

#356,315.

Send tax notice to:
Edward C. Mitchem, Jr. & Frances H. Mitchem, Trustees
971 Glen Cannon Drive
Pisgah Forest, NC 28768

20081017000408490 1/3 \$373.50
Shelby Cnty Judge of Probate, AL
10/17/2008 11:46:28AM FILED/CERT

This Instrument Prepared By:
Gregory D. Hyde, Esq.
Feld, Hyde, Wertheimer, Bryant & Stone, P.C.
2000 SouthBridge Parkway, Suite 500
Birmingham, Alabama 35209

THIS INSTRUMENT HAS BEEN PREPARED IN ACCORDANCE WITH THE INFORMATION SUPPLIED BY THE PARTIES HERETO. NO TITLE EXAMINATION AND/OR OPINION WAS REQUESTED OF FELD, HYDE, WERTHEIMER, BRYANT & STONE, P.C. BY EITHER GRANTOR OR GRANTEE, AND NONE WAS CONDUCTED AND/OR RENDERED.

WARRANTY DEED

STATE OF ALABAMA)
 KNOW ALL MEN BY THESE PRESENTS:
SHELBY COUNTY)

That in consideration of One Dollar and other good and valuable consideration, to the undersigned Grantor in hand paid by the Grantee herein, the receipt whereof is acknowledged, I, Frances H. Mitchem, a married person (hereinafter referred to as "Grantor"), do grant, bargain, sell and convey unto Edward C. Mitchem, Jr. and Frances H. Mitchem, and any successors, as Trustees of The Frances H. Mitchem Revocable Trust Agreement dated May 8, 2008 (hereinafter referred to as "Grantee"), all of the following described real estate situated in Shelby County, Alabama, to-wit:

See Exhibit "A" attached hereto and made a part hereof by reference.

This conveyance is made subject to the following:

- 1. The lien for ad valorem taxes due in the current year or any subsequent year but not yet payable.
- 2. All easements, liens, encumbrances, restrictions, rights-of-way, any reservations of mineral rights, and other matters of record in the Probate Office of Shelby County, Alabama, together with any deficiencies in quantity of land, easements, discrepancies as to boundary lines, overlaps, etc., which would be disclosed by a true and accurate survey of the property conveyed herein.

TO HAVE AND TO HOLD to said Grantee, their successors and assigns forever, with the trustee(s) acting under said trust having the powers provided therein, including without limitation the power to sell, at public or private sale, exchange, transfer or convey all or any part of the above described property, upon such terms and conditions as the trustee(s) may determine.

The above property does not constitute the homestead of the Grantor.

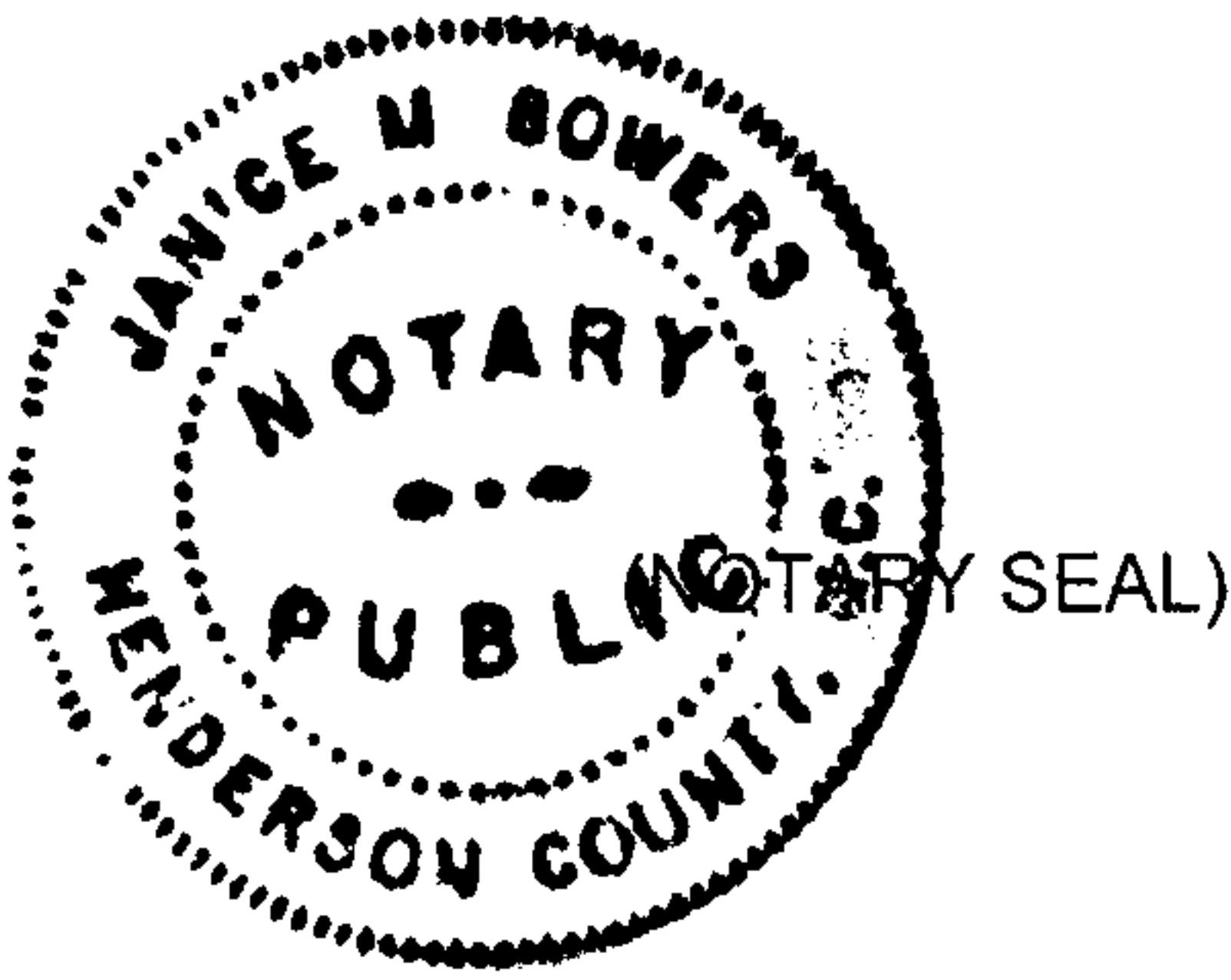
And I do for myself and for my heirs, executors, and administrators covenant with the said Grantee, their successors and assigns, that I am lawfully seized in fee simple of said premises; that they are free from all encumbrances, unless otherwise noted above; that I have a good right to sell and convey the same as aforesaid; that I will and my heirs, executors and administrators shall warrant and defend the same to the said Grantee, their successors and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, the Grantor has hereunto set her hand and seal on
October 7, 2008.

Frances H. Mitchem
Frances H. Mitchem

I, the undersigned authority, a Notary Public in and for the State of North Carolina,
County of Henderson, hereby certify that Frances H. Mitchem, a married
person, 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, she executed the same voluntarily on the day the same bears date.

Given under my hand on October 7, 2008.



Janice M. Bowers
Notary Public

Janice M. Bowers
Printed Name

My Commission Expires: 7-26-2009

Shelby County, AL 10/17/2008
State of Alabama

Deed Tax: \$356.50

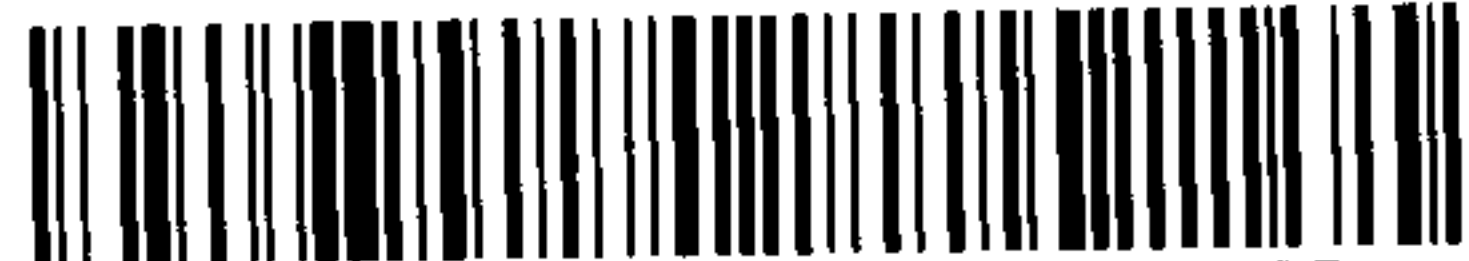

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Exhibit "A"

Parcel I

Begin at the southeast corner of the Southeast Quarter of the Southwest Quarter, of Section 32, Township 20 South, Range 4 West, Shelby County, Alabama; thence in a westerly direction along the south boundary of said quarter-quarter section 270.00 feet; thence turn 88 degrees and 48 minutes to the right in a northerly direction 700.00 feet; thence in an easterly direction along a line parallel to said south boundary 825.86 feet; thence turn 35 degrees and 41 minutes to the left in a northeasterly direction 236.89 feet to intersection with the southwest right-of-way boundary of a county road; thence turn 11 degrees and 30 minutes to the right in a northeasterly direction 40.00 feet to intersection with the centerline of said county road, said intersection being the point of beginning of the arc of a curve, turning to the right, having a radius of 573.69 feet, being subtended by a central angle of 64 degrees and 25 minutes and having a chord 612.13 feet in length, said chord forming an angle of 147 degrees and 47 1/2 minutes to the right from the last mentioned course having a length of 40.00 feet; thence southeasterly, thence southerly, and thence southwesterly along the arc of said curve 644.20 feet; thence in a southwesterly direction along a straight line tangent to said curve 325.10 feet to intersection with the south boundary of the Southwest quarter of Southeast quarter of said Section 32; thence in a westerly direction along said south boundary 475.00 feet, more or less, to the point of beginning.
Minerals and mining rights excepted.

Parcel II

Begin at the southeast corner of the SE1/4 of the SW1/4 of Sec. 32 Twp. 20 S, R. 4 W. Shelby County, Ala.: thence in a westerly direction along the south boundary of said 1/4-1/4 section 270.00 feet to the point of beginning; thence continue west along said south line 150.00 feet; thence turn 88 degrees 48 minutes to the right in a northerly direction 875.00 feet; thence in an easterly direction along a line parallel to said south boundary 150.00 feet; thence in a southerly direction 875.00 feet to the beginning.

LESS AND EXCEPT all rights, title and interest in and to the minerals (including oil and gas) underlying the property and heretofore retained by a prior grantor.


Parcel III

Begin at the Southeast corner. of the SE 1/4 of the SW 1/4 of Section 32, Township 20 South, Range 4 West, Shelby County, Alabama; thence west along the south line of said 1/4-1/4 270.00 feet; thence right 88° 48' in a northerly direction 700.00 feet to the point of the beginning; thence continue along same course 175.00 feet; thence right 91° 12' in a easterly direction 1041.89 feet to the centerline of a county road; thence right 65° 49' in a southeasterly direction along said centerline 40.36 feet; thence right 90° 00' in a southwesterly direction 40.00 feet to the Southwest right-of-way of said county road; thence left 11° 30' in a southwesterly direction 236.89 feet; thence right 35° 41' in a westerly direction 825.86 feet to the point of beginning. Containing 3.6 acres, more or less; mineral and mining rights excepted.

Parcel IV

2.6 acres, more or less, in the NW 1/4 of the NE 1/4 of Section 5, Township 21 South, Range 4 West, which is described as that portion of said 1/4 1/4 Section which lies northwest of the Northernly boundary of Shelby County Road #1 as that road is shown on right of way map of Project No. CP 3-40 as recorded in the office of the Judge of Probate of Shelby County, Alabama, south of the northern boundary of said 1/4 1/4 Section and east of the western boundary of said 1/4 1/4 Section.

SOURCE OF TITLE: Inst. # 1995-16350


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