

STATE OF ALABAMA     )  
                                  )  
SHELBY COUNTY         )

**STATUTORY WARRANTY DEED**

KNOW ALL MEN BY THESE PRESENTS that, for and in consideration of the sum of One Hundred Thousand Dollars (\$100,000.00) and other good and valuable consideration in hand paid by THE INDUSTRIAL DEVELOPMENT BOARD OF SHELBY COUNTY, ALABAMA, an Alabama public corporation (hereinafter referred to as the "Grantee"), to BLUE CIRCLE INC., an Alabama corporation (hereinafter referred to as the "Grantor"), receipt whereof is hereby acknowledged, the Grantor does hereby grant, bargain, sell and convey unto the Grantee the real estate lying and being situated in Shelby County, Alabama, described on Exhibit A attached hereto, less and except any and all buildings and other improvements located thereon, title to which buildings and improvements shall remain in the Grantor.

TO HAVE AND TO HOLD unto the Grantee, and the Grantee's heirs and assigns, forever.

It is expressly understood and agreed that this deed is made subject to the following:

1. Taxes due and payable October 1, 1995 and in subsequent years.
2. Liens, encumbrances, easements and other matters of record.

This deed is executed without warranty or representation of any kind on the part of the Grantor, express or implied, except as against acts done or suffered by the Grantor that are not specifically excepted herein.

IN WITNESS WHEREOF, the undersigned Grantor has executed this deed on the 10<sup>th</sup> day of January, 1995.

BLUE CIRCLE INC.

By James R. McMullin  
Its Vice President

Inst # 1995-05314

195478\2097-0007

03/01/1995-05314  
01:30 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
003 MCD 14.50

W. E. H. F.

Inst # 1995-05314

STATE OF GEORGIA     )  
                                  )  
COUNTY OF COBB     )

I, Linda B. Huey, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that James R. McMillen, whose name as Vice President of BLUE CIRCLE INC., an Alabama 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 said 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 and official seal, this the 10<sup>th</sup> day of January, 1995.

Linda B. Huey  
Notary Public

[AFFIX SEAL]

My commission expires:

Notary Public, Cobb County, Georgia  
My Commission Expires Feb. 27, 1995

## **EXHIBIT A**

### **Real Property Description**

#### **Parcel 1 - Cement Silo**

Commence at the N.E. Corner of the N.E.  $\frac{1}{4}$  - S.E.  $\frac{1}{4}$  - Section 24 - Twp. 22 South - Range 3 West; thence run south along the east  $\frac{1}{4}$ - $\frac{1}{4}$  line for a distance of 821.37 feet; thence deflect an angle of 90 degrees right for a distance of 264.70 feet to a point of beginning; thence deflect an angle of 109 degrees 39 minutes 51 seconds left and run southeasterly for a distance of 80.00 feet; thence deflect an angle of 90 degrees right and run southwesterly for a distance of 80.00 feet; thence deflect an angle of 90 degrees right and run northwesterly for a distance of 80.00 feet; thence deflect an angle of 90 degrees right and run northeasterly for a distance of 80.00 feet to the point of beginning, containing 0.15 acres more or less this the 24 day of December 1994.

#### **Parcel 2 - Clinker Silo**

Commence at the N.E. Corner of the N.E.  $\frac{1}{4}$  - S.E.  $\frac{1}{4}$  - Section 24 - Twp. 22 South - Range 3 West; thence run south along the east  $\frac{1}{4}$ - $\frac{1}{4}$  line for a distance of 211.69 feet; thence deflect an angle of 90 degrees right for a distance of 399.82 feet to a point of beginning; thence deflect an angle of 84 degrees 52 minutes 16 seconds left and run southwesterly for a distance of 145.00 feet; thence deflect an angle of 90 degrees right and run northwesterly for a distance of 104.00 feet; thence deflect an angle of 90 degrees right and run northeasterly for a distance of 145.00 feet; thence deflect an angle of 90 degrees right and run southeasterly for a distance of 104.00 feet to the point of beginning, containing 0.35 acres more or less this the 24 day of December 1994.

#### **Parcel 3 - Finish Mill Building**

Commence at the N.E. Corner of the N.E.  $\frac{1}{4}$  - S.E.  $\frac{1}{4}$  - Section 24 - Twp. 22 South - Range 3 West; thence run south along the east  $\frac{1}{4}$ - $\frac{1}{4}$  line for a distance of 479.01 feet; thence deflect an angle of 90 degrees right for a distance of 411.88 feet to a point of beginning; thence deflect an angle of 84 degrees 52 minutes 16 seconds left and run southwesterly for a distance of 114.00 feet; thence deflect an angle of 90 degrees right and run northwesterly for a distance of 110.00 feet; thence deflect an angle of 90 degrees right and run northeasterly for a distance of 114.00 feet; thence deflect an angle of 90 degrees right and run southeasterly for a distance of 110.00 feet to the point of beginning, containing 0.29 acres more or less this the 24 day of December 1994.

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