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This document was prepared by  
H. Hampton Boles, Balch, Bingham, Baker, Hawthorne, Williams & Ward  
600 North 18th Street, Birmingham, Alabama 35203

STATE OF ALABAMA  
COUNTY OF SHELBY

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)

KNOW ALL MEN BY THESE PRESENTS, That in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration in hand paid by HARBERT CONSTRUCTION CORPORATION, a corporation (hereinafter referred to as "Grantee"), to the undersigned THE HARBERT-EQUITABLE JOINT VENTURE, under Joint Venture Agreement dated January 30, 1974 (hereinafter referred to as "Grantor"), the receipt of which is hereby acknowledged, the said Grantor does by these presents grant, bargain, sell and convey unto the said Grantee the following described real estate situated in Shelby County, Alabama:

Parcel No. 1:

To locate the point of beginning, commence at the northeast corner of the southwest quarter of section 30, township 19 south, range 2 west of the Huntsville Meridian, thence south 00°19'25" east along the east line of said quarter 754.67 feet to an iron rod and the point of beginning; thence continue south 00°19'25" east along said quarter line 310.00 feet to an iron rod on the northwest margin of the right-of-way of Valleydale Road, thence with said margin south 57°18'50" west 295.97 feet to an iron rod, thence leaving said margin north 00°19'25" west 468.43 feet to an iron rod, thence north 89°40'35" east 250.00 feet to the point of beginning. All lying in the northeast quarter of the southwest quarter of section 30, township 19 south, range 2 west of the Huntsville Meridian in Shelby County, Alabama, and containing 2.234 acres, more or less; and

Parcel No. 2:

Begin at the northeast corner of the southwest quarter of section 30, township 19 south, range 2 west of the Huntsville Meridian, thence south 00°19'25" east along the east line of said quarter 754.67 feet to an iron rod, thence south 89°40'35" west 250.00 feet to an iron rod, thence north 00°19'25" west 788.00 feet to an iron rod, thence north 89°40'35" east 250.00 feet to an iron rod, thence south 00°19'25" east 33.33 feet to an iron rod and

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Shelby Cnty Judge of Probate, AL  
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the point of beginning. All lying in the east one half of the west one half of section 30, township 19 south, range 2 west of the Huntsville Meridian in Shelby County, Alabama, and containing 4.522 acres, more or less.

Such land is conveyed subject to the following:

1. Ad valorem taxes due and payable October 1, 1974, which Grantee hereby assumes and shall pay.
2. Any applicable zoning ordinances.
3. Easements and restrictions of record.
4. This conveyance is subject to that certain mortgage from Bill L. Harbert and Edwin M. Dixon, as Trustees under that certain Declaration of Trust dated September 18, 1968, to City Federal Savings & Loan Association, mortgagee, which mortgage is dated May 28, 1971, and recorded in Book 317, Page 548, in the Probate Office of Shelby County, Alabama, and which mortgage Grantee assumes and agrees to pay when due.

TO HAVE AND TO HOLD to Grantee, its successors and assigns, forever.

Grantor covenants only that Grantor has not done or suffered anything whereby the premises have been encumbered during the time Grantors had title to such property.

IN WITNESS WHEREOF, the Grantor has caused this conveyance to be executed by each Venturer by their respective duly authorized officers thereunto on this the 30 day of January, 1974.

THE HARBERT-EQUITABLE  
JOINT VENTURE:

By: THE EQUITABLE LIFE ASSURANCE  
SOCIETY OF THE UNITED STATES

Attest:

Dorothy M. Delay  
Assistant Secretary Dorothy M. Delay

By James E. Hayes  
Its James E. Hayes Vice President

By: HARBERT CONSTRUCTION CORPORATION

Attest:

W. H. Roman  
Secretary

By John L. Harbert  
Its President



STATE OF New York )  
COUNTY OF New York )

I, John T. Quartuccio, a Notary Public in and for said County in said State, hereby certify that James E. Hayes whose name as Vice President of The Equitable Life Assurance Society of the United States, 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, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal, this the 30<sup>th</sup> day of January, 1974.

John T. Quartuccio  
JOHN T. QUARTUCCIO Notary Public  
Qualified in Kings Co. No. 24-8464650  
Notary Public, State of New York  
Commission Expires March 30, 1974  
My Commission Expires

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Shelby Cnty Judge of Probate, AL  
02/06/1974 12:00:00 AM FILED/CERT

STATE OF ALA. SHELBY CO.  
I CERTIFY THIS  
INSTRUMENT WAS FILED  
67.50  
1974 FEB -6 AM 11:06  
U.C.C. FILE NUMBER OR  
REC. BK. & PAGE AS SHOWN ABOVE  
Clerk of Probate  
JUDGE OF PROBATE

STATE OF ALABAMA )  
JEFFERSON COUNTY )

I, Evangeline H. Hooper, a Notary Public in and for said County in said State, hereby certify that John M. Harbert III whose name as President of Harbert Construction Corporation, 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, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal, this the 30<sup>th</sup> day of January, 1974.

Evangeline H. Hooper  
Notary Public

My Commission Expires 4-27-74