

IN THE PROBATE COURT FOR JEFFERSON COUNTY, AL

IN THE MATTER OF THE
ESTATE OF BARNEY HAROLD KNIGHT,
DECEASED,

*
*
* CASE # 142936

PETITION TO ESTABLISH BOUNDARY LINES

Comes now Jimmy Knight as Executor of the Estate of Barney Harold Knight, deceased, and petitions this Honorable Court to establish the boundary lines of certain property and shows unto the Court as follows:

1. The decedent owned certain property in the Pelham Industrial Park at the time of his death. No proper survey of the complete property had been done at the time of decedent's death.

2. According to the Last Will and Testament of the decedent, he determined that the subject property consisted of four (4) parcels which he devised to certain devisees named in the Will. However, no adequate property descriptions existed for conveyance of the said property.

3. Accordingly, the Executor commissioned a survey which is attached as Exhibit "A". Said exhibit additionally provides metes and bounds property descriptions of five (5) parcels of real property. Parcels I, III, IV and V, were owned by the decedent at the time of his death.

4. According to said Last Will and Testament, he bequeathed the said parcels as follows:

Parcels I, III and IV to Mary Kathleen Jackson, Mary Teresa Dillard, Mary Suzanne Bearden, and Barney Harold

08/24/1994-26241
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SHELBY COUNTY JUDGE OF PROBATE
006 MCD 21.00

Barney P. Lee

1994-26241

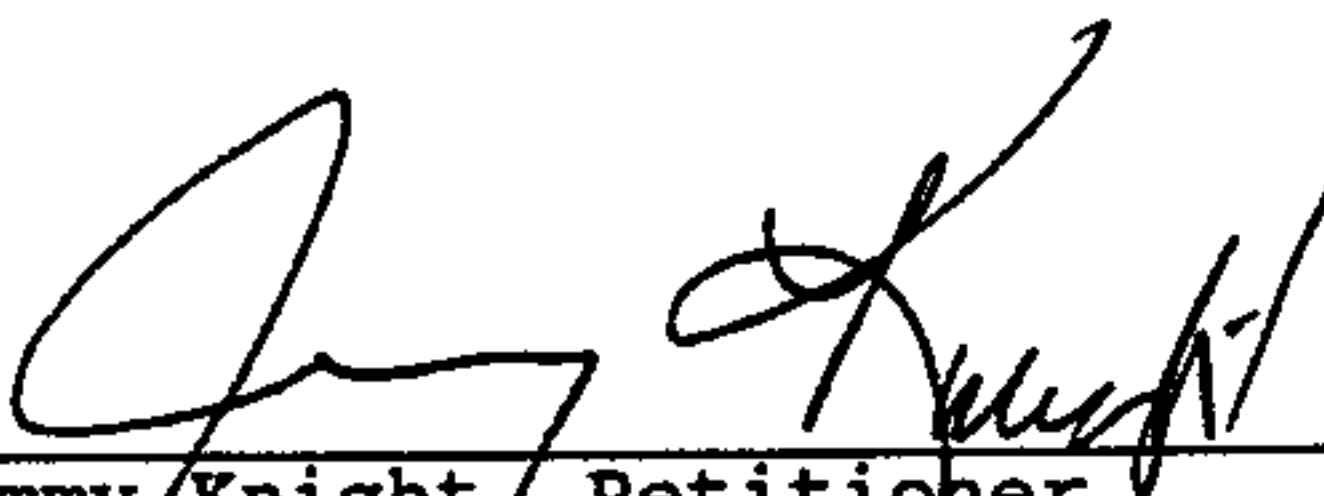
Knight, Jr. Parcel V was bequeathed to Knight Plumbing & Heating Company, Inc.

5. Exhibit "A" represents a proper and complete description of the subject property. The Executor believes it is in the best interest of the Estate to determine the boundary lines of the said property in accordance with Exhibit "A" and, further, said determination will permit the Executor to convey the property in accordance with the decedent's wishes.

6. All of the devisees agree and consent with the establishment of the boundary lines in accordance herewith and as approved below.

WHEREFORE, your Petitioner requests that an Order be entered by the Court establishing the boundary lines as shown on Exhibit "A" for parcels I, III, IV and V.

Respectfully submitted on this the 22 day of August, 1994.


Jimmy Knight / Petitioner

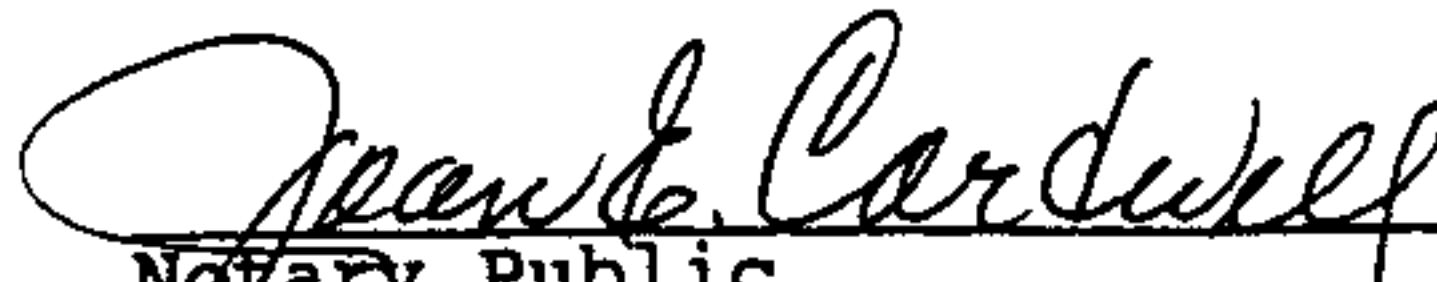
VERIFICATION

State of Alabama

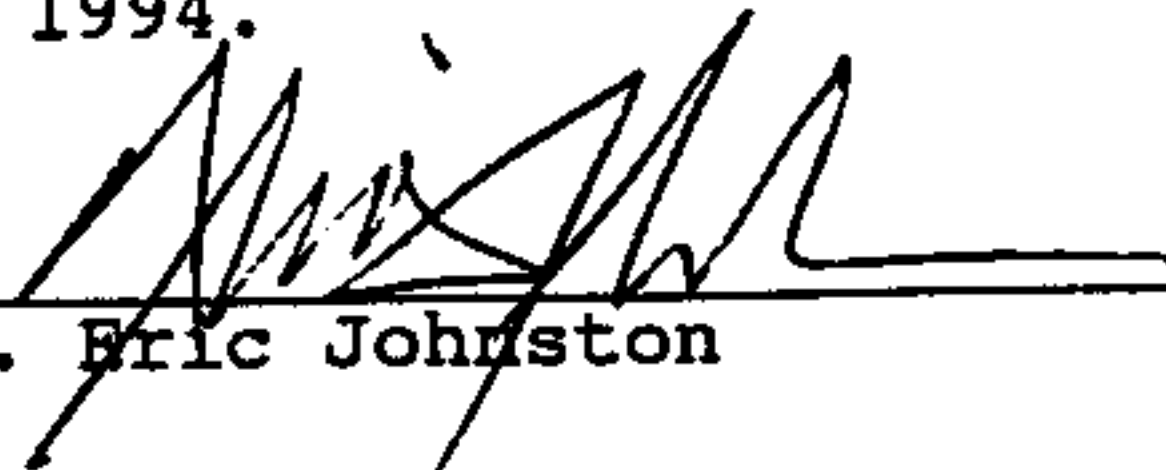
Jefferson County

Before me, the undersigned, a Notary Public in and for said county in said state, personally appeared Jimmy Knight, who, being first duly sworn, makes oath that he has read the foregoing Petition to Establish Boundary Lines and that it is true and correct.

Sworn to and subscribed to before me this the 22 day of August, 1994.


Notary Public

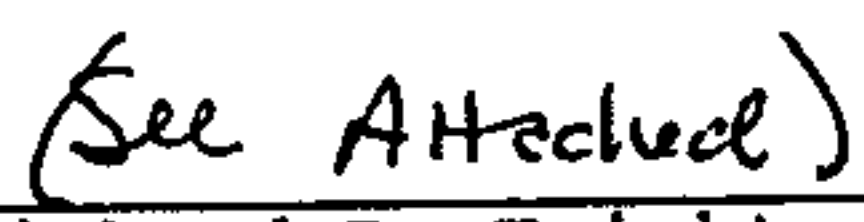
Approved by A. Eric Johnston, Attorney for the Executor on
this the 22 day of August, 1994.


A. Eric Johnston

Approved by Claiborne P. Seier, Attorney for the Mary Kathleen
Jackson, Mary Teresa Dillard, Mary Suzanne Bearden and Barney
Harold Knight, Jr., on this the 22 day of August, 1994.


Claiborne P. Seier

Approved by Richard D. Knight, President of Knight Plumbing &
Heating Company, Inc. on this the _____ day of August, 1994.


Richard D. Knight

Approved by A. Eric Johnston, Attorney for the Executor on this the _____ day of August, 1994.

A. Eric Johnston

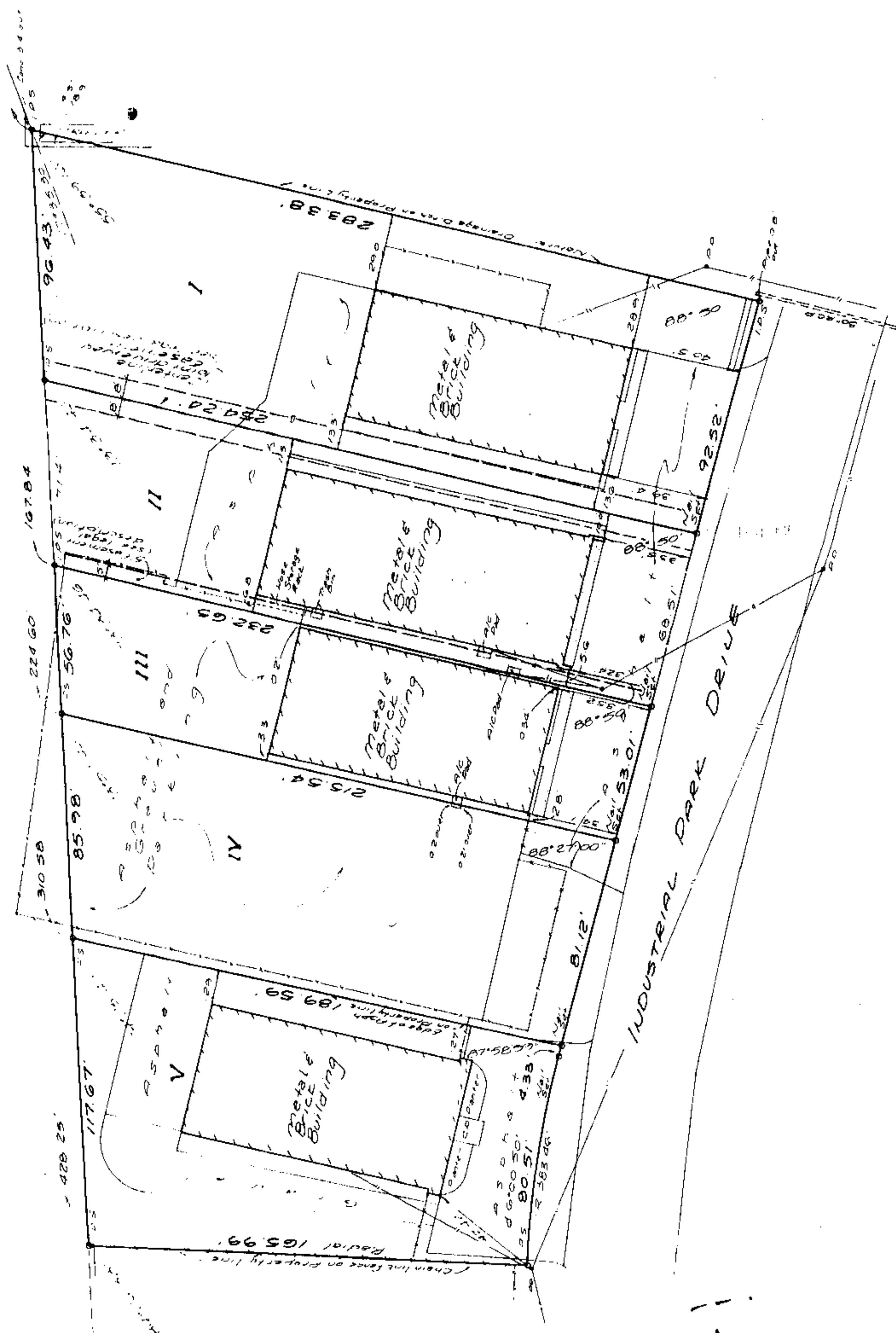
Approved by Claiborne P. Seier, Attorney for the Mary Kathleen Jackson, Mary Teresa Dillard, Mary Suzanne Bearden and Barney Harold Knight, Jr., on this the _____ day of August, 1994.

Claiborne P. Seier

Approved by Richard D. Knight, President of Knight Plumbing & Heating Company, Inc. on this the 22nd day of August, 1994.



Richard D. Knight



Ex 4 A

STATE OF ALABAMA)
COUNTY OF SHELBY)

I, Kenneth B. Weygand, a registered Engineer-Land Surveyor, certify that I have surveyed five parcels of land situated in the Southeast Quarter of the Northeast Quarter of Section 14, Township 20 South, Range 3 West, Shelby County, Alabama, being more particularly described as follows:

Parcel I:

Commence at the Northeast corner of said Quarter-Quarter Section, thence turn an interior clockwise angle of 69 degrees 03 minutes 45 seconds measured from the East line of said Quarter-Quarter Section and run in a Southwesterly direction for a distance of 777.02 feet to the point of beginning, said point being an iron pin set; thence turn an angle to the left of 55 degrees 59 minutes 16 seconds and run in a Southwesterly direction for a distance of 283.38 feet to an iron pin set; thence turn an angle to the right of 2 degrees 10 minutes 00 seconds and run in a Northwesterly direction for a distance of 92.52 feet to a PK nail set; thence turn an angle to the right of 88 degrees 50 minutes 00 seconds and run in a Northeasterly direction for a distance of 254.24 feet to an iron pin set; thence turn an angle to the right of 73 degrees 34 minutes 46 seconds and run in an Easterly direction for a distance of 96.43 feet to the point of beginning.

Parcel II:

Commence at the Northeast corner of said Quarter-Quarter Section, thence turn an interior clockwise angle of 69 degrees 03 minutes 45 seconds as measured from the East line of said Quarter-Quarter Section and run in a Southwesterly direction for a distance of 777.02 feet to a point; thence turn an angle to the right of 17 degrees 35 minutes 30 seconds and run in a Westerly direction for a distance of 96.43 feet to the point of beginning, said point being an iron pin set; thence continue along last stated course for a distance of 71.41 feet to an iron pin set; thence turn an angle to the left of 73 degrees 34 minutes 46 seconds and run in a Southwesterly direction for a distance of 232.65 feet to a PK nail set; thence turn an angle to the left of 88 degrees 50 minutes 00 seconds and run in a Southeasterly direction for a distance of 68.51 feet to a PK nail set; thence turn an angle to the left of 91 degrees 10 minutes 00 seconds and run in a Northeasterly direction for a distance of 254.24 feet to the point of beginning.

Parcel III:

Commence at the Northeast corner of said Quarter-Quarter Section, thence turn an interior clockwise angle of 69 degrees 03 minutes 45 seconds as measured from the East line of said Quarter-Quarter Section and run in a Southwesterly direction for a distance of 777.02 feet to a point; thence turn an angle to the right of 17 degrees 35 minutes 30 seconds and run in a Westerly direction for a distance of 167.84 feet to the point of beginning, said point being an iron pin set; thence continue along last stated course for a distance of 56.76 feet to an iron pin set; thence turn an angle to the left of 73 degrees 34 minutes 46 seconds and run in a Southwesterly direction for a distance of 215.54 feet to a PK nail set; thence turn an angle to the left of 88 degrees 27 minutes 00 seconds and run in a Southeasterly direction for a distance of 53.01 feet to a PK nail set; thence turn an angle to the left of 91 degrees 10 minutes 00 seconds and run in a Northeasterly direction for a distance of 232.65 feet to the point of beginning.

Parcel IV:

Commence at the Northeast corner of said Quarter-Quarter Section, thence turn an interior clockwise angle of 69 degrees 03 minutes 45 seconds as measured from the East line of said Quarter-Quarter Section and run in a Southwesterly direction for a distance of 777.02 feet to a point; thence turn an angle to the right of 17 degrees 35 minutes 30 seconds and run in a Westerly direction for a distance of 224.60 feet to the point of beginning, said point being an iron pin set; thence continue along last stated course for a distance of 85.98 feet to an iron pin set; thence turn an angle to the left of 74 degrees 25 minutes 47 seconds and run in a Southwesterly direction for a distance of 189.59 feet to a PK nail set; thence turn an angle to the left of 87 degrees 58 minutes 59 seconds and run in a Southeasterly direction for a distance of 81.12 feet to a PK nail set; thence turn an angle to the left of 91 degrees 33 minutes 00 seconds and run in a Northeasterly direction for a distance of 215.54 feet to the point of beginning.

Parcel V:

Commence at the Northeast corner of said Quarter-Quarter Section, thence turn an interior clockwise angle of 69 degrees 03 minutes 45 seconds as measured from the East line of said Quarter-Quarter Section and run in a Southwesterly direction for a distance of 777.02 feet to a point; thence turn an angle to the right of 17 degrees 35 minutes 30 seconds and run in a Westerly direction for a distance of 310.58 feet to the point of beginning, said point being an iron pin set; thence continue along last stated course for a distance of 117.67 feet to an iron pin set; thence turn an angle to the left of 84 degrees 26 minutes 33 seconds and run in a Southwesterly direction for a distance of 165.99 feet to a iron pin set, said iron being on a curve to the right having a central angle of 12 degrees 01 minutes 40 seconds and a radius of 383.46 feet; thence turn an angle to the left of 90 degrees 00 minutes 00 seconds to the tangent of last stated curve and run in a Southeasterly direction along the arc of said curve for a distance of 80.51 feet to a PK nail set; thence run tangent to last stated curve for a distance of 4.33 feet to a PK nail set; thence turn an angle to the left of 92 degrees 01 minutes 01 seconds and run in a Northeasterly direction for a distance of 189.59 feet to the point of beginning.

I furthermore certify that there are no rights-of-way, easements, or joint driveways over or across said land visible on the surface except as shown; that there are no electric or telephone wires (excluding wires which serve premises only) or structures or supports therefor, including poles, anchors and guy wires, on or over said premises except as shown; that I have consulted the Federal Insurance Administration "Flood Hazard Boundary Map" and found that this property is not located in "a special flood hazard area"; that there are no encroachments on said land except as shown; that improvements are located as shown above; and that the correct address is as follows:

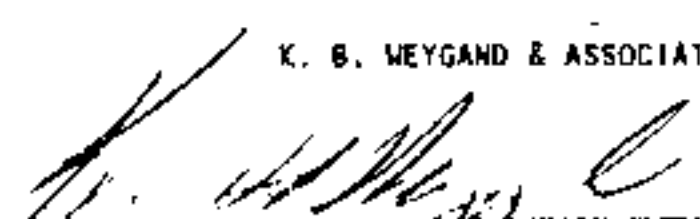
INDUSTRIAL PARK DRIVE according to my survey of: 8-17-94

I furthermore certify that all parts of this survey and drawing have been completed in accordance with the requirements of the Minimum Technical Standards for the Practice of Land Surveying in the State of Alabama.
Valid only if crimped or stamped in red ink.

K. B. WEYGAND & ASSOCIATES, P.C.

Order No. 4-17-10

Purchaser: _____


Kenneth B. Weygand, Reg. Engr.-L.S.#11768
Phone: (205) 991-8965

An easement for a joint driveway between Parcels I & II lying 8 feet each side of a line, being more particularly described as follows:

Commence at the Northeast corner of said Quarter-Quarter Section, thence turn an interior clockwise angle of 69 degrees 03 minutes 45 seconds as measured from the East line of said Quarter-Quarter Section and run in a Southwesterly direction for a distance of 777.02 feet to a point; thence turn an angle to the right of 17 degrees 35 minutes 30 seconds and run in a Westerly direction for a distance of 96.43 feet to the point of beginning of said easement, thence turn an angle to the left of 73 degrees 34 minutes 46 seconds and run in a Southwesterly direction for a distance of 254.24 feet to the end of said easement.

An easement in Parcel II being more particularly described as follows:

Commence at the Northeast corner of said Quarter-Quarter Section, thence turn an interior clockwise angle of 69 degrees 03 minutes 45 seconds as measured from the East line of said Quarter-Quarter Section and run in a Southwesterly direction for a distance of 777.02 feet to a point; thence turn an angle to the right of 17 degrees 35 minutes 30 seconds and run in a Westerly direction for a distance of 162.63 feet to the point of beginning of said easement; thence continue along last stated course for a distance of 5.21 feet to a point; thence turn an angle to the left of 73 degrees 34 minutes 46 seconds and run in a Southwesterly direction for a distance of 232.65 feet to a point; thence turn an angle to the left of 88 degrees 50 minutes 00 seconds and run in a Southeasterly direction for a distance of 5.00 feet to a point; thence turn an angle to the left of 91 degrees 10 minutes 00 seconds and run in a Northeasterly direction for a distance of 234.23 feet to the point of beginning of said easement.

Inst # 1994-26241

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