

This instrument was prepared by

Courtney Mason & Associates PC
1904 Indian Lake Drive, Ste 100th
Birmingham, Alabama 35244

CORPORATION FORM WARRANTY DEED

STATE OF ALABAMA

SHELBY COUNTY

KNOW ALL MEN BY THESE PRESENTS,

06/07/1995-14787
10:23 AM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE
002 MCD 74.00

That in consideration of SEVEN HUNDRED SIXTY TWO THOUSAND FOUR HUNDRED EIGHTY ONE & 92/100---- (\$762,481.92) DOLLARS to the undersigned grantor, Fogle Enterprises, Inc. a corporation, (herein referred to as the GRANTOR), in hand paid by the GRANTEE herein, the receipt of which is hereby acknowledged, the said GRANTOR does by these presents, grant, bargain, sell and convey unto Envirobuild, Inc. (herein referred to as GRANTEE, whether one or more), the following described real estate, situated in Shelby County, Alabama:

See Attached Exhibit for Legal Description

Subject to existing easements, current taxes, restrictions, set-back lines and rights of way, if any, of record.

\$699,621.76 of the above-recited purchase price was paid from a mortgage loan closed simultaneously herewith.

GRANTEES' ADDRESS: 3522 West Lakeside Drive, Birmingham, Alabama 35243.

TO HAVE AND TO HOLD, To the said GRANTEE, his, her, or their heirs and assigns forever.

And said GRANTOR does for itself, its successors and assigns, covenant with said GRANTEE, his, her or their heirs and assigns, that it is lawfully seized in fee simple of said premises; that they are free from all encumbrances, has a good right to sell and convey the same as aforesaid; and that it will, and its successors and assigns shall, warrant and defend the same to the said GRANTEE, his, her or their heirs, executors and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, the said GRANTOR by its President, F. Richard Fogle, who is authorized to execute this conveyance, hereto set its signature and seal, this the 1st day of June, 1995.

Fogle Enterprises, Inc.

By: F. Richard Fogle, President

STATE OF ALABAMA

COUNTY OF SHELBY COUNTY

I, Courtney H. Mason, Jr., a Notary Public in and for said County, in said state, hereby certify that F. Richard Fogle whose name as the President of Fogle Enterprises, Inc., 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 1st day of June, 1995

Notary Public

COURTNEY H. MASON, JR.
MY COMMISSION EXPIRES
3/5/99

Inst # 1995-14787

Exhibit A

A parcel of land situated in the SE 1/4 of Section 5 and in the NE 1/4 of the NE 1/4 of Section 8, Township 21 South, Range 2 West, in Shelby County, Alabama, and being more particularly described as follows:

Begin at the NE corner of Section 8, Township 21 South, Range 2 West, said point being the point of beginning; thence S 3° 34' 17" E along the easterly boundary of the NE 1/4 of the NE 1/4 of said section a distance of 291.75 feet to the northeasterly right of way line of Shelby County Highway No. 339 (Prescriptive Use R.O.W.); thence N 78° 54' 39" W along said right of way line a distance of 25.92'; thence N 65° 54' 43" W along said right of way line a distance of 60.42'; thence N 3° 33' 53" W and leaving said right of way a distance of 258.90' to the southerly boundary of the SE 1/4 of the SE 1/4 of Section 5, Township 21 South, Range 2 West; thence S 87° 42' 42" W along the southerly boundary of said 1/4 - 1/4 section a distance of 933.66' to a point on the centerline of Shelby County Highway No. 339; thence N 70° 33' 14" W along said centerline a distance of 181.68' to a point on a curve to the left having a radius of 365.00' and a central angle of 9° 53' 42"; thence along said centerline and the arc of said curve a distance of 63.04', said arc subtended by a chord which bears N 75° 30' 05" W a distance of 62.96' to the end of said curve; thence N 80° 26' 56" W along said centerline a distance of 260.50' to a point on a curve to the right having a radius of 365.00' and a central angle of 15° 46' 34"; thence along said centerline and the arc of said curve a distance of 100.50', said arc subtended by a chord which bears N 72° 33' 39" W a distance of 100.18' to the end of said curve; thence N 64° 40' 22" W along said centerline a distance of 96.07'; thence N 69° 40' 00" W along said centerline a distance of 341.02'; thence N 74° 57' 37" W along said centerline a distance of 129.79' to a point on a curve to the left having a radius of 156.38' and a central angle of 19° 16' 14"; thence along said centerline and the arc of said curve a distance of 52.60', said arc subtended by a chord which bears N 84° 35' 44" W a distance of 52.35' to the end of said curve; thence S 85° 46' 09" W along said centerline a distance of 101.60' to a point on a curve to the right having a radius of 401.15' and a central angle of 7° 45' 05"; thence along said centerline and the arc of said curve a distance of 54.27', said arc subtended by a chord which bears N 89° 27' 39" W a distance of 54.23' to the end of said curve; thence N 85° 35' 06" W along said centerline a distance of 129.84' to a point on a curve to the left having a radius of 198.56' and a central angle of 46° 14' 38"; thence along said centerline and the arc of said curve a distance of 160.26', said arc subtended by a chord which bears S 70° 55' 41' W a distance of 155.95' to the end of said curve; thence S 47° 48' 22" W along said centerline a distance of 56.47' to the westerly boundary of the SW 1/4 of the SE 1/4 of Section 5; thence N 5° 06' 14" W a distance of 993.45' to the SW corner of the NW 1/4 of the SE 1/4 of said section; thence N 5° 06' 12" W along the westerly boundary of said 1/4 - 1/4 section a distance of 598.92'; thence N 66° 53' 48" E a distance of 63.30'; thence N 53° 23' 48" E a distance of 206.04'; thence N 43° 53' 48" E a distance of 834.77' to the northerly boundary of said 1/4 - 1/4 section; thence N 88° 00' 44" E along said boundary a distance of 452.28' to the NW corner of the NE 1/4 of the SE 1/4 of said section; thence N 88° 06' 12" E along the northerly boundary of said 1/4 - 1/4 section a distance of 1329.89' to the NE corner of the SE 1/4 of said Section; thence S 4° 38' 37" E along the easterly boundary of said 1/4 section a distance of 2625.01' to the point of beginning.

LESS AND EXCEPT a prescriptive use right of way belonging to Shelby County Highway No. 339.



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