

STATE OF ALABAMA
COUNTY OF PERRY

This instrument was
prepared by:

MARION BANK AND TRUST COMPANY
P. O. BOX 510
MARION, ALABAMA 36756

ASSIGNMENT OF RIGHTS UNDER TIMBER DEED

KNOW ALL MEN BY THESE PRESENTS, that whereas, MICHAEL A. ROCHESTER AND DEANN E. ROCHESTER did by Timber Deed dated DECEMBER 17, 1997 convey to ERIC KING LOGGING, an Alabama Corporation, certain merchantable timber on the land hereinafter described, said Timber Deed being recorded or to be recorded in the Probate Office of SHELBY County, Alabama, and also in the Probate Office of SHELBY County, Alabama, and whereas, pursuant to the terms of said Timber Deed the rights granted thereunder will terminate on DECEMBER 17, 1998.

NOW, THEREFORE, in consideration of the sum of \$SEVENTEEN THOUSAND DOLLARS----- (\$17,000.00), an Alabama Corporation, does hereby assign, transfer, and set over to Marion Bank and Trust Company, a banking corporation of Marion, Alabama, all of its rights, title, and interest in and to the hereinabove described timber and land situated in SHELBY County, Alabama, to wit:

SEE ATTACHED EXHIBIT "A" FOR LEGAL DESCRIPTION, WHICH IS INCORPORATED HEREIN BY REFERENCE.

Inst # 1998-13648

04/16/1998-13648
11:10 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
11.00

This assignment is intended to convey to Marion Bank and Trust Company, a banking corporation, the following timber and timber rights located on the above described lands.

And for the consideration set forth above, the said ERIC KING LOGGING, an Alabama corporation, does hereby remise, release and quitclaim unto Marion Bank and Trust Company, a banking corporation of Marion, Alabama, all of its right, title, and interest in and to the merchantable timber as hereinabove set forth and described in the above referenced Timber Deed.

DONE on the 13TH day of APRIL, 1998.

IN WITNESS WHEREOF, ERIC KING LOGGING has hereunto set its hand and seal by its President, ERIC KING.

Deed recorded in
DEED BOOK _____
on PAGE _____

ERIC KING LOGGING

By: Eric King President

STATE OF ALABAMA
COUNTY OF PERRY

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that ERIC KING, whose named as President of ERIC KING LOGGING, an Alabama corporation, is signed to the foregoing Assignment, 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 on the day the same bears date for and as the act of the said ERIC KING LOGGING.

GIVEN under my hand and seal this the 13TH day of APRIL, 1998.

(SEAL)

James H. Grayfield
Notary Public
Alabama State at Large

My commission expires: 7/29/2000

EXHIBIT "A"
LEGAL DESCRIPTION
TRACT ONE

A tract or parcel of land in the Southeast corner of the Northeast Quarter of the Northeast Quarter and on the East side of the Southeast of the northeast Quarter of Section 2, Township 24, Range 12 East, being one acre in width (209 feet approximately) and 1577 feet in length, and being more particularly described as follows: To establish a beginning point start at the Southwest corner of Section 23, Township 22 and Range 3 West and run South 88 degrees East 397.3 feet; thence South 5 degrees East 937 feet on and along the common property line of property owned by Pear Reynolds and property of Luther F. Rochester and wife, Clara B. Rochester, to a point on said common property line marked by an iron stob; thence from this point as a beginning point continue South on and along the aforesaid common property line for a distance of 1,577 feet to the point where the said common property line intersects the North right of way line of the Calera-Montevallo Highway #25; thence run South 82 degrees West on and along the North right of way of said Calera-Montevallo Highway #25 for a distance of one acre (209 feet approximately) to a point marked by an iron stob; thence from this point run Northerly in a straight line for a distance of 1,577 feet to a point also marked by an iron stob, and thence run Easterly for a distance of one acre (209 feet approximately) to the point of beginning, all in the East half of the Southeast Quarter of the Northeast Quarter and in the Southeast corner of the Northeast Quarter of the Northeast Quarter of Section 2, Township 24 and Range 12 East.

TRACT TWO

Also, a tract or parcel of land 120 square in the Northwest Quarter of the Northwest Quarter of Section 1, Township 24 and Range 12 East, and described as follows: To establish a starting point begin at the Southwest corner of Section 23, Township 22, and Range 3 West and run 88 degrees East 397.3 feet; thence run South 5 degrees East 1357 feet on and along the common property line of property owned by Pearl Reynolds and property of Luther F. Rochester and wife, Clara B. Rochester, to a point on said common property line marked by an iron stob; thence from this point as a starting point run North 85 degrees East 120 feet; thence South 5 degrees East for 120 feet; thence South 85 degrees West for 120 feet, and thence Northerly on and along the aforesaid common property line for 120 feet to the point of beginning, being in the Southwest corner of the Northwest Quarter of the Northwest Quarter of Section 1, Township 24 and Range 12 East.

TRACT THREE

Also, a tract or parcel of land in the East half of Section 27 and West Fourth of Section 26, in Township 22 and Range 3 West and in the Northern part of the Northeast Quarter of the Northeast Quarter of Section 2, Township 24 and Range 12 East, and being more particularly described as follows: To establish a starting point, begin at the Southwest corner of Section 23, Township 22 and Range 3 West and run 88 degrees East for 397.3 feet; thence from this point run South 5 degrees East on and along the common property line of property owned by Pearl Reynolds and property of Luther F. Rochester and wife, Clara B. Rochester, for a distance of 937 feet to the on said common property marked by an iron stob; thence run Westerly for a distance of one acre (209 feet approximately) to an iron stob; said point begin the Northwest corner of property conveyed in Tract One herein; thence from this point run in a straight line Northeasterly to the point where the Northeast corner of the J. D. Smith property intersects the Freeman-Bason line; thence run South 85 degrees West 1650 feet on and along the common property line of property owned by J. D. Smith and property of Luther F. Rochester and wife, Clara B. Rochester, thence North 3 degrees West for 555 feet to a corner iron stob, and thence North 88 degrees 20 minutes East for 2,640 feet on and along the common property line of property owned by J. D. Smith and property of Luther F. Rochester and wife, Clara B. Rochester, to the point of beginning, all part of the East half of Section 27 and West Fourth of Section 26, in Township 22 and Range 3 West and of the North half of the Northeast Quarter of the Northeast Quarter of Section 2, Township 24 and Range 12 East, all tracts conveyed herein being situated in Shelby County, Alabama.

Inst # 1998-13648

04/16/1998-13648

11:10 AM CENFILED

SHELBY COUNTY JUDGE OF PROBATE

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