Grantor:

Clark Memorials of Alabama, Inc. 308 Sixth Avenue S.W. Birmingham, AL 35211

Grantee:

McDuffie Properties, L.L.P. 211 Summit Parkway, Suite 116 Birmingham, AL 3509 **Property Address:** 

717 First Street North Alabaster, AL 35007

Date of Sale: March 12, 2013

Total Purchase Price: \$195,000.00

Purchase Price Verification: See deed below

THIS INSTRUMENT WAS PREPARED BY: Richard W. Theibert, Attorney NAJJAR DENABURG, P.C. 2125 Morris Avenue Birmingham, Alabama 35203 20130318000109880 1/3 \$213.00 Shelby Cnty Judge of Probate, AL 03/18/2013 10:28:09 AM FILED/CERT

SEND TAX NOTICE TO:
McDuffie Properties, L.L.P.
211 Summit Parkway, Suite 116
Birmingham, AL 35209

### WARRANTY DEED

THE STATE OF ALABAMA)		
•	KNOW ALL MEN BY THESE PRESENT	ΓS:
COUNTY OF SHELBY )		

That in consideration of One Hundred Ninety-Five Thousand and No/100, (\$195,000.00), DOLLARS, in hand paid to the undersigned, Clark Memorials of Alabama, Inc., a corporation, (hereinafter referred to as "GRANTOR"), by McDuffie Properties, L.L.P., a limited liability partnership, (hereinafter referred to as "GRANTEE"), the receipt of which is hereby acknowledged, the said GRANTOR does by these presents, grant, bargain, sell and convey unto GRANTEE the following described real estate, located and situated in Shelby County, Alabama, to wit:

## SEE ATTACHED EXHIBIT "A" FOR LEGAL DESCRIPTION

# SUBJECT TO:

- 1. Ad valorem taxes for the year, 2013, not yet due and payable.
- Easements, or claims of easements, not shown by the public records.

- Such state of facts as shown on recorded subdivision plat, as applicable.
- Any prior reservation or conveyance, together with release of damages of minerals of every kind and character, 4. including, but not limited to, oil, gas, sand and gravel in, on and under subject property.
- Transmission line permits, as recorded in Deed Book 170, Page 252 and Book 179, Page 89, in the Probate 5. Office of Shelby County, Alabama.
- Easement to A&T recorded in Deed Book 168, Page 473 and 495, in the Probate Office of Shelby County, 6. Alabama.
- Less and except one foot strip running along the South edge of property as set out in Deed Book 333, Page 257, in the Probate Office of Shelby County, Alabama.
- Less and except any part of subject property lying within a road right of way. 8.

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

And said Clark Memorials of Alabama, Inc., a corporation, does for itself, its successors and assigns, covenant with the said GRANTEE, its successors and assigns, that it is lawfully seized in fee simple of said premises; that they are free from all encumbrances, unless otherwise noted above, that it has a good right to sell and convey the same as aforesaid; that it will and its successors and assigns shall, warrant and defend the same to the said GRANTEE, its successors and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, the said Clark Memorials of Alabama, Inc., by Pierre Tourney, its Senior Vice President, is authorized to execute this conveyance, has hereto set his signature and seal, this 12th day of March, 2013.

Clark Memorials of Alabama, Inc.

Senior Vice President

THE STATE OF ALABAMA)

COUNTY OF JEFFERSON

I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that Pierre Tourney whose names as Senior Vice President of Clark Memorials of Alabama, Inc., 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, he, as such office and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal this 12th day of March, 2013.

NOTARY PUBLIC

My commission expires: 5.21.16

(SEAL)

Shelby Cnty Judge of Probate, AL

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#### EXHIBIT "A"

## Legal Description

A parcel of land situated in the SE ¼ of the NE ¼ of Section 35, Township 20 South, Range 3 West, Huntsville Meridian, Shelby County, Alabama, being more particularly described as follows:

Commence at the NE corner of the SE 1/4 of the NE 1/4 of Section 35, Township 20 South, Range 3 West, Huntsville Meridian, Shelby County, Alabama; thence run in a Westerly direction along the North line of said ¼ - ¼ section for a distance of 299.98 feet (deed) to the SE right of way line (right of way width varies) of CSX Railroad; thence form a deflection angle to the left of 83°18' (deed) and leaving said North line run in a Southwesterly direction along said Southeast line for a distance of 937.16 feet (deed) to an intersection with the South line of a county road easement, said point of intersection also being the point of beginning; thence continue in a Southwesterly direction along said Southeasterly right of way line for a distance of 183.41 feet (deed 183.61 feet); thence turn a deflection angle to the left of 96°38'21" (deed 96°40') and leaving said Southeasterly right of way line, run in an Easterly direction for a distance of 109.03 feet (measured and deed) to the Westerly right of way line of U.S. Highway No. 31 (right of way width varies); thence turn a deflection angle to the left of 84°05'00" (measured and deed) and run in a Northerly direction along said right of way line for a distance of 53.72 feet (deed 53.71 feet); thence turn a deflection angle to the left of 90°34'34" (deed 90°30') and run in a Westerly direction along said right of way line for a distance of 21.71 feet (deed 21.72 feet); thence turn a deflection angle to the right of 90°35'01" (deed 90°33') and run in a Northerly direction along said right of way line for a distance of 118.64 feet (deed 118.74 feet) to the aforementioned South line of a county road easement; thence turn a deflection angle to the left of 90°00'00" (measured and deed) and leaving said Westerly right of way line, run in a Westerly direction along said South line for a distance of 84.44 feet (measured and deed) to the point of beginning.

Less and except a one foot strip of land running along the South edge of the property, as set out in Deed Book 333, page 257, in the Probate Office of Shelby County, Alabama.

Situated in Shelby County, Alabama.

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