

STATE OF ALABAMA
COUNTIES OF CHILTON, CLEBURNE,
COOSA, RANDOLPH, SHELBY,
TALLADEGA AND TALLAPOOSA

BOOK 0109 PAGE 168

BOOK 204 PAGE 251

46309

BOOK 0102 PAGE 831

THIS INDENTURE, made and entered into on this the 21st day of December, 1993, by and between Kimberly-Clark Corporation, a corporation, hereinafter referred to as "Grantor" and Alabama Power Company, hereinafter referred to as "Grantee",

WITNESSETH

That for and in consideration of the payment of Two Hundred Fifty Thousand Dollars (\$250,000.00), in hand paid by Grantee to Grantor, and other good and valuable consideration, the receipt and sufficiency whereof is hereby acknowledged, Grantor does hereby grant, bargain, sell and convey unto the Grantee, the real estate described on Exhibit A hereto, pages 1 through 2.

SUBJECT, HOWEVER, to the exceptions specified in Exhibit B hereto.

Together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining.

TO HAVE AND TO HOLD unto the Grantee, its successors and assigns in fee simple, forever.

IN WITNESS WHEREOF, Kimberly-Clark Corporation has caused these presents to be executed by J. G. Grosklaus, who is duly authorized thereto.

ATTEST:

KIMBERLY-CLARK CORPORATION

By Balena H. Paul
Its Assistant Secretary

By J. G. Grosklaus
J. G. Grosklaus
Its Executive Vice President

Please Affix Seal

STATE OF GEORGIA)

COUNTY OF FULTON)

I, E. Jean Hogue, a Notary Public in and for said County in said State, hereby certify that J. G. Grosklaus, whose name as Executive Vice President, of Kimberly-Clark Corporation, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand this the 21st day of December, 1993.



E. Jean Hogue
Notary Public
My commission expires: 2/18/96

THIS INSTRUMENT WAS PREPARED BY:

Harold Williams,
Balch & Bingham, P. O. Box 306, Birmingham, Alabama 35201

(205) 226-3412

SEND TAX NOTICE TO:
ALABAMA POWER CO.
P.O. BOX 2641
BIRMINGHAM, AL 35291

STATE OF ALABAMA

RANDOLPH COUNTY

I hereby certify that
\$ 99.00 Privilege Tax
has been paid on the within
Instrument as required by law.

Mark Diamond
Judge of Probate

The State of Alabama,
Randolph County

I hereby certify that the within

was filed in this office for record

at 11 o'clock A. M. and

recorded in Deed Record

204 page 251-252

Mark Diamond
Judge of Probate

Fee \$ 16.00
SRF 1.00

303 B12



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RECORDED IN ABOVE
DEED BOOK & PAGE NO.
FILED ON

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60410-4661

001181

GEN 900

SHELBY COUNTY JUDGE OF PROBATE

BOOK 204 - 252

BOOK 0109 PAGE 169

THE STATE OF ALABAMA, COOSA COUNTY
I certify that the within conveyance was filed in this office for record Jan. 12
at 2:10 o'clock P.M., and recorded in Book 109
page 168-173 and examined, and that the following privilege tax has been paid on same as required by law
cents _____
Jasper Fuldin
Judge of Probate

Exhibit A

Kimberly-Clark Corporation - Alabama Power Company

1461.00 tax
20.00 rec.
1481.00

Legal Description

BOOK 0102 PAGE 832

Chilton County, Alabama

Township 23 North, Range 13 East

Section 3: NW $\frac{1}{4}$

Section 4: E $\frac{1}{2}$ of NE $\frac{1}{4}$, less railroad right-of-way

Township 24 North, Range 13 East

Section 27: NW $\frac{1}{4}$ of SW $\frac{1}{4}$; S $\frac{1}{2}$ of SW $\frac{1}{4}$ lying west of the railroad right-of-way.

Section 28: S $\frac{1}{2}$ of SE $\frac{1}{4}$

Section 33: SE $\frac{1}{4}$ of NW $\frac{1}{4}$; E $\frac{1}{2}$ less railroad right-of-way.

Section 34: SW $\frac{1}{4}$ lying west of U.S. Highway 31; S $\frac{1}{2}$ of NW $\frac{1}{4}$ lying west of U.S. Highway 31 less railroad right-of-way; W $\frac{1}{2}$ of SE $\frac{1}{4}$ lying west of U.S. Highway 31; NW $\frac{1}{4}$ of NW $\frac{1}{4}$ lying west of railroad right-of-way.

Township 23 North, Range 15 East

Section 14: N $\frac{1}{2}$ of N $\frac{1}{2}$; SW $\frac{1}{4}$ of NE $\frac{1}{4}$; SE $\frac{1}{4}$ of NW $\frac{1}{4}$; N $\frac{1}{2}$ of SW $\frac{1}{4}$ of NW $\frac{1}{4}$; NE $\frac{1}{4}$ of SW $\frac{1}{4}$.

Township 21 North, Range 16 East

Section 5: N $\frac{1}{2}$ of N $\frac{1}{2}$; SW $\frac{1}{4}$ of NE $\frac{1}{4}$

Township 22 North, Range 16 East

Section 28: SW $\frac{1}{4}$

Section 31: E $\frac{1}{2}$ except the SW $\frac{1}{4}$ of SE $\frac{1}{4}$

Section 32: NE $\frac{1}{4}$; N $\frac{1}{2}$ of NW $\frac{1}{4}$; SW $\frac{1}{4}$; N $\frac{1}{2}$ of SE $\frac{1}{4}$.

Cleburne County, Alabama

Township 16 South, Range 11 East

Section 17: Begin at the intersection of the north boundary line of the NE $\frac{1}{4}$ of Section 17 with the west right-of-way line of a county dirt road; thence run southwesterly along said dirt road approximately 1,060 feet to a county dirt road that turns off to the right and meanders westerly to a point on the north line of the SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 17; thence run east to the NE corner of the said SE $\frac{1}{4}$ of NW $\frac{1}{4}$; thence run north along the west line of the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ to the NW corner of the NE $\frac{1}{4}$; thence east along the north boundary line of the NE $\frac{1}{4}$ to the point of beginning. Tract being in the NW $\frac{1}{4}$ of NE $\frac{1}{4}$; SW $\frac{1}{4}$ of NE $\frac{1}{4}$ and SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 17.

Coosa County, Alabama

Township 21 North, Range 20 East

Section 14: S $\frac{1}{2}$ of N $\frac{1}{2}$; S $\frac{1}{2}$

Section 15: E $\frac{1}{2}$ of E $\frac{1}{2}$ lying north of Martin Lake; NW $\frac{1}{4}$ of NE $\frac{1}{4}$

Section 27: W $\frac{1}{2}$ of SE $\frac{1}{4}$; E $\frac{1}{2}$ of SW $\frac{1}{4}$

Township 23 North, Range 16 East

Section 3: All that land in the S $\frac{1}{2}$ of SW $\frac{1}{4}$ lying south of Paint Creek

Section 4: All that land in the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ lying south and east of Paint Creek

Section 9: E $\frac{1}{2}$ of SE $\frac{1}{4}$ of NE $\frac{1}{4}$; E $\frac{1}{2}$ of NE $\frac{1}{4}$ of SE $\frac{1}{4}$; SE $\frac{1}{4}$ of SE $\frac{1}{4}$; southeast corner of SW $\frac{1}{4}$ of SE $\frac{1}{4}$

Section 10: W $\frac{1}{2}$

Section 15: W $\frac{1}{2}$

Section 16: E $\frac{1}{2}$ of NE $\frac{1}{4}$; N $\frac{1}{2}$ of NE $\frac{1}{4}$ of SE $\frac{1}{4}$; S $\frac{1}{2}$ of SE $\frac{1}{4}$; S $\frac{1}{2}$ of SW $\frac{1}{4}$; NW $\frac{1}{4}$ of SW $\frac{1}{4}$; SW $\frac{1}{4}$ of NW $\frac{1}{4}$

Section 17: S $\frac{1}{2}$ lying south of Lay Lake

Section 20: N $\frac{1}{2}$

Section 21: NW $\frac{1}{4}$ of NW $\frac{1}{4}$

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BOOK & PAGE NO.
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JAMES E. PREUITT
JUDGE OF PROBATE
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Coosa County continued

BOOK 0102 PAGE 833

Township 24 North, Range 16 East

- Section 4: S $\frac{1}{2}$ of SW $\frac{1}{4}$; South 24 acres of NE $\frac{1}{4}$ of SW $\frac{1}{4}$; W $\frac{1}{2}$ of SE $\frac{1}{4}$; SW $\frac{1}{4}$ of NE $\frac{1}{4}$; East 30 acres of Fraction A.
 Section 5: SE $\frac{1}{4}$ lying east of Lay Lake

Randolph County, Alabama

Township 18 South, Range 10 East

- Section 34: SE $\frac{1}{4}$ of SE $\frac{1}{4}$
 Section 35: SW $\frac{1}{4}$ of SW $\frac{1}{4}$ less six (6) acres described as follows:
 Start at the southeast corner of the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ Section 35; thence north 6.15 chains to the point of beginning (POB); thence West for 9.50 chains; thence North for 6.32 chains; thence East for 9.50 chains; thence South 6.32 chains to POB.

Township 19 South, Range 10 East

- Section 2: NW $\frac{1}{4}$ of NW $\frac{1}{4}$
 Section 3: NE $\frac{1}{4}$ of NE $\frac{1}{4}$
 Section 14: SE $\frac{1}{4}$ of SW $\frac{1}{4}$
 Section 23: NW $\frac{1}{4}$ lying east of Harris Lake

Shelby County, Alabama value of property \$1,789,789.00

Township 19 South, Range 1 East

- Section 23: SW $\frac{1}{4}$ of SE $\frac{1}{4}$ lying north of U.S. Highway 280
 Section 24: SW $\frac{1}{4}$ of SE $\frac{1}{4}$; SE $\frac{1}{4}$ of SW $\frac{1}{4}$ lying north of U.S. Highway 280
 Section 29: S $\frac{1}{2}$ of SW $\frac{1}{4}$ of NW $\frac{1}{4}$; W $\frac{1}{2}$ of NW $\frac{1}{4}$ of SW $\frac{1}{4}$ lying north of U.S. Highway 280
 Section 30: N $\frac{1}{2}$ of SE $\frac{1}{4}$ lying north of U.S. Highway 280; NE $\frac{1}{4}$ of SW $\frac{1}{4}$ lying north of U.S. Highway 280

Township 19 South, Range 1 West

- Section 25: S $\frac{1}{2}$ of S $\frac{1}{2}$ of NW $\frac{1}{4}$ lying north of U.S. Highway 280

Talladega County, Alabama

Township 17 South, Range 7 East

- Section 8: W $\frac{1}{2}$ lying east of railroad right-of-way and south of Choccolocco Creek value of property \$48,323.00

Tallapoosa County, Alabama

Township 21 North, Range 22 East

- Section 3: NW $\frac{1}{4}$ lying north of Martin Lake

Township 22 North, Range 22 East

- Section 34: NE $\frac{1}{4}$; SE $\frac{1}{4}$ of NW $\frac{1}{4}$; E $\frac{1}{2}$ of SW $\frac{1}{4}$ lying east of Martin Lake; SE $\frac{1}{4}$ except for the SE $\frac{1}{4}$ of SE $\frac{1}{4}$
 Section 35: NW $\frac{1}{4}$ of SW $\frac{1}{4}$

JAMES E. PREUITT
JUDGE OF PROBATE

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THE LANDS DESCRIBED ON EXHIBIT A ARE CONVEYED SUBJECT TO EXCEPTIONS (A) THROUGH (LL), AS FOLLOWS:

- (a) Public Road right-of-way of Tallapoosa County, recorded in Tallapoosa County in Deed Book 181 Page 455 in Probate Office.
- (b) Rights of riparian owners in and to the use of the Tallapoosa River.
- (c) Any existing rights of Alabama Power Company to flood along Martin Lake and to flood land which may be entirely surrounded by waters of said Lake or its tributaries, including rights in document recorded in Tallapoosa County in Deed Book 99 Page 229 and the Alabama Power Condemnation proceedings of 1925.
- (d) Such rights as may exist in connection with any cemeteries which might be located on such property.
- (e) Right-of-way of Colonial Pipeline recorded in Talladega County in Deed Book 379 Page 371 and Deed Book 225 Page 173.
- (f) Right-of-way of Plantation Pipe Line recorded in Talladega County in Deed Book 103 Page 530 and Deed Book 327 Page 199.
- (g) Rights of riparian owners in and to the use of Choccolocco Creek and Salt Creek, Talladega County.
- (h) Mineral and mining rights and rights pertaining thereto, set out in Deed Book 80 Page 425, Shelby County as to Section 30, Township 19 South, Range 1 East.
- (i) Transmission Line Permits of Alabama Power Company as set out in Deed Book 112 Page 111 as to property in Sections 29 and 30, Township 19 South, Range 1 East and as set out in Deed Book 119 Page 560 as to property in Section 24, Township 19 South, Range 1 East, all in Shelby County, Alabama.
- (j) Right-of-way of Colonial Pipe Line as set out in Deed Book 222 Page 638 as to property in Section 23, Township 19 South, Range 1 East, Shelby County, Alabama.
- (k) Right-of-way of Shelby County as set out in Deed Book 95 Page 503 as to property in Sections 29 and 30 in Township 19 South, Range 1 East and as to property in Section 25, Township 19 South, Range 1 West in Shelby County, Alabama.
- (l) Right-of-way of Alabama Power Company as set out in Volume 77 Page 561 in the Probate Office of Cleburne County.
- (m) Right-of-way of Southern Natural Gas as set out in Volume 94 Page 154 and Volume 93 Page 188 and Volume 69 Page 42 in the Probate Office of Cleburne County.
- (n) Easement of Cleburne County as set out in Volume 82 Page 624 in the Probate Office of Cleburne County.
- (o) Less and except Old Liberty Cemetery Road right-of-way.
- (p) Easement of Alabama Power Company covering perpetual easement as set out in Deed Book 128 Page 531 in the Probate Office, Randolph County.
- (q) Rights of riparian owners in and to the use of Tallapoosa River.
- (r) Any existing rights of Alabama Power Company to flood along Tallapoosa River, or to flood lands which may be entirely surrounded by waters of Tallapoosa River or its tributaries, including Deed Book 128 Page 541 in the Probate Office of Randolph County.
- (s) Prior rights of Alabama Power Company to a parcel in the SE 1/4 of the SE 1/4 of Section 15, Township 21 North, Range 20 East, Coosa County.
- (t) Right-of-way of Coosa County established by Deed Book 49 Page 328 in Probate Office of Coosa County.

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 JAMES E. PRUITT
 JUDGE OF PROBATE

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(u) Any existing rights of Alabama Power Company to flood along Coosa River, or to flood land which may be entirely surrounded by waters of Coosa River, or its tributaries.

(v) Transmission Line Permit of Alabama Power Company Deed Book 178 Page 395 in Probate Office, Chilton County.

(w) Right-of-way of Chilton County in Deed Book 496 Page 623 (covers E 1/2 of NE 1/4 of said Section 4), Deed Book 559 Page 181 (covers NW 1/4 of SE 1/4 of said Section 34) in Chilton County.

(x) Right-of-way of AT&T recorded in Chilton County in Deed Book 38 Page 498 (covers said Section 33, Township 24 North, Range 13 East).

(y) Right-of-way(s) of Chilton County recorded in Deed Book 303 Page 438 (covers property in Sections 27 and 34 in Township 24 North, Range 13 East) in Probate Office, Chilton County.

(z) Right-of-way of VanDervere recorded in Chilton County in Deed Book 48 Page 235 (across N 1/2 of Section 34, Township 24 North, Range 13 East).

(aa) Right-of-way of Plantations Pipe Line recorded in Deed Book 313 Page 70 (across E 1/2 of NW 1/4 of said Section 33) in Chilton County.

(bb) Any existing rights of Alabama Power Company to flooding along Mitchell Lake, or to flood land which may be entirely surrounded by waters of said Lake or its tributaries.

(cc) Mineral and mining rights set out in the Probate Office of Chilton County in Deed Book 90 Page 37, Deed Book 551, Page 578 (SE 1/4 of NW 1/4, Section 3, Township 23 North, Range 13 East), and Deed Book 441 Page 552 (Section 27, Township 24 North, Range 13 East). Further, there is excepted the mineral rights to the following parcels in Chilton County: S 1/2 of SW 1/4 lying West of the Railroad right-of-way; N 1/2 of N 1/2 and SW 1/4 of NE 1/4, Section 5, Township 21 North, Range 16 East; E 1/2, except the SW 1/4 of SE 1/4 of Section 31, Township 22 North, Range 16 East; NE 1/4, SW 1/4 and N 1/2 of SE 1/4 of Section 32, Township 22 North, Range 16 East.

(dd) Right-of-way of L & N Railroad, wherever located, and including the rights set out in Deed Book 60 Page 226, Deed Book 60 Page 76, and Deed Book 320 Page 410 in Probate Office of Chilton County.

(ee) all easements, restrictions, rights-of-way for roadways, utilities and other easements, by prescription or otherwise which affect such property.

(ff) mineral and mining rights owned by others; and

(gg) liens for all ad valorem taxes as may be assessed or become due after the date hereof, including such taxes due in 1993 and those assessed October 1, 1993 which are due October 1, 1994 and become delinquent if not paid before January 1, 1995, all of which shall be paid by Grantor. Any tax based on the assessment of the lands on a current use basis shall be paid by Grantee.

(hh) Public road right-of-ways to Coosa County, as recorded in:

(i) Deed Book 53 Page 464 (across NW 1/4 of NW 1/4, Section 21 and N 1/4 of Section 20, both in Township 23 North, Range 16 East).

(ii) Deed Book 60 Page 167 (across E 1/2 of SW 1/4 and SW 1/4 of SE 1/4 Section 4, Township 24 North, Range 16 East).

(ii) Transmission Line Permit to Alabama Power Company recorded in Deed Book 72 Page 233 (across NW 1/4 of NW 1/4, Section 21, Township 23 North, Range 16 East), Coosa County.

(jj) Such rights as may exist in connection with any cemeteries located on any of subject property, including the cemetery set out in deed by J. W. Bailey and wife, to Ralph Lumber Company recorded in Deed Book 14 Page 72 in Coosa County.

(kk) Mineral and mining rights and reservations set out in Deed Book 23 Page 46 covering E 1/2 of NW 1/4 of NE 1/4 of SW 1/4, and W 1/2 of W 1/2, all Section 10, Township 23 North, Range 16 East, and in the deed from O. Anderson, et al. to Coosa River Newsprint recorded Deed Book 17 Page 193, covering properties in Sections 3, 4, 16, 10, 15, 17, 20 and 21, all in Township 23 North, Range 16 East, all in Coosa County.

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JAMES E. BAILEY
JUDGE OF PROBATE
FEB 12 1994
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(II) Any existing rights of Alabama Power Company to flooding along Coosa River, or which may be entirely surrounded by waters of Coosa River or its tributaries, including Deed Book 58 Page 141, Deed Book T Pages 167 and 267, Deed Book 35 Page 404, Deed Book 23 Page 369, Deed Book 17 Page 250 in Coosa County.

BOOK 0109 PAGE 173 BOOK 0102 PAGE 836

204 PAGE 256

60410-4661 + Inst

STATE OF ALA. CHILTON CO
I CERTIFY THIS
INSTRUMENT WAS FILED

1994 JAN 12 PM 3:02

UCC FILE NUMBER OR REC.
BK. & PAGE AS SHOWN ABOVE

Robert M. Martin

DEED 824.50
MORTG
REC 110.00
INDEX 3.00
D.P.FEE 2.00

CLEBURNE COUNTY, ALABAMA

I certify this instrument was filed
on 1-12-94 11:35 AM

and recorded in Fiche 303
Frame B12-14 C1-3

Mgt. Tax Deed Tax 15.00
Fee 19.00 Total 34.00

Mac Smith
Probate Judge

RECORDED IN ABOVE
DEED BOOK & PAGE NO.
FILED ON

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94 JAN 12 AM 11 29

JAMES E. PREUITT
JUDGE OF PROBATE

State Of Alabama, Talladega Co. I hereby certify that
the following fees have been collected on this instru-
ment as required by law.

Deed Tax 48.50
Mtg. Tax
Indexing fee 2.00
Recording 15.00
Total 65.50

JAMES E. PREUITT
Judge of Probate

000277

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Inst # 1994-01409

01/13/1994-01409
09:50 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
006 M3 1011.00