

This Instrument Prepared By:

David B. Galle, Esq.  
Fox Rothschild LLP  
33 South 6<sup>th</sup> Street, Suite 3600  
Minneapolis, MN 55402

After Recording Return To:

Clayton Properties Group, Inc.  
5000 Clayton Road  
Maryville, TN 37804  
Attn: Bob Blackburn

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Space Above This Line Reserved for Recorder's Use

**MEMORANDUM OF OPTION AGREEMENT**

BY THIS MEMORANDUM OF OPTION AGREEMENT ("**Memorandum**"), entered into as of September 27, 2024, DOMAIN TIMBERLAKE MULTISTATE 2, LLC, a Delaware limited liability company ("**Owner**"), GRANTOR for indexing purposes, and CLAYTON PROPERTIES GROUP, INC., a Tennessee corporation ("**Builder**"), GRANTEE for indexing purposes, declare and agree as follows:

A. Owner owns those certain single-family lots (the "**Lots**") and certain other real property located in the City of Pelham, County of Shelby, State of Alabama, and described on the attached Exhibit "A" (collectively, the "**Property**").

B. Owner granted to Builder, and does hereby grant to Builder, pursuant to that certain Option Agreement between Builder and Owner of even date herewith ("**Option Agreement**"), the option to purchase the Lots in accordance with the terms of the Option Agreement (the "**Option**").

C. The term of the Option commences upon the date this Memorandum is recorded in the Official Records of Shelby County, Alabama, and shall expire or lapse not later than September 30, 2025.

D. All of the other terms, conditions and agreement contained within the Option Agreement are fully incorporated herein by reference as if fully set forth herein. This Memorandum is not intended to change any of the terms of the Option Agreement.

E. This Memorandum shall automatically terminate and be of no further force or effect with respect to (i) any dwelling unit constructed on the Property for which a certificate of occupancy has been obtained, concurrently with the conveyance of such dwelling unit to a purchaser of such dwelling unit; (ii) any portion of the Property (or interest therein) that is conveyed to Builder; and (iii) any portion of the Property (or interest therein) that is conveyed to a city, county, any other governmental authority, a utility company, or any homeowner's


association. Notwithstanding such automatic release, Owner agrees to provide any applicable release within five (5) days of request therefor by Builder.

[Signatures are on the following page]

IN WITNESS WHEREOF, the parties have executed this Memorandum of Option Agreement on the dates set forth below, to be effective as of the date first set forth above.

**BUILDER:**

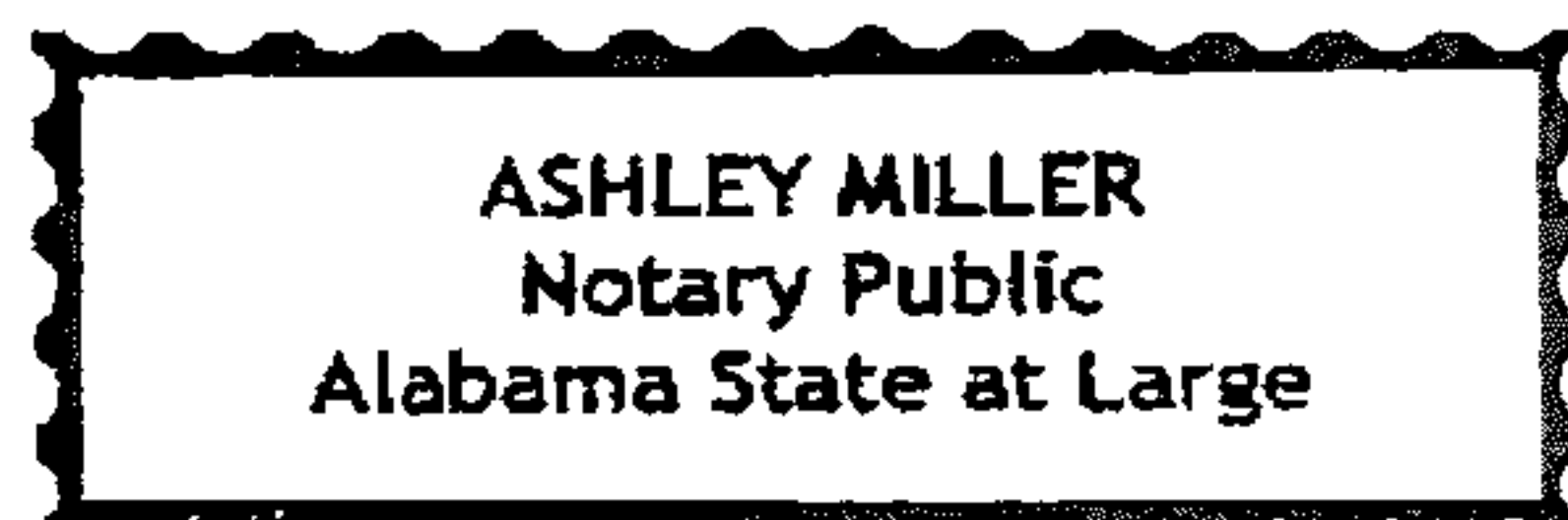
**CLAYTON PROPERTIES GROUP, INC.,**  
a Tennessee corporation

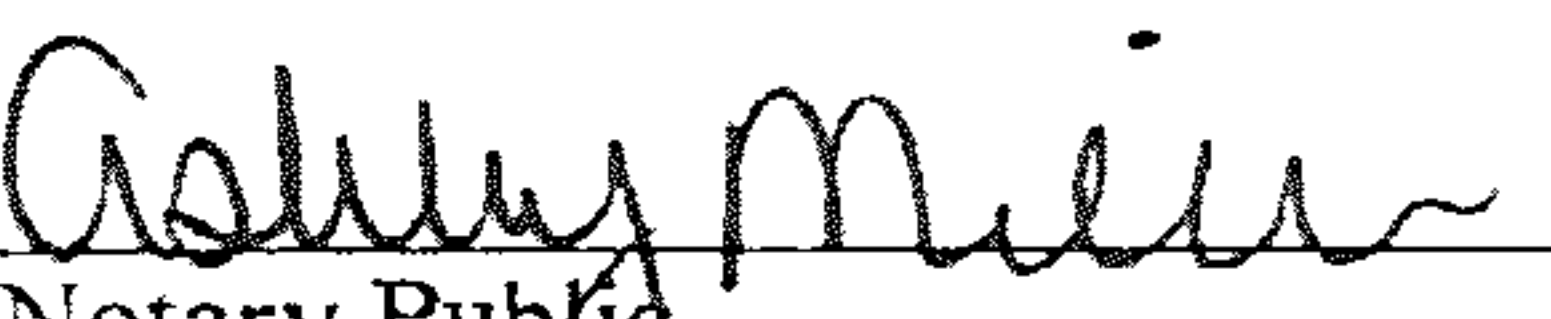
By:   
Name: Brooks Harris  
Its: Vice President

State of Alabama )  
 ) SS:  
County of Shelby )

I, Ashley Miller, a Notary Public in and for said County, in said State, hereby certify that Brooks Harris, the Vice President of Clayton Properties Group, Inc., a Tennessee 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 said instrument, he, as such officer and with full authority, executed the same voluntary for and as the act of the said corporation

Given under my hand and official seal this 25 day of September, 2024.



  
Notary Public

[AFFIX SEAL]

My commission expires: Feb. 14, 2026

*[Owner's signature and acknowledgment is on the following page]*

**OWNER:**

**DOMAIN TIMBERLAKE MULTISTATE 2, LLC,**  
a Delaware limited liability company

By: DRP Holdco 3, LLC  
Its: Sole Member

By: DRP Intermediate Holdco, LLC  
Its: Sole Member

By: Domain Real Estate Partners, LLC  
Its: Sole Member

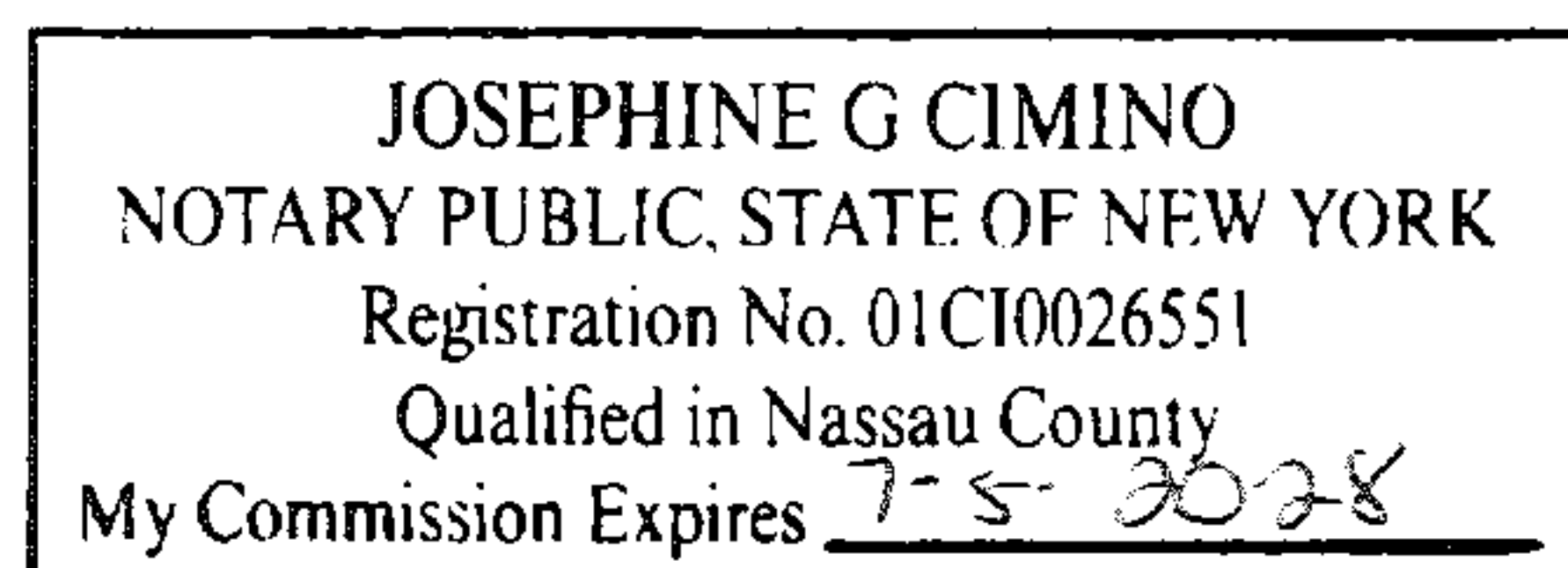
By: DW General Partner, LLC  
Its: Manager

By: Houdin Honarvar  
Name: Houdin Honarvar  
Its: Authorized Signatory

State of New York                    )  
  ) SS:  
County of New York                )

I, Josephine G. Cimino, a Notary Public in and for said County, in said State, hereby certify that Houdin Honarvar, the Authorized Signatory of DW General Partner, LLC, the Manager of Domain Real Estate Partners, LLC, the Sole Member of DRP Intermediate Holdco, LLC, the Sole Member of DRP Holdco 3, LLC, the Sole Member of Domain Timberlake Multistate 2, LLC, a Delaware 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 Authorized Signatory and with full authority, executed the same voluntary for and as the act of the said limited liability company

Given under my hand and official seal this 26<sup>th</sup> day of September, 2024.



Josephine G. Cimino  
Notary Public

[AFFIX SEAL]

My commission expires: 7-5-2028

**Exhibit "A"**

**Legal Description**

The Land referred to herein below is situated in the County of Shelby, State of Alabama and is described as follows:

Lot 321A, according to the Resurvey of Lot 321 Simms Landing Phase 3, as recorded in Map Book 60, page 29, in the Probate Office of Shelby County, Alabama.

Lots 301-313, 316-320, 322-326, 328-334, 336-338, 343, according to the Survey of Simms Landing Phase 3, as recorded in Map Book 60, page 2, in the Probate Office of Shelby County, Alabama.



Filed and Recorded  
Official Public Records  
Judge of Probate, Shelby County Alabama, County  
Clerk  
Shelby County, AL  
10/01/2024 08:49:27 AM  
\$34.00 JOANN  
20241001000305530

*Allen S. Bayl*

(Signature Page to Memorandum of Option Agreement – Harris Doyle – Simms Landing)