

\$ 5,000.00

Mail tax notice to:

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

STATE OF ALABAMA)
 :
COUNTY OF SHELBY)


20080501000179680 1/3 \$22.00
Shelby Cnty Judge of Probate, AL
05/01/2008 04:14:42PM FILED/CERT

STATUTORY WARRANTY DEED

THIS STATUTORY WARRANTY DEED (this "Deed") is made and entered into as of the 1st day of May, 2008 by **DANIEL SENIOR LIVING OF INVERNESS II, LLC**, an Alabama limited liability company ("Grantor"), in favor of **DANIEL SENIOR LIVING OF INVERNESS I, LLC**, an Alabama limited liability company ("Grantee").

KNOW ALL MEN BY THESE PRESENTS that, for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency which are hereby acknowledged, Grantor does by these presents GRANT, BARGAIN, SELL and CONVEY unto Grantee that certain real property (the "Property") situated in Shelby County, Alabama which is more particularly described in **Exhibit A** attached hereto and incorporated herein by reference.

The Property is conveyed subject to the following (collectively, the "Permitted Exceptions"):

1. Ad valorem taxes and assessments for the current tax year and for all subsequent tax years thereafter.

2. All easements, restrictions, rights-of-way, reservations and other matters of record, including, specifically, but without limitation, (a) the Restrictions attached as Exhibit B to the Statutory Warranty Deed dated as of the date hereof executed by Metropolitan Life Insurance Company in favor of Grantor which has been recorded contemporaneously herewith in the Office of the Judge of Probate of Shelby County, Alabama (the "Probate Office") and (b) that certain Agreement and Declaration of Restrictive Covenants dated as of the date hereof between Grantor and Lake Heather Homeowners' Association, Inc. which has been recorded contemporaneously herewith in the Probate Office.

3. Mining and mineral rights not owned by Grantor.

4. Applicable zoning ordinances.

TO HAVE AND TO HOLD unto Grantee, its successors and assigns, forever, subject to the Permitted Exceptions.

IN WITNESS WHEREOF, Grantor has caused this Deed to be executed as of the day and year first above written.

GRANTOR:

DANIEL SENIOR LIVING OF INVERNESS II, LLC, an Alabama limited liability company

By: Daniel Management Corporation, an Alabama corporation, Its Manager

By: [Signature]
Its: SR. VICE PRESIDENT

STATE OF ALABAMA)
:
COUNTY OF SHELBY)

I, the undersigned, a notary public in and for said county, in said state, hereby certify that, John D. Gunderson, whose name as Sr. Vice President of Daniel Management Corporation, an Alabama corporation, as Manager of DANIEL SENIOR LIVING OF INVERNESS II, LLC, an Alabama limited liability company, 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 instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation in its capacity as Manager of the aforesaid limited liability company.

Given under my hand and official seal this 1st day of May, 2008.

[Signature]
Notary Public

My commission expires: MY COMMISSION EXPIRES FEBRUARY 15, 2009

[NOTARIAL SEAL]

THIS INSTRUMENT PREPARED BY AND UPON RECORDING SHOULD BE RETURNED TO:

NO CERTIFICATION MADE TO TITLE

Stephen R. Monk, Esq.
Bradley Arant Rose & White LLP
One Federal Place
1819 Fifth Avenue North
Birmingham, Alabama 35203

EXHIBIT A

20080501000179680 3/3 \$22.00
Shelby Cnty Judge of Probate, AL
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Legal Description of Property

A tract of land situated in the South 1/2 of 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 Southerly direction along the East line of said 1/4 - 1/4 Section a distance of 237.22 feet to a point; thence 90°00'00" to the right in a Westerly direction a distance of 1260.66 feet to a set Walter Schoel Engineering Company, Inc. capped 5/8 inch iron (CA# 003), being the Point of Beginning of the parcel herein described, said point being a P.O.C. (Point on Curve) of a curve to the right having a radius 225.00 feet and a central angle of 7°24'19"; thence 84°13'39" to the left (angle measured to tangent) in a Southerly direction along the arc of said curve a distance of 29.08 feet to the P.T. (Point of Tangent), being a set Walter Schoel Engineering Company, Inc. capped 5/8 inch iron (CA# 003); thence tangent to said curve in a Southerly direction a distance of 107.11 feet to a set Walter Schoel Engineering Company, Inc. capped 5/8 inch iron (CA# 003), being the P.C. (Point of Curve) of a curve to the left having a radius of 1255.00 feet and a central angle of 0°04'50"; thence in a Southerly direction along the arc of said curve a distance of 1.76 feet to a P.O.C. (Point on Curve), being a set Walter Schoel Engineering Company, Inc. capped 5/8 inch iron (CA# 003); thence 90°04'50" to the right (angle measured from tangent) in a Westerly direction a distance of 125.06 feet to a set Walter Schoel Engineering Company, Inc. capped 5/8 inch iron (CA# 003); thence 90°00'00" to the right in a Northerly direction distance of 116.87 feet to a set Walter Schoel Engineering Company, Inc. capped 5/8 inch iron (CA# 003); thence 90°00'00" to the right in a Easterly direction a distance of 60.30 feet to a set Walter Schoel Engineering Company, Inc. capped 5/8 inch iron (CA# 003); thence 39°11'11" to the left in a Northeasterly direction a distance of 33.24 feet to a set Walter Schoel Engineering Company, Inc. capped 5/8 inch iron (CA# 003); thence 39°11'11" to the right in a Easterly direction a distance of 37.12 feet to the Point of Beginning.

Containing 15,687 square feet or 0.360 acres.

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

Deed Tax: \$5.00