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AGREEMNT 1/4

Prepared by and return to:

Kelly Thrasher Fox, Esq.
Hand Arendall Harrison Sale LLC
1801 Fifth Avenue North, Suite 400
Birmingham, AL 35203
205-502-0122
memorandum of agreement - heritage trace (lpa)(7414908.1).docx

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STATE OF ALABAMA
COUNTY OF SHELBY

Memorandum of Agreement

This Memorandum of Agreement (this "Memorandum") is made and entered into by and between **D.R. Horton, Inc. – Birmingham**, an Alabama corporation ("Buyer"), and **Carrington Lakes III, LLC**, a Florida limited liability company ("Seller").

Buyer and Seller have entered into that certain Lot Purchase Agreement dated as of July 6, 2021 (the "Agreement"), and relating to that certain real property located in Shelby County, Alabama and more particularly described on Exhibit "A" attached hereto (the "Property").

Buyer and Seller are executing and recording this Memorandum in the public records of Shelby County, Alabama (the "Public Records") to provide public notice of their respective obligations under the Agreement. The Property is owned by Seller and is subject to all terms of the Agreement, including, without limitation, Seller's obligation to sell and convey the Property to Buyer.

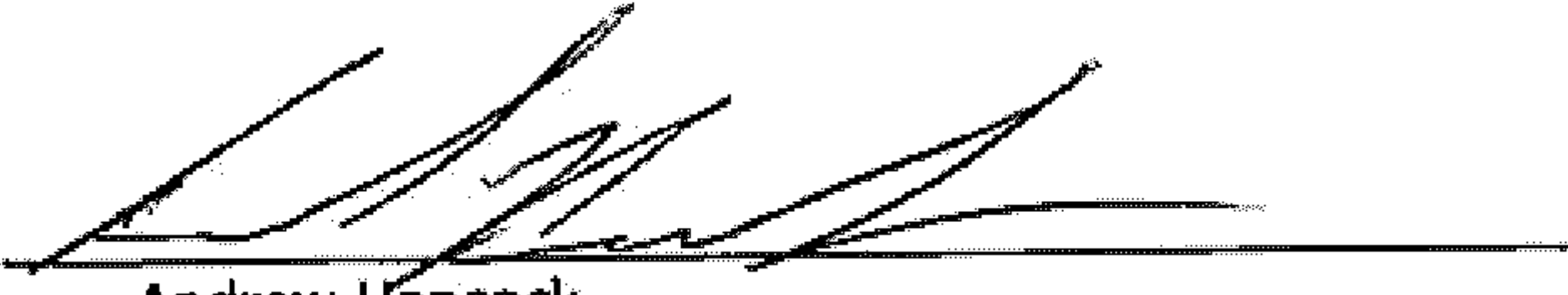
Upon conveyance of Seller's interest in the Property by Seller to Buyer pursuant to a written deed recorded in the Public Records, this Memorandum shall automatically be deemed to have terminated. Except as is provided in the foregoing sentence to the contrary, this Memorandum may be terminated only by a written notice of termination executed by Buyer and Seller and recorded in the Public Records.

{Remainder of Page Intentionally Left Blank—Signatures Commence on Following Page}

In Witness Whereof, Buyer and Seller have caused this Memorandum to be executed by and through their respective duly authorized representatives.

BUYER:

D.R. Horton, Inc. – Birmingham, an Alabama corporation

By: 
Andrew Hancock
As Its Division President

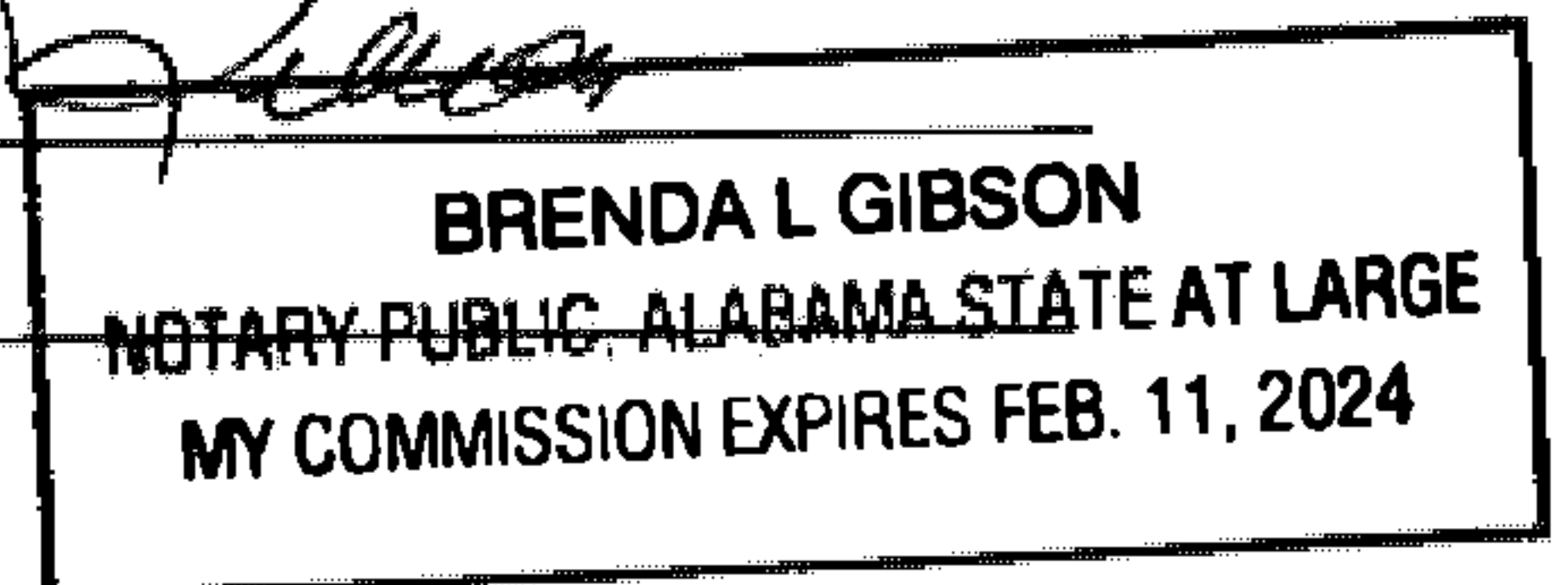
STATE OF ALABAMA
COUNTY OF SHELBY

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Andrew Hancock, whose name as Division President of D.R. Horton, Inc. – Birmingham, an Alabama corporation, 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 such instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal this 19th day of ^{August} ~~July~~, 2021.

{SEAL}


NOTARY PUBLIC
My Commission Expires: _____



{Remainder of Page Intentionally Left Blank—Signatures Continue on Following Page}

SELLER:

Carrington Lakes III, LLC, a Florida limited liability company

By: [Signature]
Name: James Rudnick
As Its: Managing Member

Florida
STATE OF ~~ALABAMA~~
COUNTY OF LEON

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that JAMES RUDNICK, whose name as MANAGING MEMBER of Carrington Lakes III, LLC, a Florida 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 such instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said limited liability company.

Given under my hand and official seal this 21 day of July, 2021

{SEAL}

[Signature]
NOTARY PUBLIC
My Commission Expires: 10-16-2025

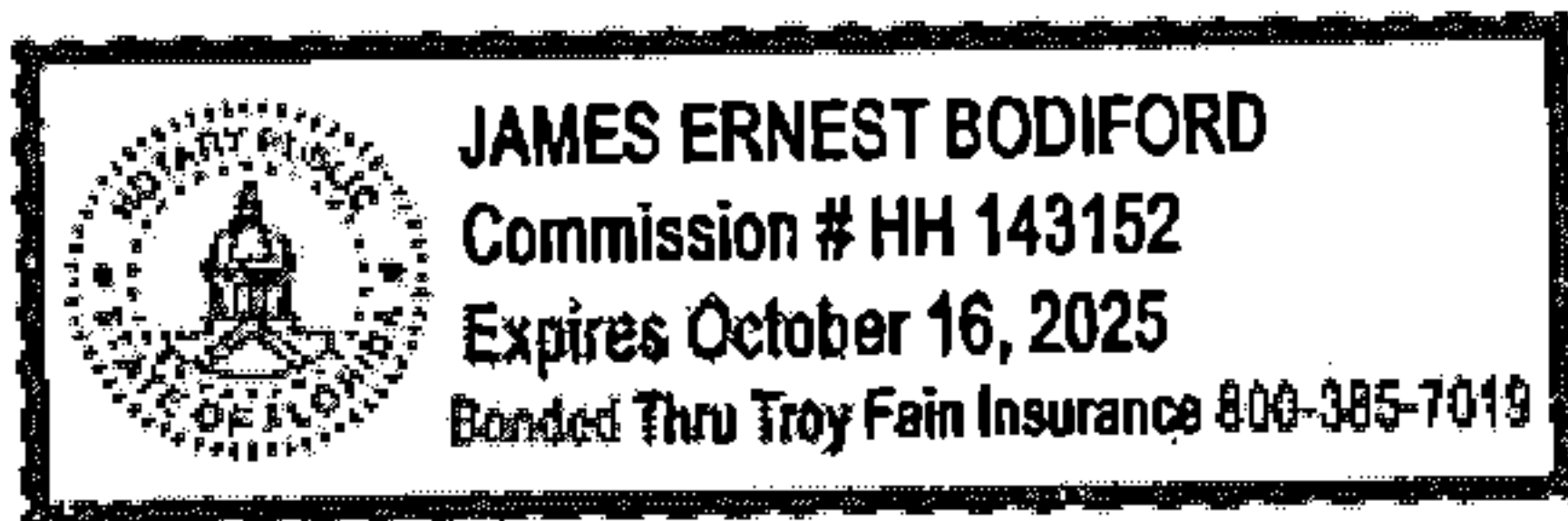


Exhibit A

Legal Description of Land

Lots 121, 122, 123, 124, 127, 130, 171, 172 and 173, Heritage Trace, Phase 3, according to the plat thereof recorded in Map Book 39, Page 17, in the records of the Office of the Judge of Probate of Shelby County, Alabama.



Filed and Recorded
Official Public Records
Judge of Probate, Shelby County Alabama, County
Clerk
Shelby County, AL
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Allen S. Bayl