

QUITCLAIM DEED

STATE OF ALABAMA

COUNTY OF SHELBY

KNOW ALL MEN BY THESE PRESENTS, That for and in consideration of the sum of

Four Thousand Eight Hundred Sixty Five and 00/100 Dollars

in hand paid to the undersigned by Southmark Properties, L.L.C. and Interstate Restaurant Investors, L.L.P.

at the direction of the Grantee, the receipt whereof is hereby acknowledged, the

undersigned **Shelby County, Alabama**, a political subdivision of the State of Alabama

hereby remises, releases, quit claims, grants, sells, and conveys to Home Depot U.S.A.,

Inc. a Delaware Corporation (herein called Grantee), all right, title, interest and

claim in or to the following described real estate, situated in Shelby County, AL, to wit:

See Attached Exhibit A (2 Pages)

TO HAVE AND TO HOLD to said GRANTEE forever.

Given under my hand and seal, this 10 day of JANUARY, ~~2002~~ 2003.

Witnesses:

SHELBY COUNTY
By Frank Ellis, Jr., County Attorney (SEAL)
Attorney pursuant to County Commission
Resolution adopted on Dec. 23, 2002 (SEAL)

_____(SEAL)

STATE OF ALABAMA

COUNTY OF SHELBY

I the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that Frank Ellis, Jr., whose name as County Attorney for Shelby County, Alabama,

~~whose name~~ 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, ~~executed the same voluntarily on the same date~~ he, as such County Attorney, and with full authority, executed the same voluntarily for and as the act of Shelby

Given under my hand and official seal this 10th day of January, ~~2002~~ 2003. County, Alabama.

Notary Public

Paula Mead

This instrument was prepared by : _____ my Commission Expires: 01-19-04.

Wallace, Ellis

PARCEL "B"

STATE OF ALABAMA
SHELBY COUNTY

Commence at the Northwest Corner of Section 24, Township 20 South, Range 3 West, Shelby County, Alabama; thence S87°46'0"E a distance of 1669.02'; thence S18°40'0"W a distance of 190.46'; thence S11°40'0"W a distance of 369.40'; thence N 81°15'0"E a distance of 37.50'; thence S 14°37'0"W a distance of 75.00'; thence N81°15'0"E a distance of 326.28' to a point lying on the Westerly Right-of-Way Line of Shelby County Highway #33 (80' Right-of-Way); thence S12°43'0"W, along said Right-of-Way Line a distance of 41.58'; thence S14°35'24"W, along said Right-of-Way Line a distance of 136.71'; thence S14°26'26"W, along said Right-of-Way Line a distance of 134.61'; thence S16°53'24"W, along said Right-of-Way Line a distance of 11.59'; thence S16°43'24"W, along said Right-of-Way Line a distance of 732.86' to the beginning of a curve to the right having a radius of 791.34', a central angle of 3°14'03", being subtended by a chord which bears S18°35'2"W, a chord distance of 44.66'; thence along the arc of said curve and along said Right-of-Way Line a distance of 44.67'; thence continue along arc of said curve through a central angle 7°49'05", a chord bearing S24°6'35"W, a chord distance of 107.89', along said Right-of-Way Line a distance of 107.98' to the intersection of said Right-of-Way Line and the northerly Right-of-Way Line of Shelby County Highway #52 (Right-of-Way Varies); thence, leaving said Right-of-Way Line of Shelby County Highway #33 and along said Right-of-Way Line of Shelby County Highway #52, N73°8'32"W, along said Right-of-Way Line a distance of 66.81'; thence N14°32'22"E, along said Right-of-Way Line a distance of 59.90'; thence N73°20'32"W, along said Right-of-Way Line a distance of 49.43' to the beginning of a curve to the right having a radius of 663.94', a central angle of 14°15'11", and subtended by a chord which bears N65°26'24"W, a chord distance of 164.74'; thence along said Right-of-Way Line a distance of 165.16' to the POINT OF BEGINNING; thence continue along the arc of said curve through a central angle of 8°17'39", having a chord bearing of N54°9'59"W, a chord distance of 96.03'; thence along the arc of said curve and along said Right-of-Way Line a distance of 96.11'; thence S39°58'50"W, along said Right-of-Way Line a distance of 11.30' to the beginning of a non tangent curve to the left having a radius of 800.00', a central angle of 6°59'14", and being subtended by a chord which bears S60°48'16"E, a chord distance of 97.50'; thence along the arc of said curve a distance of 97.56' to the POINT OF BEGINNING. Containing 526 sq. ft., more or less.

EXHIBIT "A" Page 2 of 2

