

94-27355

94-27361

94-27358

ALA
Shelby County
Maylene
Alabaster

THIS INSTRUMENT PREPARED BY:

SEND TAX NOTICE TO:

Nathaniel C. Hunter, Esq.
Buchanan Ingersoll Professional
Corporation
600 Grant Street, 58th Floor
Pittsburgh, PA 15219

Martin Marietta Materials, Inc.
2710 Wycliff Road
Raleigh, North Carolina 27607

Value 1,803,700.00

STATE OF ALABAMA)
SHELBY COUNTY)

STATUTORY WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS: That in consideration of TEN and NO/100 DOLLARS (\$10.00) to DRAVO BASIC MATERIALS COMPANY, INC., an Alabama corporation (hereinafter referred to as "Grantor"), in hand paid by MARTIN MARIETTA MATERIALS, INC., a North Carolina corporation (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 the said Grantee, the real estate situated in Shelby County, Alabama, more particularly described as follows:

ALL THAT CERTAIN LOTS OR PARCELS OF LAND MORE PARTICULARLY DESCRIBED ON EXHIBIT A ATTACHED HERETO.

SUBJECT TO:

1. Ad valorem taxes for the year 1995 not due and payable until October 1, 1995, and not delinquent until December 31, 1995, and taxes for all subsequent years.
2. The Permitted Liens, as set forth on Schedule 4.7(e) attached to that certain Asset Purchase Agreement, dated as of the date hereof, by and among inter alia, Grantor and Grantee, that are applicable to the property conveyed hereby, without intending to reimpose same.
3. Applicable zoning regulations and ordinances.

TO HAVE AND TO HOLD unto the said Grantee, its successors and assigns forever.

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SHELBY COUNTY JUDGE OF PROBATE
004 MCD 1820.00

Inst # 1995-00934

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And, the Grantor does hereby covenant with the Grantee, except as noted above, that, at the time of delivery of this deed, the premises were free from all encumbrances made by Grantor, and that Grantor, its successors and assigns, will warrant and defend the same unto Grantee, its successors and assigns, against the lawful claims and demands of all persons claiming by, through, or under the Grantor, but against none other.

IN WITNESS WHEREOF, the said Grantor, by and through its duly authorized officer, has hereto set its signature and seal, this 3 day of January, 1995.

DRAVO BASIC MATERIALS COMPANY,
INC.

By: [Signature]
Its: Vice President

[Corporate Seal]

STATE OF GEORGIA
FULTON COUNTY

GENERAL ACKNOWLEDGEMENT

I, the undersigned Notary Public in and for said County in said State, hereby certify that James J. Puhala, whose name as Vice President of DRAVO BASIC MATERIALS COMPANY, INC., an Alabama 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 officer and with full authority, executed the same voluntarily for and as the act of said corporation on the day the same bears date.

Given under my hand and official seal this the 3rd day of January, 1995.

[Signature]
Notary Public
My Commission expires: _____



EXHIBIT A

PARCEL I

All of the South 117 yards of the North 1/2 of Southwest 1/4 of Section 28, Township 21 South, Range 3 West, that lies East of the right of way line of the Birmingham, Brierfield and Blocton Branch of the Southern Railway, EXCEPT lot 80 feet by 548 feet in Northwest corner as shown by deed recorded in Deed Book 203, Page 462.

PARCEL II

Commence at the point where the South boundary line of the Northeast Quarter of the Southwest Quarter of Section 28, Township 21, Range 3 West, crosses the eastern right of way line of the Birmingham, Brierfield and Blockton Branch of the Southern Railway and run thence Northerly along said right of way line 278 feet to the point of beginning of the land herein conveyed. From said point of beginning run thence Northerly along said right of way line 80 feet; run thence east and parallel with said south boundary line 548 feet; run thence southerly and parallel with said right of way line 80 feet; run thence west and parallel with said south boundary line 548 feet to the said point of beginning.
Situating in Shelby County, Alabama.

PARCEL III

All that portion of the South 1/2 of the Northwest 1/4 of Section 28, Township 21 South, Range 3 West, lying in Shelby County, Alabama; which is more particularly described as follows:

Commence at the Southeast corner of the Southeast 1/4 of the Northwest 1/4 of Section 28, Township 21 South, Range 3 West and run Northerly along said 1/4-1/4 section line a distance of 1318.96 feet, more or less, to the Northeast corner of said Southeast 1/4 of the Northwest 1/4 and thence turn an angle to the left and run Westerly along the North line of said Southeast 1/4 a distance of 822.48 feet, more or less, to the center line of the Southern Railroad right of way and thence turn left and run in a Southerly direction along the center line of said Southern Railroad right of way to a point in the South line of the South 1/2 of the Northwest 1/4 of Section 28, and thence turn to the left and run along the South line of said South 1/2 of the Northwest 1/4 of said Section 28, in an Easterly direction 1094.44 feet, more or less, to the Southeast corner of the Southeast 1/4 of the Northwest 1/4, which is the point of beginning.

EXHIBIT A

PARCEL I

The Southwest 1/4 of Southwest 1/4 of Section 14, Township 21 South, Range 3 West, more particularly described as follows:

Commence at the Southwest corner of said Section 14 and run North 1 degree 46 minutes West along the west line of said Section 14, a distance of 25.8 feet to the north right of way line of Shelby County Highway #12; thence run east along said right of way line a distance of 426.3 feet to the point of beginning; thence continue last course a distance of 180.0 feet; thence run North 0 degrees 38 minutes West a distance of 565.8 feet to an iron pin; thence run west a distance of 180.0 feet; thence run South 1 degree 46 minutes East a distance of 565.8 feet to point of beginning. Situated in Shelby County, Alabama.

PARCEL II

The Southwest 1/4 of the Southwest 1/4 of Section 14, Township 21 South, Range 3 West, more particularly described as follows:

Commence at the Southwest corner of said Section 14 and run North 1 degree 46 minutes West along the west line of Section 14 a distance of 25.8 feet to the north right of way line of Shelby County Highway #12, to the point of beginning; thence continue last course a distance of 565.8 feet to an iron pin; thence run East a distance of 437.5 feet; thence run South 1 degree 46 minutes East a distance of 565.8 feet to a point on the north right of way line of Shelby County Highway #12; thence run West along the said right of way line a distance of 426.3 feet to the point of beginning. Situated in Shelby County, Alabama.

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