the P.C. (Point of Curve) of a curve to left having a radius of 486.00 feet and a central angle of 27°33'56"; thence along the arc of said curve in a Southerly direction along said Westerly right-of-way line of Inverness Center Drive a distance of 233.82 feet to a set 5/8 inch capped WSECO rebar (CA#003), being the P.T. (Point of Tangent) of said curve; thence tangent to said curve in a Southerly direction along said Westerly right-of-way line of Inverness Center Drive a distance of 25.56 feet to a set 5/8 inch capped WSECO rebar (CA#003), being the P.C. (Point of Curve) of a curve to right having a radius of 1117.50 feet and central angle of 13°03'23"; thence along the arc of said curve in a Southerly direction along said Westerly right-of-way line of Inverness Center Drive a distance of 254.65 feet to a set 5/8 inch capped WSECO rebar (CA#003) being the P.T. (Point of Tangent)

of said curve; thence tangent to said curve in a Southerly direction along said Westerly right-of-way line of Inverness Center Drive a distance of 77.61 feet to a set 5/8 inch capped WSECO rebar (CA#003), being the P.C. (Point of Curve) of a curve to left having a radius of 702.50 feet and a central angle of $29^{\circ}09'56''$; thence along the arc of said curve in a Southerly direction along said Westerly right-of-way line of Inverness Center Drive a distance of 357.60 feet to a set 5/8 inch capped WSECO rebar (CA#003) being the P.T. (Point of Tangent) of said curve; thence tangent to said curve in a Southeasterly direction along said Westerly right-of-way line of Inverness Center Drive a distance of 4.45 feet to a set 5/8 inch capped WSECO rebar (CA#003) being the P.C. (Point of Curve) of a curve to right having a radius of 86.00 feet and central angle of $84^{\circ}47'50''$; thence (leaving said Westerly right-of-way line of Inverness Center Drive) along the Northerly right-of-way line of Lake Heather Drive as shown on the maps of Inverness P.U.D. Additional Rights Of Way Phase II as recorded in Map Book 35, Pages 51-A through 51-F and Instrument No. 20050622000309770, Pages 1 through 6 in the Office of the Judge of Probate, Shelby County, Alabama, and also along the arc of said curve in a Southeasterly, Southerly and Southwesterly direction a distance of 127.28 feet to a set 5/8 inch capped WSECO rebar (CA#003), being the P.T. (Point of Tangent) of said curve; thence tangent to said curve in a Southwesterly direction along said Northerly right-of-way line of Lake Heather Drive a distance of 288.53 feet to a set 5/8 inch capped WSECO rebar (CA#003), being the P.C. (Point of Curve) of a non radial curve to left having a radius of 702.50 feet and a central angle of $20^{\circ}29'45''$; thence $00^{\circ}52'16''$ to the right along said Northerly right-of-way line of Lake Heather Drive and also along the arc of said non radial curve in a Southwesterly direction a distance of 251.30 feet to a set 5/8 inch capped WSECO rebar (CA#003), being the P.T. (Point of Tangent) of said non radial curve; thence tangent to said non radial curve in a Southwesterly direction along said Northerly right-of-way line of Lake Heather Drive a distance of 50.85 feet to a set cut cross in concrete, being on the Easterly line of Lake Heather Estates as recorded in Map Book 16, Pages 121A through 121C in the Office of the Judge of Probate, Shelby County, Alabama; thence (leaving said Northerly right-of-way line of Lake Heather Drive) $134^{\circ}56'50''$ to the right in a Northerly direction along said Easterly line of Lake Heather Estates a distance of 206.60 feet to a found 1/2 inch rebar; thence $28^{\circ}30'05''$ to the left in a Northwesterly direction along said Easterly line of Lake Heather Estates a distance of 590.65 feet to a point on the 496 contour adjacent to Lake Heather; thence $95^{\circ}10'36''$ to the right in an Easterly direction along the 496 contour adjacent to Lake Heather (for the next forty courses and distances) a distance of 15.52 feet to a point; thence $85^{\circ}44'37''$ to the left in a Northerly direction a distance of 103.68 feet to a point; thence $38^{\circ}15'06''$ to the right in a Northeasterly direction a distance of 38.67 feet to a point; thence $56^{\circ}28'53''$ to the right in an Easterly direction a distance of 27.85 feet to a point; thence $35^{\circ}57'49''$ to the right in a Southeasterly direction a distance of 62.93 feet to a point; thence $28^{\circ}32'35''$ to the right in a Southeasterly direction a distance of 71.73 feet to a point; thence $08^{\circ}10'45''$ to the left in a Southeasterly direction a distance of 56.93 feet to a point; thence $76^{\circ}20'13''$ to the left in a Northeasterly direction a distance of 31.94 feet to a point; thence $74^{\circ}35'11''$ to the left in a Northerly direction a distance of 59.98 feet to a point; thence $19^{\circ}32'34''$ to the right in a Northerly direction a distance of 82.69 feet to a point; thence $16^{\circ}03'08''$ to the right in a Northeasterly direction a distance of 42.28 feet to a point; thence $45^{\circ}19'13''$ to the right in a Northeasterly direction distance of 39.69 feet to a point; thence $28^{\circ}36'49''$ to the right in a Easterly direction a distance of 54.63 feet to a point; thence $67^{\circ}57'03''$ to the left in a

Northeasterly direction a distance of 24.96 feet to a point; thence 61°26'54" to the left in a Northwesterly direction a distance of 61.63 feet to a point; thence 08°48'09" to the right in a Northwesterly direction a distance of 39.33 feet to a point; thence 38°27'21" to the left in a Northwesterly direction a distance of 7.94 feet to a point; thence 47°09'15" to the left in a Westerly direction a distance of 94.27 feet to a point; thence 42°30'54" to the right in a Northwesterly direction a distance of 26.99 feet to a point; thence 18°35'40" to the right in a Northwesterly direction a distance of 46.15 feet to a point; thence 05°13'08" to the right in a Northwesterly direction a distance of 45.53 feet to a point; thence 37°05'25" to the left in a Westerly direction a distance of 29.58 feet to a point; thence 06°00'36" to the right in a Northwesterly direction a distance of 55.93 feet to a point; thence 25°04'44" to the right in a Northwesterly direction a distance of 54.25 feet to a point; thence 86°09'11" to the right in a Northeasterly direction a distance of 16.62 feet to a point; thence 24°32'17" to the right in a Northeasterly direction a distance of 83.01 feet to a point; thence 13°45'50" to the right in an Easterly direction a distance of 33.50 feet to a point; thence 39°32'44" to the right in a Southeasterly direction a distance of 51.07 feet to a point; thence 33°10'28" to the left in an Easterly direction a distance of 37.75 feet to a point; thence 39°59'45" to the left in a Northeasterly direction a distance of 126.46 feet to a point; thence 12°58'43" to the left in a Northeasterly direction a distance of 29.95 feet to point; thence 09°18'41" to the right in a Northeasterly direction a distance of 66.03 feet to a point; thence 35°48'48" to the right in a Northeasterly direction a distance of 71.90 feet to a point; thence 25°40'17" to the right in an Easterly direction a distance of 9.97 feet to point; thence 53°46'03" to the right in a Southeasterly direction a distance of 55.25 feet to a point; thence 81°37'35" to the left in an Easterly direction a distance of 40.78 feet to a point; thence 27°24'29" to the right in an Easterly direction a distance of 57.32 feet to a point; thence 16°34'33" to the left in an Easterly direction a distance of 119.69 feet to a point; thence 44°14'12" to the right in a Southeasterly direction a distance of 42.65 feet to point; thence 94°27'03" to the left in a Northeasterly direction a distance of 15.41 feet to a point; thence (leaving the 496 Contour) 47°38'34" to the right in an Easterly direction along said Southerly line of ALTEC Industries, Inc. a distance of 356.98 feet to the Point of Beginning.

Containing 19.616 acres or 854,488 square feet.

Shelby County, AL 05/01/2008
State of Alabama

Deed Tax: \$2.00