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PMS 7850

SPECIAL WARRANTY DEED WITH VENDOR'S LIEN IN FAVOR OF THIRD PARTY

NOTICE OF CONFIDENTIALITY: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

THE STATE OF TEXAS §
§ KNOW ALL MEN BY THESE PRESENTS:
COUNTY OF WILLIAMSON §

THAT **MERITAGE HOMES OF TEXAS LLC, AN ARIZONA LIMITED LIABILITY COMPANY** (hereinafter called "GRANTORS" whether one or more), for and in consideration of the sum of TEN DOLLARS ($10.00) and other good and valuable considerations cash in hand paid by **KHOI HUYNH, AN UNMARRIED MAN** whose address is **1008 SUNDROPS STREET, LEANDER, TX 78641** (hereinafter called "GRANTEES" whether one or more), the receipt and sufficiency of which are hereby acknowledged and confessed, and the further consideration of the note in the principal sum of **TWO HUNDRED TWENTY-ONE THOUSAND TWO HUNDRED EIGHTY ($221,280.00)** payable to the order of **LOANDEPOT.COM, LLC** (hereinafter referred to as "BENEFICIARY") at the special instance and request of the Grantees herein, the receipt of which is hereby acknowledged and confessed, and as evidence of such advancement, the said Grantees herein have executed their note of even date herewith for said amount payable to the order of said Beneficiary, bearing interest at the rate therein provided, principal and interest being due and payable in monthly installments as therein set out, and providing for attorney's fees and acceleration of maturity at the rate and in the events therein set forth, which note is secured by the Vendor's Lien herein reserved and is additionally secured by a Deed of Trust of even date herewith, executed by the Grantees herein to ALLAN B. POLUNSKY Trustee, reference to which is hereby made for all purposes; and in consideration of the payment of the sum above mentioned by the Beneficiary above mentioned, Grantors hereby transfer, set over, assign and convey unto said Beneficiary and assigns, the Vendor's Lien and Superior Title herein retained and reserved against the property and premises herein conveyed, in the same manner and to the same extent as if said note had been executed in Grantor's favor and by said Grantors assigned to the Beneficiary without recourse; have GRANTED, SOLD and CONVEYED, and by these presents do GRANT, SELL and CONVEY unto the said Grantees herein, the following described property, together with all improvements thereon, to-wit:

LOT 13, BLOCK G, OAK CREEK PHASE 4, SECTION 1, A SUBDIVISION IN WILLIAMSON COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT THEREOF RECORDED IN DOCUMENT NUMBER 2016110954, OFFICIAL PUBLIC RECORDS, WILLIAMSON COUNTY, TEXAS.

NOTWITHSTANDING ANYTHING HEREIN TO THE CONTRARY, FROM THE ABOVE DESCRIBED REAL PROPERTY BEING HEREBY CONVEYED (HEREIN THE "PROPERTY"), GRANTOR(S) HEREBY SEVER AND RESERVE UNTO GRANTOR(S), HIS/HER/THEIR SUCCESSORS, HEIRS AND ASSIGNS, ALL OIL, GAS AND OTHER MINERALS THAT ARE IN, UNDER, OR THAT MAY BE PRODUCED FROM THE PROPERTY, TO THE EXTENT THAT SUCH MINERALS ARE PRESENTLY VESTED IN GRANTOR(S), OR TO THE EXTENT THAT GRANTOR(S) HAS/HAVE A PRESENT REMAINDER, CONTINGENT OR FUTURE INTEREST IN SUCH MINERALS. THE MINERAL INTEREST SO RETAINED BY GRANTOR(S) IS HEREINAFTER CALLED THE "MINERAL INTEREST". BY THIS RESERVATION OF THE MINERAL INTEREST, GRANTOR(S) IS/ARE NOT MAKING CLAIM TO HERETOFORE SEVERED MINERALS FROM THE PROPERTY, CURRENTLY VESTED IN OTHER PARTIES.

TO HAVE AND TO HOLD the above described premises, together with, all and singular, the rights and appurtenances thereto in any wise belonging, unto the said Grantees, their heirs and assigns forever. And Grantors do hereby bind themselves, their heirs, executors and administrators, to warrant and forever defend all and singular, the said premises unto the said Grantees, their heirs and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof when the claim is by, through, or under Grantors but not otherwise. Taxes for the current year have been prorated and are assumed by Grantee. This conveyance is made and accepted subject to any and all validly existing restrictions, mineral reservations and interests, conditions, covenants, easements, and rights of way, if any, applicable to and enforceable against the above described property as now reflected by the records of the County Clerk in said County and State and to any applicable zoning laws or ordinances.

But it is expressly agreed and stipulated that the Vendor's Lien and the Superior Title are retained and reserved in favor of the payee in said note against the above described property, premises and improvements, until said note, and all interest thereon is fully paid according to the face and tenor, effect and reading thereof, when this deed shall become absolute.

When this deed is executed by one person, or when the Grantee is one person, the instrument shall read as though pertinent verbs and pronouns were changed to correspond, and when executed by or to a corporation the words "heirs, executors and administrators" or "heirs and assigns" shall be construed to mean "Successors and assigns".

Executed to be effective as of the **28th** day of **December, 2018**.

MERITAGE HOMES OF TEXAS LLC, AN ARIZONA LIMITED LIABILITY COMPANY

By: _____

Its: Jeff Anderson
Vice President of Finance

THE STATE OF TEXAS

COUNTY OF TRAVIS

Jeff Anderson
Vice President of Finance

This instrument was acknowledged before me on 12/31/2018, by _____ of MERITAGE HOMES OF TEXAS LLC, AN ARIZONA LIMITED LIABILITY COMPANY on behalf of said company.

EDYTA B. SAWIN
Notary ID #126855768
NOTARY PUBLIC
STATE OF TEXAS
My Comm. Exp. Apr 1, 2021

_____
Notary Public, State of TEXAS

RETURN TO:
KHOI HUYNH
1008 SUNDROPS STREET
LEANDER, TX 78641

ELECTRONICALLY RECORDED
OFFICIAL PUBLIC RECORDS

2019000843

Pages: 3 Fee: $25.00
01/04/2019 08:55 AM

Nancy E. Rister, County Clerk
Williamson County, Texas