

This instrument was prepared by

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205/665-5102

205/665-5076

Send Tax Notice to:

(Name) _____

(Address) _____

MORTGAGE

STATE OF ALABAMA

SHELBY

COUNTY }

KNOW ALL MEN BY THESE PRESENTS: That Whereas,

POWER PAPER RECYCLING, INC.

(hereinafter called "Mortgagors", whether one or more) are justly indebted to

KERMIT H. ROBERSON, a married man and BUSTER KILLINGSWORTH, an unmarried man

(hereinafter called "Mortgagee", whether one or more), in the sum

of TWO HUNDRED FIFTY THOUSAND and 00/100----- Dollars

(\$ 250,000.00*), evidenced by separate real estate mortgage note executed on even date herewith.

Inst # 1995-33096

11/16/1995-33096
10:24 AM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE

And Whereas, Mortgagors agreed, in incurring said indebtedness, that a mortgage should be given to secure the prompt payment thereof.

NOW THEREFORE, in consideration of the premises, said Mortgagors,

POWER PAPER RECYCLING, INC.

and all others executing this mortgage, do hereby grant, bargain, sell and convey unto the Mortgagee the following described real estate, situated in SHELBY County, State of Alabama, to wit:

A parcel of land located in the south half of section 9, Township 22 South, Range 2 West, Shelby County, Alabama, more particularly described as follows: Commence at the Northeast corner of the North half of the South half of the Northeast Quarter of the Southwest Quarter of Section 9, Township 22 South, Range 2 West, being the point of beginning; thence run East along the Quarter line 182.78 feet to the Westerly right of way of U. S. Highway No. 31; thence right 94 degrees 59 minutes 15 seconds Southerly along the Westerly right of way 16.91 feet to a concrete monument; thence right 86 degrees 03 minutes 19 seconds Westerly along said right of way 25.37 feet; thence left 86 degrees 09 minutes 06 seconds Southerly along the Westerly right of way 286.58 feet; thence right 88 degrees 05 minutes 34 seconds Westerly 300.04 feet; thence left 93 degrees 22 minutes 19 seconds Southerly 45.53 feet; thence right 90 degrees 48 minutes 21 seconds Westerly 294.79 feet to the Easterly right of way of L & N Railroad; thence right 80 degrees 05 minutes 37 seconds Northerly 334.26 feet along said Easterly right of way; thence right 99 degrees 29 minutes 18 seconds Easterly 517.70 feet to the point of beginning.

ALSO, a non-exclusive 25-foot easement for a railroad spur line, being more particularly described as follows:

Commence at an iron pin found at the Northeast corner of the Southwest Quarter of Section 9, Township 22 South, Range 2 West, Shelby County, Alabama; thence run Westerly along the Quarter line 595.28 feet to an iron pin found on the Easterly right of way of L & N Railroad and the point of beginning; thence left 100 degrees 07 minutes 34 seconds Southerly along said Easterly right of way 663.09 feet to an iron pin; thence left 80 degrees 30 minutes 42 seconds 25.35 feet; thence left 80 degrees 30 minutes 42 seconds 662.80 feet to the North line of said Southwest Quarter; thence left 79 degrees 52 minutes 26 seconds 25.40 feet to the point of beginning.

According to survey of Barton F. Carr, RLS #16685, dated October 20, 1995. Situated in Shelby County, Alabama.

THIS IS A PURCHASE MONEY FIRST MORTGAGE, WHICH SHALL BE NON-ASSUMABLE, WITHOUT THE PRIOR WRITTEN CONSENT OF MORTGAGEES.

Said property is warranted free from all incumbrances and against any adverse claims, except as stated above.

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