

THIS INSTRUMENT PREPARED BY:  
R. Timothy Estes, Esq.  
Estes, Sanders & Williams, LLC  
4501 Pine tree Circle  
Vestavia Hills, Alabama 35243

SEND TAX NOTICE TO:  
Brooke Michelle Moss  
347 Chesser Park Drive  
Chelsea, AL 35043

## STATUTORY WARRANTY DEED

STATE OF ALABAMA )

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF SHELBY )

That in consideration of **One Hundred Forty-Three Thousand One Hundred and 00/100 Dollars (\$143,100.00)** and other good and valuable consideration paid in hand by the GRANTEE herein to the undersigned GRANTOR, the receipt whereof is acknowledged,

**D.R. Horton, Inc. - Birmingham**

(herein referred to as GRANTOR, whether one or more) does, grant, bargain, sell and convey unto

**Brooke Michelle Moss**

(herein referred to as GRANTEE, whether one or more), the following described real estate situated in SHELBY County, Alabama, to-wit:

**Lot 52, according to the Survey of Cottages at Chesser, Phase I, as recorded in Map Book 33, page 45, in the Office of the Judge of Probate Shelby County, Alabama.**

**TOGETHER WITH** the nonexclusive easement to use the Common Areas as more particularly described in the Declaration of Covenants, Conditions and Restrictions for Cottages at Chesser as recorded in Inst. 20040511000248910, First Amendment to Declaration as recorded in Inst. 20091008000381600 in the Probate Office of Shelby County, Alabama, as may be amended from time to time (which together with all amendments thereto, is hereinafter referred to as the "Declaration").

Mineral and mining rights excepted. Subject to: current taxes not yet due and payable, easements, conditions, covenants and restrictions of record.

\$139,471.00 of the consideration was paid from a mortgage loan closed simultaneously herewith.

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

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 or adverse claim to the property described herein since the date of acquisition thereof by the Grantor.

By acceptance of this Deed, Grantee hereby covenants and agrees for himself/herself and his/her heirs and assigns that the Grantor shall not be liable for, and no action shall be asserted against Grantor for loss or damage on account of injuries to the property conveyed herein or to any buildings, improvements, or structures now or hereafter located upon the Property, or on account of past or future injuries to any owner, occupant or other person in or upon the property, which are caused by, or arise as a result of soil and/or subsurface conditions, known or unknown (including, without limitation, underground mines, sinkholes or other geological formations, deposits or conditions) under or on said property or any other property now or hereafter owned by Grantor, whether contiguous or non-contiguous to the Property sold hereunder. This covenant and agreement shall run with the land conveyed hereby as against Grantee, and all persons or entities holding under or through Grantee.

**IN WITNESS WHEREOF**, the said GRANTOR by its Assistant Secretary who is authorized to execute this conveyance, hereto set her signature and seal this the 4th day of April, 2012.

D. R. HORTON, INC. - BIRMINGHAM



20120501000149750 1/1 \$16.00  
Shelby Cnty Judge of Probate, AL  
05/01/2012 10:26:23 AM FILED/CERT

BY: Brenda L. Gibson

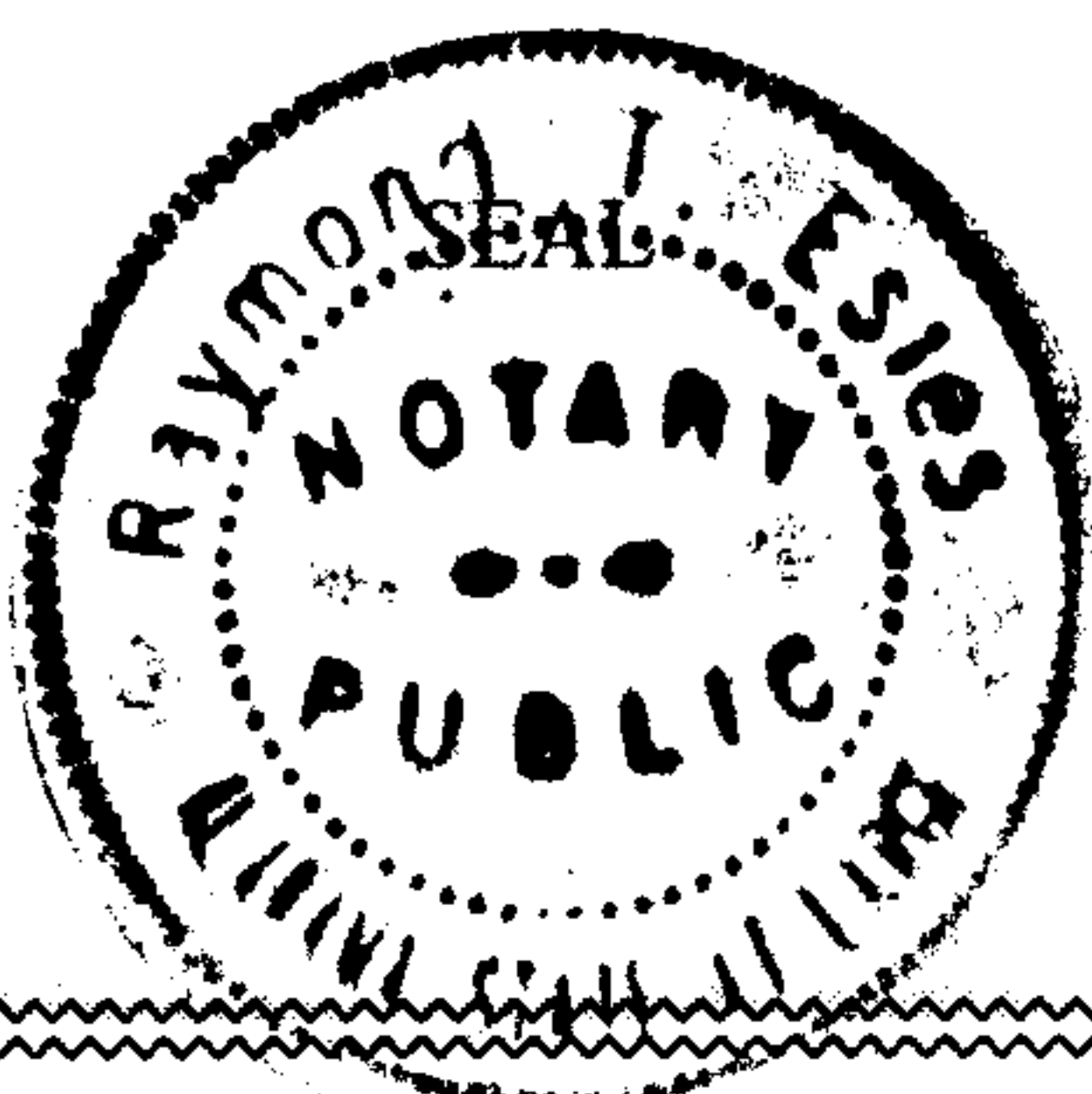
ITS: Assistant Secretary

Shelby County, AL 05/01/2012  
State of Alabama  
Deed Tax: \$4.00

STATE OF ALABAMA )  
COUNTY OF JEFFERSON )

I, R. Timothy Estes, the undersigned, a Notary Public in and for said County in said State, hereby certify that Brenda L. Gibson whose name as Assistant Secretary of D.R. HORTON, INC. - BIRMINGHAM a corporation, 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, as such officer and with full authority, executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, the 4th day of April, 2012.



Notary Public

My Commission Expires: 07/11/15