


This instrument prepared by:
Rob Rimer
The Westervelt Company
P. O. Box 48999
Tuscaloosa, AL 35404-8999
Source of Title: Instrument Number 20030429000262940
In the Office of the Judge of Probate of Shelby Co., AL

Grantee's Address:
CSX Transportation, Inc.
500 Water Street
Jacksonville, FL 32202


20070716000333040 1/19 \$80.00
Shelby Cnty Judge of Probate, AL
07/16/2007 03:06:09PM FILED/CERT

STATUTORY WARRANTY DEED

STATE OF ALABAMA)
SHELBY COUNTY)

\$150000

KNOW ALL MEN BY THESE PRESENTS that for and in consideration of Ten and No/100 (\$10.00) and other good and valuable consideration in hand paid by **CSX TRANSPORTATION, INC.**, a Virginia corporation, to **WESTERVELT REALTY, INC.**, an Alabama corporation, the receipt of which is hereby acknowledged, the undersigned GRANTOR, **WESTERVELT REALTY, INC.**, has this day bargained and sold and by these presents does hereby grant, bargain, sell and convey unto the said **CSX TRANSPORTATION, INC.**, the following described tracts or parcels of land lying and being in Shelby County, Alabama, and more particularly bounded and described as follows:

See Exhibit "A" for descriptions of land conveyed herein.

SUBJECT TO all planning, zoning, health and other governmental regulations, if any, affecting subject property.

SUBJECT TO all easements, rights-of-way reservations and other matters that are of record or in evidence through use.

SUBJECT to any encroachments, overlaps, boundary line disputes, possession by other parties, or other matters which would be disclosed by an accurate survey or inspection of the premises.

GRANTOR RESERVES unto itself, its successors or assigns, all oil, gas, and other minerals, together with the mineral and mining rights to remove same, to the extent that such removal shall not materially interfere with Grantee's operations.

TO HAVE AND TO HOLD, all and singular, the above-mentioned and described premises, together with the appurtenances, unto the said Grantee, its successors or assigns forever. The Grantor hereby covenants and agrees with Grantee, its successors and assigns, that the Grantor, its successors and assigns, will warrant and defend the above-described real estate against the lawful claims (unless otherwise noted above) of all persons claiming by, through, or under the Grantor, but not further or otherwise

Shelby County, AL 07/16/2007
State of Alabama

Deed Tax: \$15.00

IN WITNESS WHEREOF, the said **WESTERVELT REALTY, INC.** has hereunto set its signature by James J. King, Jr., its Vice President, who is duly authorized on this the 18th day of June, 2007.

ATTEST:

By: Elizabeth Shaw

Its: Secretary

WESTERVELT REALTY, INC.

By: James J. King, Jr.

Its: Vice President

STATE OF ALABAMA)

TUSCALOOSA COUNTY)



20070716000333040 2/19 \$80.00
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I, the undersigned authority, a Notary Public in and for said county, in said state, hereby certify that James J. King, Jr., whose name as Vice President of **WESTERVELT REALTY, INC.**, a 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 with full authority executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal this the 18th day of June, 2007.

Rhonda P. Lancaster
Notary Public in and for the
State of Alabama at Large

My Commission Expires: 2/14/10

NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Feb 14, 2010
BONDED THRU NOTARY PUBLIC UNDERWRITERS

Exhibit A

20070716000333040 3/19 \$80.00
Shelby Cnty Judge of Probate, AL
07/16/2007 03:06:09PM FILED/CERT

LEGAL DESCRIPTION - PORTION OF WESTERVELT REALTY, INC.
(TRACT 1)

THAT CERTAIN TRACT OR PARCEL OF LAND LYING AND BEING
SITUATED IN THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 OF
SECTION 36, TOWNSHIP 19 SOUTH, RANGE 1 EAST IN SHELBY
COUNTY, ALABAMA, AND BEING MORE PARTICULARLY DESCRIBED
AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE NORTHWEST 1/4
OF THE SOUTHWEST 1/4 SECTION 36, TOWNSHIP 19 SOUTH, RANGE 1
EAST IN SHELBY COUNTY, ALABAMA AS MARKED BY AN EXISTING
CONCRETE MONUMENT WITH DISK, AND WHOSE COORDINATES ARE
BASED ON "GRID NORTH" IN ACCORDANCE WITH THE STATE PLANE
OF ALABAMA, ZONE EAST, FROM THE NORTH AMERICAN DATUM OF
1983 (NAD83) AND WHOSE NORTHING IS 1,214,698.60 FEET AND
WHOSE EASTING IS 2,275,181.14 FEET, THENCE WITH SAID QUARTER-
QUARTER SECTION LINE SOUTH 00 DEGREES 07 MINUTES 21
SECONDS WEST, A DISTANCE OF 1,781.80 FEET TO A CALCULATED
POINT IN THE EXISTING NORTHERN RIGHT-OF-WAY LINE OF CSX
TRANSPORTATION RAILROAD, SAID RIGHT-OF-WAY WIDTH BEING
100 FEET AS NOW ESTABLISHED; THENCE WITH THE NORTHERN
RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD ALONG A
CURVE TO THE LEFT, NON-TANGENT TO THE PRECEDING LINE,
HAVING A RADIUS OF 1,941.47 FEET, AN ARC LENGTH OF 459.67 FEET,
AND HAVING A CHORD BEARING AND DISTANCE OF SOUTH 77
DEGREES 33 MINUTES 43 SECONDS WEST, 458.59 FEET TO A NEW 5/8
INCH IRON REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-
677-LS" AND WITNESSED BY A 6-FOOT METAL T-POST SET IN THE
NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION
RAILROAD, SAID RIGHT-OF-WAY WIDTH BEING 100 FEET AS NOW
ESTABLISHED, SAID IRON BAR BEING THE POINT AND PLACE OF
BEGINNING;

THENCE FROM THE POINT OF BEGINNING AND CONTINUING WITH
THE NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION
RAILROAD ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF
1,941.47 FEET, AN ARC LENGTH OF 387.99 FEET, AND HAVING A
CHORD BEARING AND DISTANCE OF SOUTH 65 DEGREES 03 MINUTES
15 SECONDS WEST, 387.35 FEET TO A NEW 5/8 INCH IRON
REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-677-LS"
AND WITNESSED BY A 6-FOOT METAL T-POST SET IN THE NORTHERN
RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, SAID
RIGHT-OF-WAY WIDTH BEING 100 FEET AS NOW ESTABLISHED;


THENCE LEAVING SAID RIGHT-OF-WAY LINE AND WITH A NEW LINE
FOR WESTERVELT REALTY, INC., A BEARING RADIAL TO CSX
TRANSPORTATION RAILROAD AND NON-TANGENT TO THE
PRECEDING CURVE, NORTH 30 DEGREES 40 MINUTES 16 SECONDS
WEST, A DISTANCE OF 15.00 FEET TO A NEW 5/8 INCH IRON
REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-677-LS"
AND WITNESSED BY A 6-FOOT METAL T-POST SET;

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., ALONG
A CURVE TO THE RIGHT, NON-TANGENT TO THE PRECEDING LINE
AND PARALLEL WITH CSX TRANSPORTATION RAILROAD, HAVING A
RADIUS OF 1,956.47 FEET, AN ARC LENGTH OF 390.99 FEET, AND A
CHORD BEARING AND DISTANCE OF NORTH 65 DEGREES 03 MINUTES
15 SECONDS EAST, 390.34 FEET TO A NEW 5/8 INCH IRON
REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-677-LS"
AND WITNESSED BY A 6-FOOT METAL T-POST SET;

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., A BEARING RADIAL TO CSX TRANSPORTATION RAILROAD AND NON-TANGENT TO THE PRECEDING CURVE, SOUTH 19 DEGREES 13 MINUTES 15 SECONDS EAST, A DISTANCE OF 15.00 FEET TO THE POINT AND PLACE OF BEGINNING.

CONTAINING 0.13 ACRES (5,842 SQUARE FEET), MORE OR LESS, AND BEING A STRIP OF LAND FIFTEEN (15) FEET IN WIDTH LYING PARALLEL WITH AND ADJACENT TO THE EXISTING NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, ACROSS PROPERTY OWNED BY WESTERVELT REALTY, INC. AS RECORDED IN INSTRUMENT NUMBER 20030429000262940 IN THE OFFICE OF THE JUDGE OF PROBATE OF SHELBY COUNTY, ALABAMA.

ALL AS SHOWN ON THAT CERTAIN MAP PREPARED BY ARCADIS DATED MAY 17, 2007, ENTITLED "ALTA/ACSM LAND TITLE SURVEY FOR CSX REAL PROPERTY, INC. - WESTOVER SITE - PROPERTY OF "WESTERVELT REALTY, INC. TRACT 1", ARCADIS PROJECT NUMBER NCCSX030.


20070716000333040 4/19 \$80.00
Shelby Cnty Judge of Probate, AL
07/16/2007 03:06:09PM FILED/CERT

LEGAL DESCRIPTION - PORTION OF WESTERVELT REALTY, INC.
(TRACT 2)

THAT CERTAIN TRACT OR PARCEL OF LAND LYING AND BEING SITUATED IN THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 36, TOWNSHIP 19 SOUTH, RANGE 1 EAST IN SHELBY COUNTY, ALABAMA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE NORTHWEST 1/4 OF THE SOUTHWEST 1/4 SECTION 36, TOWNSHIP 19 SOUTH, RANGE 1 EAST IN SHELBY COUNTY, ALABAMA AS MARKED BY AN EXISTING CONCRETE MONUMENT WITH DISK, AND WHOSE COORDINATES ARE BASED ON "GRID NORTH" IN ACCORDANCE WITH THE STATE PLANE OF ALABAMA, ZONE EAST, FROM THE NORTH AMERICAN DATUM OF 1983 (NAD83) AND WHOSE NORTHING IS 1214698.60 FEET AND WHOSE EASTING IS 2275181.14 FEET, THENCE WITH SAID QUARTER-QUARTER SECTION LINE SOUTH 00 DEGREES 07 MINUTES 21 SECONDS WEST, A DISTANCE OF 1,781.80 FEET TO A CALCULATED POINT IN THE EXISTING NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, SAID RIGHT-OF-WAY WIDTH BEING 100 FEET AS NOW ESTABLISHED; THENCE WITH THE NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD ALONG A CURVE TO THE LEFT, NON-TANGENT TO THE PRECEDING LINE, HAVING A RADIUS OF 1,941.47 FEET, AN ARC LENGTH OF 214.74 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 81 DEGREES 10 MINUTES 34 SECONDS WEST, 214.63 FEET TO A NEW 5/8 INCH IRON REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-677-LS" AND WITNESSED BY A 6-FOOT METAL T-POST SET IN THE NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, SAID RIGHT-OF-WAY WIDTH BEING 100 FEET AS NOW ESTABLISHED, BEING THE POINT AND PLACE OF BEGINNING;

THENCE FROM THE POINT OF BEGINNING AND CONTINUING WITH THE NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 1,941.47 FEET, AN ARC LENGTH OF 41.06 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 77 DEGREES 24 MINUTES 06 SECONDS WEST, 41.06 FEET TO A NEW 5/8 INCH IRON REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-677-LS" AND WITNESSED BY A 6-FOOT METAL T-POST SET IN THE NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, SAID RIGHT-OF-WAY WIDTH BEING 100 FEET AS NOW ESTABLISHED;

THENCE LEAVING SAID RIGHT-OF-WAY LINE AND WITH A NEW LINE FOR WESTERVELT REALTY, INC., A BEARING RADIAL TO CSX TRANSPORTATION RAILROAD AND NON-TANGENT TO THE PRECEDING CURVE, NORTH 13 DEGREES 12 MINUTES 15 SECONDS WEST, A DISTANCE OF 10.00 FEET TO A NEW 5/8 INCH IRON REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-677-LS" AND WITNESSED BY A 6-FOOT METAL T-POST SET;


THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., ALONG A CURVE TO THE RIGHT, NON-TANGENT TO THE PRECEDING LINE AND BEING PARALLEL WITH CSX TRANSPORTATION RAILROAD, HAVING A RADIUS OF 1,951.47 FEET, AN ARC LENGTH OF 41.27 FEET, AND A CHORD BEARING AND DISTANCE OF NORTH 77 DEGREES 24 MINUTES 06 SECONDS EAST, 41.27 FEET TO A NEW 5/8 INCH IRON REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-677-LS" AND WITNESSED BY A 6-FOOT METAL T-POST SET;

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., A BEARING RADIAL TO CSX TRANSPORTATION RAILROAD AND NON-TANGENT TO THE PRECEDING CURVE, SOUTH 11 DEGREES 59

MINUTES 33 SECONDS EAST, A DISTANCE OF 10.00 FEET TO THE POINT AND PLACE OF BEGINNING.

CONTAINING 0.01 ACRES (412 SQUARE FEET), MORE OR LESS, AND BEING A STRIP OF LAND TEN (10) FEET IN WIDTH LYING PARALLEL WITH AND ADJACENT TO THE EXISTING NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, ACROSS PROPERTY OWNED BY WESTERVELT REALTY, INC. AS RECORDED IN INSTRUMENT NUMBER 20030429000262940 IN THE OFFICE OF THE JUDGE OF PROBATE OF SHELBY COUNTY, ALABAMA.

ALL AS SHOWN ON THAT CERTAIN MAP PREPARED BY ARCADIS DATED MAY 17, 2007, ENTITLED "ALTA/ACSM LAND TITLE SURVEY FOR CSX REAL PROPERTY, INC. - WESTOVER SITE - PROPERTY OF "WESTERVELT REALTY, INC." (TRACT 2), ARCADIS PROJECT NUMBER NCCSX030.


20070716000333040 6/19 \$80.00
Shelby Cnty Judge of Probate, AL
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LEGAL DESCRIPTION - PORTION OF WESTERVELT REALTY, INC.
(TRACT 3)

THAT CERTAIN TRACT OR PARCEL OF LAND LYING AND BEING SITUATED IN THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 36, TOWNSHIP 19 SOUTH, RANGE 1 EAST IN SHELBY COUNTY, ALABAMA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF THE NORTHEAST 1/4 OF THE SOUTHWEST 1/4 SECTION 36, TOWNSHIP 19 SOUTH, RANGE 1 EAST IN SHELBY COUNTY, ALABAMA AS MARKED BY AN EXISTING CONCRETE MONUMENT WITH DISK, AND WHOSE COORDINATES ARE BASED ON "GRID NORTH" IN ACCORDANCE WITH THE STATE PLANE OF ALABAMA, ZONE EAST, FROM THE NORTH AMERICAN DATUM OF 1983 (NAD83) AND WHOSE NORTHING IS 1,214,698.60 FEET AND WHOSE EASTING IS 2,275,181.14 FEET, THENCE SOUTH 00 DEGREES 07 MINUTES 21 SECONDS WEST, A DISTANCE OF 1,781.80 FEET TO A CALCULATED POINT IN THE EXISTING NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, SAID RIGHT-OF-WAY BEING 100 FEET AS NOW ESTABLISHED; THENCE WITH SAID RIGHT-OF-WAY LINE ALONG A CURVE TO THE RIGHT, NON-TANGENT TO THE PRECEDING LINE, HAVING A RADIUS OF 1,941.47 FEET, AN ARC LENGTH OF 351.26 FEET, AND A CHORD BEARING AND DISTANCE OF NORTH 89 DEGREES 31 MINUTES 40 SECONDS EAST, 350.78 FEET TO A NEW 5/8 INCH IRON REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-677-LS" AND WITNESSED BY A 6-FOOT METAL T-POST SET IN THE NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, SAID RIGHT-OF-WAY WIDTH BEING 100 FEET AS NOW ESTABLISHED, SAID IRON BAR BEING THE POINT AND PLACE OF BEGINNING;

THENCE LEAVING SAID RIGHT-OF-WAY LINE AND WITH A NEW LINE FOR WESTERVELT REALTY, INC., A BEARING RADIAL TO CSX TRANSPORTATION RAILROAD AND NON-TANGENT TO THE PRECEDING CURVE, NORTH 04 DEGREES 42 MINUTES 39 SECONDS EAST, A DISTANCE OF 30.00 FEET TO A NEW 5/8 INCH IRON REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-677-LS" AND WITNESSED BY A 6-FOOT METAL T-POST;

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., ALONG A CURVE TO THE RIGHT, NON-TANGENT TO THE PRECEDING LINE AND BEING PARALLEL WITH CSX TRANSPORTATION RAILROAD, HAVING A RADIUS OF 1,971.47 FEET, AN ARC LENGTH OF 86.96 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 84 DEGREES 01 MINUTES 32 SECONDS EAST, 86.95 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., ALONG A CURVE TO THE RIGHT, BEING PARALLEL WITH THE NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, HAVING A RADIUS OF 2,036.09 FEET, AN ARC LENGTH OF 34.63 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 82 DEGREES 16 MINUTES 30 SECONDS EAST, 34.63 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., ALONG A CURVE TO THE RIGHT, BEING PARALLEL WITH THE NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, HAVING A RADIUS OF 2,305.72 FEET, AN ARC LENGTH OF 34.48 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 81 DEGREES 22 MINUTES 03 SECONDS EAST, 34.48 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., ALONG A CURVE TO THE RIGHT, BEING PARALLEL WITH THE NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, HAVING A RADIUS OF 2,602.78 FEET, AN ARC LENGTH OF 34.34 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 80 DEGREES 33 MINUTES 40 SECONDS EAST, 34.34 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., ALONG A CURVE TO THE RIGHT, BEING PARALLEL WITH THE NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, HAVING A RADIUS OF 2,991.27 FEET, AN ARC LENGTH OF 34.21 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 79 DEGREES 51 MINUTES 20 SECONDS EAST, 34.21 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., ALONG A CURVE TO THE RIGHT, BEING PARALLEL WITH THE NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, HAVING A RADIUS OF 3,521.04 FEET, AN ARC LENGTH OF 34.07 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 79 DEGREES 15 MINUTES 02 SECONDS EAST, 34.07 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., ALONG A CURVE TO THE RIGHT, BEING PARALLEL WITH THE NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, HAVING A RADIUS OF 4,286.26 FEET, AN ARC LENGTH OF 33.93 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 78 DEGREES 44 MINUTES 48 SECONDS EAST, 33.93 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., ALONG A CURVE TO THE RIGHT, BEING PARALLEL WITH THE NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, HAVING A RADIUS OF 5,488.75 FEET, AN ARC LENGTH OF 9.97 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 78 DEGREES 28 MINUTES 04 SECONDS EAST, 9.97 FEET TO A NEW 5/8 INCH IRON REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-677-LS" AND WITNESSED BY A 6-FOOT METAL T-POST;

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., A BEARING RADIAL TO CSX TRANSPORTATION RAILROAD AND NON-TANGENT TO THE PRECEDING CURVE, SOUTH 11 DEGREES 35 MINUTES 04 SECONDS WEST, A DISTANCE OF 30.00 FEET TO A NEW 5/8 INCH IRON REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-677-LS" AND WITNESSED BY A 6-FOOT METAL T-POST SET IN THE NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, SAID RIGHT-OF-WAY WIDTH BEING 100 FEET AS NOW ESTABLISHED;

THENCE WITH THE NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, WITH A CURVE TO THE LEFT AND NON-TANGENT TO THE PRECEDING LINE, HAVING A RADIUS OF 5,458.75 FEET, AN ARC LENGTH OF 9.92 FEET, AND A CHORD BEARING AND DISTANCE OF NORTH 78 DEGREES 28 MINUTES 04 SECONDS WEST, 9.92 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING ALONG SAID RIGHT-OF-WAY, WITH A CURVE TO THE LEFT HAVING A RADIUS OF 4,256.26 FEET, AN ARC LENGTH OF 33.70 FEET, AND A CHORD BEARING AND DISTANCE OF NORTH 78 DEGREES 44 MINUTES 48 SECONDS WEST, 33.70 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING ALONG SAID RIGHT-OF-WAY, WITH A CURVE TO THE LEFT HAVING A RADIUS OF 3,491.04 FEET, AN ARC LENGTH OF 33.78 FEET, AND A CHORD BEARING AND DISTANCE OF NORTH 79 DEGREES 15 MINUTES 02 SECONDS WEST, 33.78 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING ALONG SAID RIGHT-OF-WAY, WITH A CURVE TO THE LEFT HAVING A RADIUS OF 2,961.27 FEET, AN ARC LENGTH OF 33.86 FEET, AND A CHORD BEARING AND DISTANCE OF NORTH 79 DEGREES 51 MINUTES 20 SECONDS WEST, 33.86 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING ALONG SAID RIGHT-OF-WAY, WITH A CURVE TO THE LEFT HAVING A RADIUS OF 2,572.78 FEET, AN ARC LENGTH OF 33.95 FEET, AND A CHORD BEARING AND DISTANCE OF NORTH 80 DEGREES 33 MINUTES 40 SECONDS WEST, 33.95 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING ALONG SAID RIGHT-OF-WAY, WITH A CURVE TO THE LEFT HAVING A RADIUS OF 2,275.72 FEET, AN ARC LENGTH OF 34.03 FEET, AND A CHORD BEARING AND DISTANCE OF NORTH 81 DEGREES 22 MINUTES 03 SECONDS WEST, 34.03 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING ALONG SAID RIGHT-OF-WAY, WITH A CURVE TO THE LEFT HAVING A RADIUS OF 2,006.35 FEET, AN ARC LENGTH OF 34.12 FEET, AND A CHORD BEARING AND DISTANCE OF NORTH 82 DEGREES 16 MINUTES 29 SECONDS WEST, 34.12 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING ALONG SAID RIGHT-OF-WAY, WITH A CURVE TO THE RIGHT HAVING A RADIUS OF 1,941.17 FEET, AN ARC LENGTH OF 85.63 FEET, AND A CHORD BEARING AND DISTANCE OF NORTH 84 DEGREES 01 MINUTES 32 SECONDS WEST, 85.63 FEET TO THE POINT AND PLACE OF BEGINNING.

CONTAINING 0.21 ACRES (9,024 SQUARE FEET), MORE OR LESS, AND BEING A STRIP OF LAND THIRTY (30) FEET IN WIDTH LYING PARALLEL WITH AND ADJACENT TO THE EXISTING NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, ACROSS PROPERTY OWNED BY WESTERVELT REALTY, INC. AS RECORDED IN INSTRUMENT NUMBER 20030429000262940 IN THE OFFICE OF THE JUDGE OF PROBATE OF SHELBY COUNTY, ALABAMA.

ALL AS SHOWN ON THAT CERTAIN MAP PREPARED BY ARCADIS DATED MAY 17, 2007, ENTITLED "ALTA/ACSM LAND TITLE SURVEY FOR CSX REAL PROPERTY, INC. - WESTOVER SITE - PROPERTY OF "WESTERVELT REALTY, INC." (TRACT 3), ARCADIS PROJECT NUMBER NCCSX030.

LEGAL DESCRIPTION - PORTION OF WESTERVELT REALTY, INC.
(TRACT 4)

THAT CERTAIN TRACT OR PARCEL OF LAND LYING AND BEING SITUATED IN THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 AND THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 36, TOWNSHIP 19 SOUTH, RANGE 1 EAST IN SHELBY COUNTY, ALABAMA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF THE NORTHEAST 1/4 OF THE SOUTHWEST 1/4 SECTION 36, TOWNSHIP 19 SOUTH, RANGE 1 EAST IN SHELBY COUNTY, ALABAMA AS MARKED BY AN EXISTING CONCRETE MONUMENT WITH DISK, AND WHOSE COORDINATES ARE BASED ON "GRID NORTH" IN ACCORDANCE WITH THE STATE PLANE OF ALABAMA, ZONE EAST, FROM THE NORTH AMERICAN DATUM OF 1983 (NAD83) AND WHOSE NORTHING IS 1214698.60 FEET AND WHOSE EASTING IS 2275181.14 FEET, THENCE SOUTH 00 DEGREES 07 MINUTES 21 SECONDS WEST, A DISTANCE OF 1,781.80 FEET TO A CALCULATED POINT IN THE EXISTING NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, SAID RIGHT-OF-WAY WIDTH BEING 100 FEET AS NOW ESTABLISHED; THENCE WITH SAID RIGHT-OF-WAY LINE ALONG A CURVE TO THE RIGHT, NON-TANGENT TO THE PRECEDING LINE, HAVING A RADIUS OF 1,941.47 FEET, AN ARC LENGTH OF 436.89 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 89 DEGREES 12 MINUTES 31 SECONDS EAST, 435.97 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING WITH SAID RIGHT-OF-WAY LINE ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 2,006.35 FEET, AN ARC LENGTH OF 34.12 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 82 DEGREES 16 MINUTES 29 SECONDS EAST, 34.12 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING WITH SAID RIGHT-OF-WAY LINE ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 2,275.72 FEET, AN ARC LENGTH OF 34.03 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 81 DEGREES 22 MINUTES 03 SECONDS EAST, 34.03 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING WITH SAID RIGHT-OF-WAY LINE ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 2,572.78 FEET, AN ARC LENGTH OF 33.95 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 80 DEGREES 33 MINUTES 40 SECONDS EAST, 33.95 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING WITH SAID RIGHT-OF-WAY LINE ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 2,961.27 FEET, AN ARC LENGTH OF 33.86 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 79 DEGREES 51 MINUTES 20 SECONDS EAST, 33.86 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING WITH SAID RIGHT-OF-WAY LINE ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 3,491.04 FEET, AN ARC LENGTH OF 33.78 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 79 DEGREES 15 MINUTES 02 SECONDS EAST, 33.78 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING WITH SAID RIGHT-OF-WAY LINE ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 4,256.26 FEET, AN ARC LENGTH OF 33.70 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 78 DEGREES 44 MINUTES 48 SECONDS EAST, 33.70 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE WITH SAID RIGHT-OF-WAY LINE ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 5,458.75 FEET, AN ARC LENGTH OF 33.61 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 78 DEGREES 20 MINUTES 36 SECONDS EAST, 33.61 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING WITH SAID RIGHT-OF-WAY LINE ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 7,623.23 FEET, AN ARC LENGTH OF 33.53 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 78 DEGREES 02 MINUTES 27 SECONDS EAST, 33.53 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING WITH SAID RIGHT-OF-WAY LINE ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 12,676.46 FEET, AN ARC LENGTH OF 33.45 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 77 DEGREES 50 MINUTES 22 SECONDS EAST, 33.45 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING WITH SAID RIGHT-OF-WAY LINE ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 56,864.53 FEET, AN ARC LENGTH OF 33.35 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 77 DEGREES 44 MINUTES 19 SECONDS EAST, 33.35 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING WITH SAID RIGHT-OF-WAY LINE, SOUTH 77 DEGREES 43 MINUTES 18 SECONDS EAST, 351.58 FEET TO A NEW 5/8 INCH IRON REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-677-LS" AND WITNESSED BY A 6-FOOT METAL T-POST SET IN THE NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, SAID RIGHT-OF-WAY WIDTH BEING 100 FEET AS NOW ESTABLISHED, SAID IRON BAR ALSO BEING THE POINT AND PLACE OF BEGINNING;

THENCE LEAVING SAID RIGHT-OF-WAY LINE AND WITH A NEW LINE FOR WESTERVELT REALTY, INC., A BEARING PERPENDULAR TO CSX TRANSPORTATION RAILROAD, NORTH 12 DEGREES 16 MINUTES 42 SECONDS EAST, A DISTANCE OF 30.00 FEET TO A NEW 5/8 INCH IRON REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-677-LS" AND WITNESSED BY A 6-FOOT METAL T-POST SET;

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., A BEARING PARALLEL TO CSX TRANSPORTATION RAILROAD, SOUTH 77 DEGREES 43 MINUTES 18 SECONDS EAST, 332.00 FEET TO A NEW 5/8 INCH IRON REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-677-LS" AND WITNESSED BY A 6-FOOT METAL T-POST;


THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., A BEARING PERPENDULAR TO CSX TRANSPORTATION RAILROAD, SOUTH 12 DEGREES 16 MINUTES 42 SECONDS WEST, A DISTANCE OF 30.00 FEET TO A NEW 5/8 INCH IRON REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-677-LS" AND WITNESSED BY A 6-FOOT METAL T-POST SET IN THE NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, SAID RIGHT-OF-WAY WIDTH BEING 100 FEET AS NOW ESTABLISHED;

THENCE WITH THE NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, NORTH 77 DEGREES 43 MINUTES 18 SECONDS WEST, 332.00 FEET TO THE POINT AND PLACE OF BEGINNING.

CONTAINING 0.23 ACRES (9,960 SQUARE FEET), MORE OR LESS, AND BEING A STRIP OF LAND THIRTY (30) FEET IN WIDTH LYING PARALLEL WITH AND ADJACENT TO THE EXISTING NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, ACROSS PROPERTY OWNED BY WESTERVELT REALTY, INC. AS RECORDED IN

INSTRUMENT NUMBER 20030429000262940 IN THE OFFICE OF THE JUDGE OF
PROBATE OF SHELBY COUNTY, ALABAMA.

ALL AS SHOWN ON THAT CERTAIN MAP PREPARED BY ARCADIS
DATED MAY 18, 2007, ENTITLED "ALTA/ACSM LAND TITLE SURVEY
FOR CSX REAL PROPERTY, INC. - WESTOVER SITE - PROPERTY OF
"WESTERVELT REALTY, INC." (TRACT 4), ARCADIS PROJECT NUMBER
NCCSX030.


20070716000333040 12/19 \$80.00
Shelby Cnty Judge of Probate, AL
07/16/2007 03:06:09PM FILED/CERT

LEGAL DESCRIPTION - PORTION OF WESTERVELT REALTY, INC.
(TRACT 5)

THAT CERTAIN TRACT OR PARCEL OF LAND LYING AND BEING SITUATED IN THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 AND THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 36, TOWNSHIP 19 SOUTH, RANGE 1 EAST IN SHELBY COUNTY, ALABAMA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 SECTION 36, TOWNSHIP 19 SOUTH, RANGE 1 EAST IN SHELBY COUNTY, ALABAMA AS MARKED BY AN EXISTING TWO INCH IRON PIPE, AND WHOSE COORDINATES ARE BASED ON "GRID NORTH" IN ACCORDANCE WITH THE STATE PLANE OF ALABAMA, ZONE EAST, FROM THE NORTH AMERICAN DATUM OF 1983 (NAD83) AND WHOSE NORTHING IS 1213405.33 FEET AND WHOSE EASTING IS 2279153.25 FEET; THENCE SOUTH 01 DEGREES 09 MINUTES 16 SECONDS EAST, A DISTANCE OF 160.90 FEET TO A CALCULATED POINT IN THE EXISTING NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, SAID RIGHT-OF-WAY WIDTH BEING 100 FEET AS NOW ESTABLISHED; THENCE WITH SAID RIGHT-OF-WAY LINE, SOUTH 48 DEGREES 16 MINUTES 32 SECONDS WEST, A DISTANCE OF 531.75 FEET TO A CALCULATED POINT; THENCE CONTINUING ALONG SAID RIGHT OF WAY, WITH A CURVE TO THE RIGHT, HAVING A RADIUS OF 32,412.80 FEET, AN ARC LENGTH OF 51.29 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 48 DEGREES 19 MINUTES 15 SECONDS WEST, 51.29 FEET TO A CALCULATED POINT; THENCE CONTINUING ALONG SAID RIGHT-OF-WAY LINE, WITH A CURVE TO THE RIGHT HAVING A RADIUS OF 7,162.95 FEET, AN ARC LENGTH OF 51.01 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 48 DEGREES 35 MINUTES 35 SECONDS WEST, 51.01 FEET TO A CALCULATED POINT; THENCE CONTINUING ALONG SAID RIGHT-OF-WAY LINE, WITH A CURVE TO THE RIGHT HAVING A RADIUS OF 4,280.42 FEET, AN ARC LENGTH OF 39.13 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 49 DEGREES 03 MINUTES 32 SECONDS WEST, 39.13 FEET TO A NEW 5/8 INCH IRON REINFORCING BAR SET IN SAID RIGHT-OF-WAY LINE, SAID IRON BAR BEING THE POINT AND PLACE OF BEGINNING;

THENCE CONTINUING ALONG SAID RIGHT-OF-WAY LINE WITH A CURVE TO THE RIGHT, HAVING A RADIUS OF 4,280.42 FEET, AN ARC LENGTH OF 11.67 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 49 DEGREES 23 MINUTES 56 SECONDS WEST, 11.67 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING ALONG SAID RIGHT-OF-WAY LINE WITH A CURVE TO THE RIGHT HAVING A RADIUS OF 3,043.85 FEET, AN ARC LENGTH OF 50.57 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 49 DEGREES 57 MINUTES 10 SECONDS WEST, 50.57 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING ALONG SAID RIGHT-OF-WAY LINE WITH A CURVE TO THE RIGHT HAVING A RADIUS OF 2,356.88 FEET, AN ARC LENGTH OF 50.35 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 51 DEGREES 02 MINUTES 27 SECONDS WEST, 50.35 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING ALONG SAID RIGHT-OF-WAY LINE WITH A CURVE TO THE RIGHT HAVING A RADIUS OF 1919.71 FEET, AN ARC LENGTH OF 50.12 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 52 DEGREES 24 MINUTES 03 SECONDS WEST, 50.12 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING ALONG SAID RIGHT-OF-WAY LINE WITH A CURVE TO THE RIGHT HAVING A RADIUS OF 1617.05 FEET, AN ARC

LENGTH OF 49.90 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 54 DEGREES 01 MINUTES 58 SECONDS WEST, 49.90 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING ALONG SAID RIGHT-OF-WAY LINE WITH A CURVE TO THE RIGHT HAVING A RADIUS OF 1,395.11 FEET, AN ARC LENGTH OF 49.67 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 55 DEGREES 56 MINUTES 12 SECONDS WEST, 49.67 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING ALONG SAID RIGHT-OF-WAY LINE WITH A CURVE TO THE RIGHT HAVING A RADIUS OF 1,225.36 FEET, AN ARC LENGTH OF 49.44 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 58 DEGREES 06 MINUTES 46 SECONDS WEST, 49.44 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING ALONG SAID RIGHT-OF-WAY LINE WITH A CURVE TO THE RIGHT HAVING A RADIUS OF 1,072.18 FEET, AN ARC LENGTH OF 49.20 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 60 DEGREES 33 MINUTES 37 SECONDS WEST, 49.20 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING ALONG SAID RIGHT-OF-WAY LINE WITH A CURVE TO THE RIGHT HAVING A RADIUS OF 1,034.44 FEET, AN ARC LENGTH OF 468.05 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 74 DEGREES 50 MINUTES 15 SECONDS WEST, 464.07 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING ALONG SAID RIGHT-OF-WAY LINE WITH A CURVE TO THE RIGHT HAVING A RADIUS OF 1,071.73 FEET, AN ARC LENGTH OF 52.36 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 89 DEGREES 11 MINUTES 57 SECONDS WEST, 52.35 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING ALONG SAID RIGHT-OF-WAY LINE WITH A CURVE TO THE RIGHT HAVING A RADIUS OF 1,225.87 FEET, AN ARC LENGTH OF 52.66 FEET, AND A CHORD BEARING AND DISTANCE OF NORTH 88 DEGREES 11 MINUTES 42 SECONDS WEST, 52.66 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING ALONG SAID RIGHT-OF-WAY LINE WITH A CURVE TO THE RIGHT HAVING A RADIUS OF 1,395.11 FEET, AN ARC LENGTH OF 52.88 FEET, AND A CHORD BEARING AND DISTANCE OF NORTH 85 DEGREES 52 MINUTES 41 SECONDS WEST, 52.88 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING ALONG SAID RIGHT-OF-WAY LINE WITH A CURVE TO THE RIGHT HAVING A RADIUS OF 1,617.05 FEET, AN ARC LENGTH OF 53.12 FEET, AND A CHORD BEARING AND DISTANCE OF NORTH 83 DEGREES 51 MINUTES 04 SECONDS WEST, 53.12 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING ALONG SAID RIGHT-OF-WAY LINE WITH A CURVE TO THE RIGHT HAVING A RADIUS OF 1,919.71 FEET, AN ARC LENGTH OF 53.36 FEET, AND A CHORD BEARING AND DISTANCE OF NORTH 82 DEGREES 06 MINUTES 49 SECONDS WEST, 53.36 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING ALONG SAID RIGHT-OF-WAY LINE WITH A CURVE TO THE RIGHT HAVING A RADIUS OF 2,356.88 FEET, AN ARC LENGTH OF 53.60 FEET, AND A CHORD BEARING AND DISTANCE OF NORTH 80 DEGREES 39 MINUTES 57 SECONDS WEST, 53.60 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE CONTINUING ALONG SAID RIGHT-OF-WAY LINE WITH A CURVE TO THE RIGHT HAVING A RADIUS OF 3,043.85 FEET, AN ARC LENGTH OF 1.78 FEET, AND A CHORD BEARING AND DISTANCE OF NORTH 79 DEGREES 59 MINUTES 51 SECONDS WEST, 1.78 FEET TO A NEW 5/8 INCH IRON REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-677-LS" AND WITNESSED BY A 6-FOOT METAL T-POST SET IN THE NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, SAID RIGHT-OF-WAY BEING 100 FEET AS NOW ESTABLISHED;

THENCE LEAVING SAID RIGHT-OF-WAY LINE AND WITH A NEW LINE FOR WESTERVELT REALTY, INC., RADIAL TO CSX TRANSPORTATION RAILROAD, NON-TANGENT TO THE PRECEDING CURVE, NORTH 10 DEGREES 01 MINUTES 10 SECONDS EAST, A DISTANCE OF 10.00 FEET TO A NEW 5/8 INCH IRON REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-677-LS" AND WITNESSED BY A 6-FOOT METAL T-POST;

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., PARALLEL WITH CSX TRANSPORTATION RAILROAD, WITH A CURVE TO THE LEFT HAVING A RADIUS OF 3,033.85 FEET, AN ARC LENGTH OF 1.78 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 79 DEGREES 59 MINUTES 51 SECONDS EAST, 1.78 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., A CURVE TO THE LEFT HAVING A RADIUS OF 2,346.88 FEET, AN ARC LENGTH OF 53.37 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 80 DEGREES 39 MINUTES 57 SECONDS EAST, 53.37 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., A CURVE TO THE LEFT HAVING A RADIUS OF 1,909.71 FEET, AN ARC LENGTH OF 53.08 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 82 DEGREES 06 MINUTES 49 SECONDS EAST, 53.08 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., A CURVE TO THE LEFT HAVING A RADIUS OF 1,607.05 FEET, AN ARC LENGTH OF 52.79 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 83 DEGREES 51 MINUTES 04 SECONDS EAST, 52.79 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., A CURVE TO THE LEFT HAVING A RADIUS OF 1,385.10 FEET, AN ARC LENGTH OF 52.50 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 85 DEGREES 52 MINUTES 41 SECONDS EAST, 52.50 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., A CURVE TO THE LEFT HAVING A RADIUS OF 1,215.97 FEET, AN ARC LENGTH OF 37.12 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 87 DEGREES 50 MINUTES 20 SECONDS EAST, 37.11 FEET TO A NEW 5/8 INCH IRON REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-677-LS" AND WITNESSED BY A 6-FOOT METAL T-POST SET;

THENCE WITH A NEW LINE ESTABLISHED FOR WESTERVELT REALTY, INC., NON-RADIAL TO CSX TRANSPORTATION RAILROAD, NORTH 00 DEGREES 08 MINUTES 06 SECONDS EAST, A DISTANCE OF 40.01 FEET TO A NEW 5/8 INCH IRON REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-677-LS" AND WITNESSED BY A 6-FOOT METAL T-POST SET;

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., A CURVE TO THE LEFT, NON-TANGENT TO THE PRECEDING LINE,

HAVING A RADIUS OF 1,176.37 FEET, AN ARC LENGTH OF 15.44 FEET, AND A CHORD BEARING AND DISTANCE OF SOUTH 89 DEGREES 03 MINUTES 00 SECONDS EAST, 15.44 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., A CURVE TO THE LEFT HAVING A RADIUS OF 1,021.73 FEET, AN ARC LENGTH OF 49.92 FEET, AND A CHORD BEARING AND DISTANCE OF NORTH 89 DEGREES 11 MINUTES 57 SECONDS EAST, 49.91 FEET TO A NEW 5/8 INCH IRON REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-677-LS" AND WITNESSED BY A 6-FOOT METAL T-POST SET;

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., A CURVE TO THE LEFT HAVING A RADIUS OF 984.44 FEET, AN ARC LENGTH OF 445.43 FEET, AND A CHORD BEARING AND DISTANCE OF NORTH 74 DEGREES 50 MINUTES 15 SECONDS EAST, 441.64 FEET TO A NEW 5/8 INCH IRON REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-677-LS" AND WITNESSED BY A 6-FOOT METAL T-POST SET;

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., A CURVE TO THE LEFT HAVING A RADIUS OF 1,022.63 FEET, AN ARC LENGTH OF 46.93 FEET, AND A CHORD BEARING AND DISTANCE OF NORTH 60 DEGREES 33 MINUTES 35 SECONDS EAST, 46.92 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., A CURVE TO THE LEFT HAVING A RADIUS OF 1,175.36 FEET, AN ARC LENGTH OF 47.43 FEET, AND A CHORD BEARING AND DISTANCE OF NORTH 58 DEGREES 06 MINUTES 46 SECONDS EAST, 47.42 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., A CURVE TO THE LEFT HAVING A RADIUS OF 1,345.11 FEET, AN ARC LENGTH OF 47.89 FEET, AND A CHORD BEARING AND DISTANCE OF NORTH 55 DEGREES 56 MINUTES 12 SECONDS EAST, 47.89 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., A CURVE TO THE LEFT HAVING A RADIUS OF 1,567.05 FEET, AN ARC LENGTH OF 5.17 FEET, AND A CHORD BEARING AND DISTANCE OF NORTH 54 DEGREES 49 MINUTES 20 SECONDS EAST, 5.17 FEET TO A NEW 5/8 INCH IRON REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-677-LS" AND WITNESSED BY A 6-FOOT METAL T-POST SET;

THENCE WITH A NEW LINE ESTABLISHED FOR WESTERVELT REALTY, INC., A BEARING RADIAL TO CSX TRANSPORTATION RAILROAD, NON-TANGENT TO THE PRECEDING CURVE, SOUTH 35 DEGREES 16 MINUTES 20 SECONDS EAST, A DISTANCE OF 40.00 FEET TO A NEW 5/8 INCH IRON REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-677-LS" AND WITNESSED BY A 6-FOOT METAL T-POST SET;

THENCE WITH A NEW LINE ESTABLISHED FOR WESTERVELT REALTY, INC., WITH A CURVE TO THE LEFT, NON-TANGENT TO THE PRECEDING LINE, HAVING A RADIUS OF 1,607.05 FEET, AN ARC LENGTH OF 44.29 FEET, AND A CHORD BEARING AND DISTANCE OF NORTH 53 DEGREES 56 MINUTES 18 SECONDS EAST, 44.28 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., A CURVE TO THE LEFT HAVING A RADIUS OF 1,909.71 FEET, AN ARC LENGTH OF 49.86 FEET, AND A CHORD BEARING AND DISTANCE OF

NORTH 52 DEGREES 24 MINUTES 03 SECONDS EAST, 49.86 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., A CURVE TO THE LEFT HAVING A RADIUS OF 2,346.88 FEET, AN ARC LENGTH OF 50.14 FEET, AND A CHORD BEARING AND DISTANCE OF NORTH 51 DEGREES 02 MINUTES 27 SECONDS EAST, 50.13 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., A CURVE TO THE LEFT HAVING A RADIUS OF 3,033.85 FEET, AN ARC LENGTH OF 50.41 FEET, AND A CHORD BEARING AND DISTANCE OF NORTH 49 DEGREES 57 MINUTES 10 SECONDS EAST, 50.41 FEET TO A CALCULATED POINT (NO POINT SET);

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., A CURVE TO THE LEFT HAVING A RADIUS OF 4,270.42 FEET, AN ARC LENGTH OF 11.65 FEET, AND A CHORD BEARING AND DISTANCE OF NORTH 49 DEGREES 23 MINUTES 56 SECONDS EAST, 11.65 FEET TO A NEW 5/8 INCH IRON REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-677-LS" AND WITNESSED BY A 6-FOOT METAL T-POST SET;

THENCE WITH A NEW LINE ESTABLISHED FOR WESTERVELT REALTY, INC., RADIAL TO CSX TRANSPORTATION RAILROAD, NON-TANGENT TO THE PRECEDING CURVE, SOUTH 40 DEGREES 40 MINUTES 46 SECONDS EAST, A DISTANCE OF 10.00 FEET TO THE POINT AND PLACE OF BEGINNING.

CONTAINING 0.88 ACRES (38,181 SQUARE FEET), MORE OR LESS, AND BEING A STRIP OF LAND VARYING IN WIDTH LYING PARALLEL WITH AND ADJACENT TO THE EXISTING NORTHEASTERLY RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, ACROSS PROPERTY OWNED BY WESTERVELT REALTY, INC. AS RECORDED IN INSTRUMENT NUMBER 20030429000262940 IN THE OFFICE OF THE JUDGE OF PROBATE OF SHELBY COUNTY, ALABAMA.

ALL AS SHOWN ON THAT CERTAIN MAP PREPARED BY ARCADIS DATED MAY 18, 2007, ENTITLED "ALTA/ACSM LAND TITLE SURVEY FOR CSX REAL PROPERTY, INC. - WESTOVER SITE - PROPERTY OF "WESTERVELT REALTY, INC." (TRACT 5), ARCADIS PROJECT NUMBER NCCSX030.

LEGAL DESCRIPTION - PORTION OF WESTERVELT REALTY, INC.
(TRACT 6)

THAT CERTAIN TRACT OR PARCEL OF LAND LYING AND BEING SITUATED IN THE SOUTHEAST 1/4 OF SOUTHEAST 1/4 OF SECTION 36, TOWNSHIP 19 SOUTH, RANGE 1 EAST IN SHELBY COUNTY, ALABAMA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 SECTION 36, TOWNSHIP 19 SOUTH, RANGE 1 EAST IN SHELBY COUNTY, ALABAMA AS MARKED BY AN EXISTING TWO INCH IRON PIPE, AND WHOSE COORDINATES ARE BASED ON "GRID NORTH" IN ACCORDANCE WITH THE STATE PLANE OF ALABAMA, ZONE EAST, FROM THE NORTH AMERICAN DATUM OF 1983 (NAD83) AND WHOSE NORTHING IS 1213405.33 FEET AND WHOSE EASTING IS 2279153.25 FEET; THENCE SOUTH 01 DEGREES 09 MINUTES 16 SECONDS EAST, A DISTANCE OF 160.90 FEET TO A CALCULATED POINT IN THE EXISTING NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, SAID RIGHT-OF-WAY WIDTH BEING 100 FEET AS NOW ESTABLISHED; THENCE WITH SAID RIGHT-OF-WAY LINE SOUTH 48 DEGREES 16 MINUTES 32 SECONDS WEST, A DISTANCE OF 43.81 FEET TO A NEW 5/8 INCH IRON REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-677-LS" AND WITNESSED BY A 6-FOOT METAL T-POST SET IN THE NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, SAID IRON BAR BEING THE POINT AND PLACE OF BEGINNING;

THENCE FROM SAID POINT OF BEGINNING, AND CONTINUING WITH THE NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, SOUTH 48 DEGREES 16 MINUTES 32 SECONDS WEST, A DISTANCE OF 393.00 FEET TO A NEW 5/8 INCH IRON REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-677-LS" AND WITNESSED BY A 6-FOOT METAL T-POST SET IN THE NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, SAID RIGHT-OF-WAY WIDTH BEING 100 FEET AS NOW ESTABLISHED;

THENCE LEAVING SAID RIGHT-OF-WAY LINE WITH A NEW LINE FOR WESTERVELT REALTY, INC., A BEARING PERPENDICULAR TO CSX TRANSPORTATION RAILROAD, NORTH 41 DEGREES 43 MINUTES 28 SECONDS WEST, A DISTANCE OF 20.00 FEET TO A NEW 5/8 INCH IRON REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-677-LS" AND WITNESSED BY A 6-FOOT METAL T-POST;

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., A BEARING PARALLEL WITH CSX TRANSPORTATION RAILROAD, NORTH 48 DEGREES 16 MINUTES 32 SECONDS EAST, A DISTANCE OF 393.00 FEET TO A NEW 5/8 INCH IRON REINFORCING BAR WITH ALUMINUM CAP STAMPED "CA-677-LS" AND WITNESSED BY A 6-FOOT METAL T-POST SET;

THENCE WITH A NEW LINE FOR WESTERVELT REALTY, INC., A BEARING PERPENDICULAR TO CSX TRANSPORTATION RAILROAD, SOUTH 41 DEGREES 43 MINUTES 28 SECONDS EAST, A DISTANCE OF 20.00 FEET TO THE POINT AND PLACE OF BEGINNING.

CONTAINING 0.18 ACRES (7,860 SQUARE FEET), MORE OR LESS, AND BEING A STRIP OF LAND TWENTY (20) FEET IN WIDTH LYING PARALLEL WITH AND ADJACENT TO THE EXISTING NORTHERN RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, ACROSS PROPERTY OWNED BY WESTERVELT REALTY, INC. AS RECORDED IN INSTRUMENT NUMBER 20030429000262940 IN THE OFFICE OF THE JUDGE OF PROBATE OF SHELBY COUNTY, ALABAMA.

ALL AS SHOWN ON THAT CERTAIN MAP PREPARED BY ARCADIS
DATED MAY 17, 2007, ENTITLED "ALTA/ACSM LAND TITLE SURVEY
FOR CSX REAL PROPERTY, INC. - WESTOVER SITE - PROPERTY OF
"WESTERVELT REALTY, INC." (TRACT 6), ARCADIS PROJECT NUMBER
NCCSX030.



20070716000333040 19/19 \$80.00
Shelby Cnty Judge of Probate,AL
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