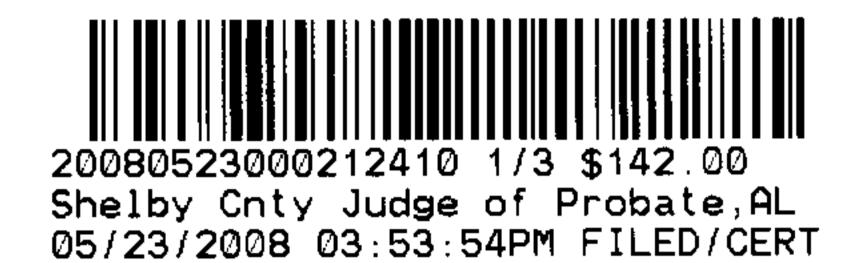
125 (300)

Send tax notice to: BMD, LLC P. O. Box 426 Alabaster, AL 35007

This Instrument Prepared By: Gregory D. Hyde, Esq. Feld, Hyde, Wertheimer, Bryant & Stone, P.C. 2000 SouthBridge Parkway, Suite 500 Birmingham, Alabama 35209



THIS INSTRUMENT HAS BEEN PREPARED IN ACCORDANCE WITH THE INFORMATION SUPPLIED BY THE PARTIES HERETO. NO TITLE EXAMINATION AND/OR OPINION WAS REQUESTED OF FELD, HYDE, WERTHEIMER, BRYANT & STONE, P.C. BY EITHER GRANTOR OR GRANTEE, AND NONE WAS CONDUCTED AND/OR RENDERED.

STATUTORY WARRANTY DEED

STATE OF ALABAMA)	KNOW ALL MEN BY THESE PRESENTS:
SHELBY COUNTY)	

WHEREAS, Donald N. Lathem ("Don") entered into the Donald N. Lathem 1997 Qualified Personal Residence Trust dated October 15, 1997 (the "Trust") with Rebecca Lathem Neuberger, Margaret M. L. Irby, formerly Margaret Lathem Harper, and Donald N. Lathem, Jr. as the Trustees (the "Trustees"); and

WHEREAS, Don transferred the hereinafter described real property (the "Property") to the Trust; and

WHEREAS, the Trust terminated on October 16, 2007; and

WHEREAS, pursuant to the terms of the Trust, the Property is to be distributed by the Trustees to Don's children, Rebecca Lathem Neuberger, Margaret M. L. Irby, and Donald N. Lathem, Jr. (the "Children") outright and free of trust; and

WHEREAS, the Children formed BMD, LLC, an Alabama limited liability company (the "LLC"), and are the members thereof, and the Children desire to transfer their interest in the Property to the LLC.

NOW THEREFORE, in consideration of the terms of the Trust and other good and valuable consideration, to the undersigned Grantors in hand paid by the Grantee herein, the receipt whereof is acknowledged, Rebecca Lathem Neuberger, Margaret M. L. Irby, formerly Margaret Lathem Harper, and Donald N. Lathem, Jr., in their capacity as Trustees of the Trust and in their individual capacities (hereinafter referred to as "Grantors") do grant, bargain, sell and convey to BMD, LLC, an Alabama limited liability company (hereinafter referred to as "Grantee"), the following described real estate situated in Shelby County, Alabama, to wit:

The North 80 feet of Lot No. 4 and 20 feet on the South side of Lot No. 3, all in Block No. 1, according to the survey and map of Cedar Grove Estate, as shown of record in the Probate Office of Shelby County, Alabama in Map Book 3, on page 53, said lands being located in the Northeast Quarter of the Northeast Quarter of Section 35, and in the Northwest Quarter of the Northwest Quarter of Section 36, all in Township 20, South, Range 3 West.

There is excepted, however from the above described lots a right of way 77 feet in width evenly off of the Western end of said lots, recently condemned for the right of way of U.S. Highway 31.

Also, except a permit to the Alabama Power Company for a transmission line across said lot.

SOURCE OF TITLE: #20080228000082170

This conveyance is made subject to the following:

- 1. The lien for ad valorem taxes due in the current year or any subsequent year but not yet payable.
- 2. All easements, liens, encumbrances, restrictions, rights-of-way, any reservations of mineral rights, and other matters of record in the Probate Office of Shelby County, Alabama, together with any deficiencies in quantity of land, easements, discrepancies as to boundary lines, overlaps, etc., which would be disclosed by a true and accurate survey of the property conveyed herein.

TO HAVE AND TO HOLD to said Grantee, its successors and assigns forever.

The above property does not constitute the homestead of any of the Grantors.

IN WITNESS WHEREOF, the Grantors have hereunto set their hands and seals on ______, 2008.

Rebecca Lathem Neuberger, individually and as Co-Trustee of the Donald N. Lathem 1997 Qualified Personal Residence Trust dated the 15th day of October, 1997

Margaret M. L. Irby, formerly Margaret Lathem Harper, individually and as Co-Trustee of the Donald N. Lathem 1997 Qualified Personal Residence Trust dated the 15th day of October,

Donald N. Lathem, Jr., individually and as Co-Trustee of the Donald N. Lathem 1997 Qualified Personal Residence Trust dated the 15th day of October, 1997

> 20080523000212410 2/3 \$142.00 Shelby Cnty Judge of Probate, AL 05/23/2008 03:53:54PM FILED/CERT

I, the undersigned authority, a Notary Public in and for the State of Alabama at Large, hereby certify that Rebecca Lathem Neuberger, in her individual capacity and in her capacity as Co-Trustee of the Donald N. Lathem 1997 Qualified Personal Residence Trust dated the 15th day of October, 1997, who is known to me, acknowledged before me on this day that being informed of the contents of the conveyance, she, individually, and in her said capacity and with full authority, executed the same voluntarily on the day the same bears date.

Given under my hand on	May 15	, 2008.
	Junoly	2ll
	Notary Public	1
	<u> </u>	D. 148
/NIOTADN/ OF ALN	Printed Name '	
(NOTARY SEAL)	My Commission Ex	xpires: 5/2/09
I the undersianed authority	a Notary Public in and	for the State of Alabama c

I, the undersigned authority, a Notary Public in and for the State of Alabama at Large, hereby certify that Margaret M. L. Irby, formerly Margaret Lathem Harper, in her individual capacity and in her capacity as Co-Trustee of the Donald N. Lathem 1997 Qualified Personal Residence Trust dated the 15th day of October, 1997, who is known to me, acknowledged before me on this day that being informed of the contents of the conveyance, she, individually, and in her said capacity and with full authority, executed the same voluntarily on the day the same bears date.

I, the undersigned authority, a Notary Public in and for the State of Alabama at Large, hereby certify that Donald N. Lathem, Jr., in his individual capacity and in his capacity as Co-Trustee of the Donald N. Lathem 1997 Qualified Personal Residence Trust dated the 15th day of October, 1997, who is known to me, acknowledged before me on this day that being informed of the contents of the conveyance, he, individually, and in his said capacity and with full authority, executed the same voluntarily on the day the same bears date.

