

This instrument was prepared by

(Name) S. W. Smyer, Jr.

(Address) 2118 First Avenue North, Birmingham, Alabama 35203

Form 1-1-27 Rev. 1-66

WARRANTY DEED—Lawyers Title Insurance Corporation, Birmingham, Alabama

STATE OF ALABAMA

Shelby COUNTY

KNOW ALL MEN BY THESE PRESENTS:

That in consideration of simultaneous exchange of real property

to the undersigned grantor (whether one or more), in hand paid by the grantee herein, the receipt whereof is acknowledged, I or we,
S. W. Smyer, Jr., a married man.

(herein referred to as grantor, whether one or more), grant, bargain, sell and convey unto

Sidney W. Smyer, III

(herein referred to as grantee, whether one or more), the following described real estate, situated in
County, Alabama, to wit:

An undivided one-third interest in the real estate situated in Shelby County, Alabama and described in Exhibits A and B attached hereto and made a part hereof, and with respect to description set forth in said Exhibit A, as depicted in Exhibit C, and with respect to Exhibit B, as depicted in Exhibit D.

Inst # 2000-30652

09/06/2000-30652

10:06 AM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE

004 MMS 16.50

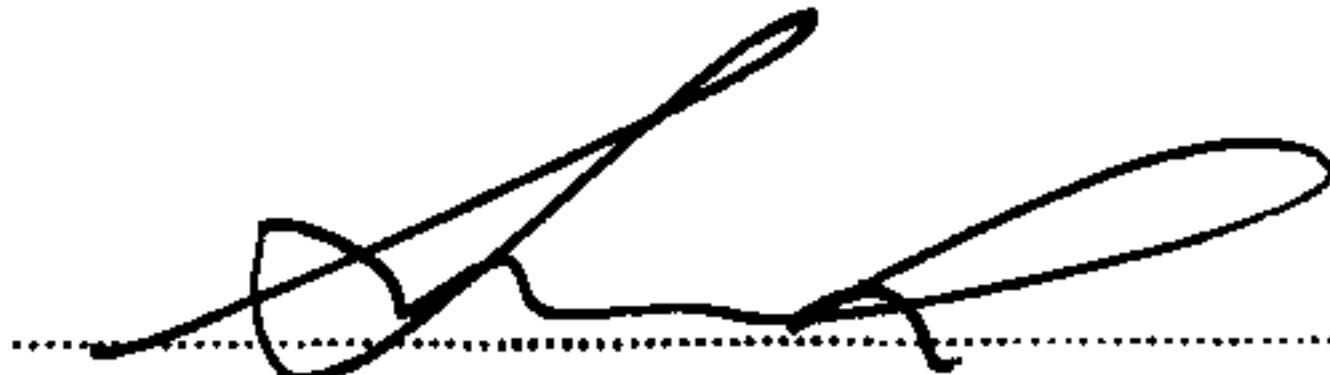
The property conveyed herein does not constitute any part of the Homestead of the grantor.

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

And I (we) do for myself (ourselves) and for my (our) heirs, executors, and administrators covenant with the said GRANTEES, their heirs and assigns, that I am (we are) lawfully seized in fee simple of said premises; that they are free from all encumbrances, unless otherwise noted above; that I (we) have a good right to sell and convey the same as aforesaid; that I (we) will and my (our) heirs, executors and administrators shall warrant and defend the same to the said GRANTEES, their heirs and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, I have hereunto set my hands(s) and seal(s), this 30th day of August, 2000.

(Seal)



(Seal)

(Seal)

(Seal)

(Seal)

(Seal)

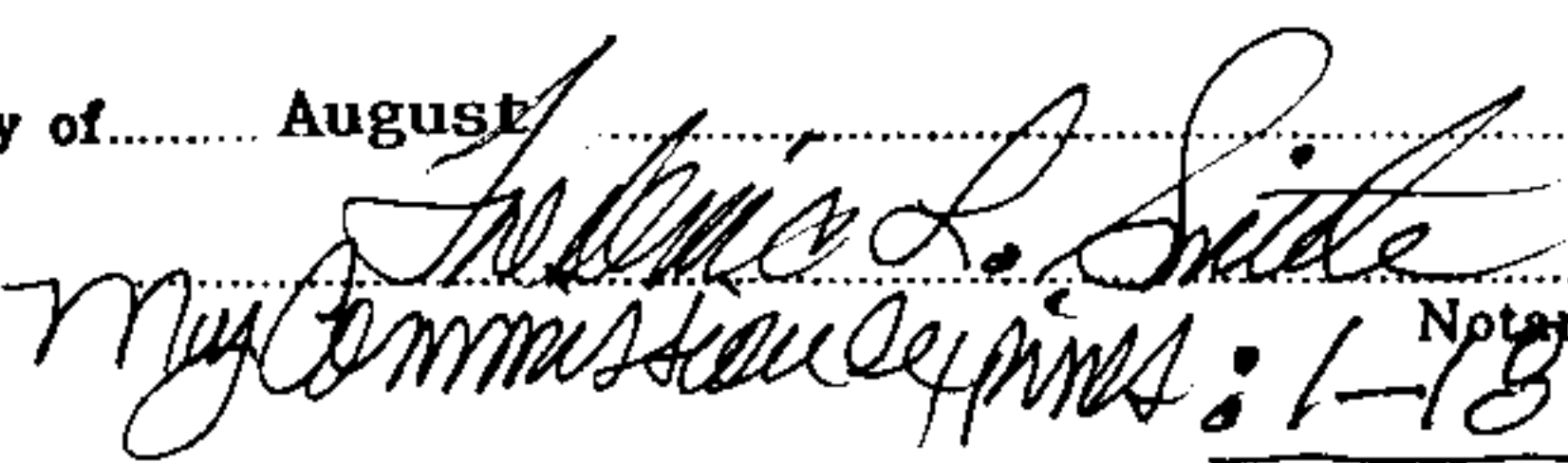
STATE OF ALABAMA

Jefferson COUNTY

General Acknowledgment

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that S. W. Smyer, Jr. whose name 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 executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 30th day of August, 2000 A. D.


Notary Public
My Commission Expires: 1-18-04

DESCRIPTION OF LOT-D

COMMENCE AT THE EAST MOST CORNER OF LOT 1, ACCORDING TO THE SURVEY OF BROWER'S ADDITION TO HOLLYBROOK LAKE, AS RECORDED IN MAP BOOK 12, PAGE 60, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA; THENCE RUN NORTHWESTERLY ALONG THE BOUNDARY LINE OF SAID LOT 1, (SAID BOUNDARY LINE BEING AN EXTENSION OF THE SOUTH MOST BOUNDARY LINE OF LOT 14-B, ACCORDING TO THE RESURVEY OF HOLLYBROOK LAKE, AS RECORDED IN MAP BOOK 12, PAGE 69, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA), A DISTANCE OF 119.09 FEET; THENCE TURN 90°01'36" LEFT AND RUN SOUTHWESTERLY 255.86 FEET; THENCE TURN 90°00'00" LEFT AND RUN SOUTHEASTERLY 275.00 FEET TO A POINT ON THE WEST EDGE OF HOLLYBROOK SLOUGH AND THE POINT OF BEGINNING OF LOT-D HEREIN DESCRIBED; THENCE TURN 180°00'00" AND RUN NORTHWESTERLY 275.00 FEET; THENCE TURN 90°00'00" RIGHT AND RUN NORTHEASTERLY 34.93 FEET; THENCE TURN 56°43'54" LEFT AND RUN NORTHWESTERLY 155.87 FEET TO A POINT ON A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 249.20 FEET; THENCE TURN 59°51'05" LEFT TO THE TANGENT TO SAID CURVE AT SAID POINT, AND RUN WESTERLY ALONG SAID CURVE 84.73 FEET TO THE POINT OF A TANGENT TO SAID CURVE; THENCE RUN ALONG SAID TANGENT 20.80 FEET TO THE POINT OF BEGINNING OF A CURVE TO THE LEFT, SAID CURVE HAVING A RADIUS OF 87.04 FEET; THENCE RUN ALONG SAID CURVE 88.18 FEET TO THE POINT OF A TANGENT TO SAID CURVE; THENCE RUN ALONG SAID TANGENT 45.21 FEET TO THE POINT OF BEGINNING OF A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 285.35 FEET; THENCE RUN ALONG SAID CURVE 67.37 FEET TO THE POINT OF A TANGENT TO SAID CURVE; THENCE RUN ALONG SAID TANGENT 30.28 FEET TO THE POINT OF BEGINNING OF A CURVE TO THE LEFT, SAID CURVE HAVING A RADIUS OF 200.39 FEET; THENCE RUN ALONG SAID CURVE 59.12 FEET TO THE POINT OF A TANGENT TO SAID CURVE; THENCE RUN ALONG SAID TANGENT 77.40 FEET TO A POINT ON A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 147.64 FEET; THENCE TURN 75°15'19" LEFT TO THE TANGENT TO SAID CURVE AT SAID POINT AND RUN ALONG SAID CURVE 81.68 FEET TO THE POINT OF A TANGENT TO SAID CURVE; THENCE RUN ALONG SAID TANGENT 108.22 FEET TO THE POINT OF BEGINNING OF A CURVE TO THE LEFT, SAID CURVE HAVING A RADIUS OF 593.23 FEET; THENCE RUN ALONG SAID CURVE 75.90 FEET TO THE POINT OF A TANGENT TO SAID CURVE; THENCE RUN ALONG SAID TANGENT 60.52 FEET TO THE POINT OF BEGINNING OF A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 172.59 FEET; THENCE RUN ALONG SAID CURVE 95.05 FEET TO THE POINT OF A TANGENT TO SAID CURVE; THENCE RUN ALONG SAID TANGENT 35.97 FEET; THENCE TURN 87°56'27" LEFT AND RUN SOUTHEASTERLY 621.21 FEET; THENCE TURN 17°39'48" LEFT AND RUN EASTERLY 103.00 FEET TO A POINT ON THE WEST EDGE OF SAID HOLLYBROOK SLOUGH; THENCE TURN LEFT AND RUN NORTHERLY ALONG THE EDGE OF SAID HOLLYBROOK SLOUGH TO THE POINT OF BEGINNING.

DESCRIPTION OF LOT-E

COMMENCE AT THE EAST MOST CORNER OF LOT 1, ACCORDING TO THE SURVEY OF BROWER'S ADDITION TO HOLLYBROOK LAKE, AS RECORDED IN MAP BOOK 12, PAGE 60, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA; THENCE RUN NORTHWESTERLY ALONG THE BOUNDARY LINE OF SAID LOT 1, (SAID BOUNDARY LINE BEING AN EXTENSION OF THE SOUTH MOST BOUNDARY LINE OF LOT 14-B, ACCORDING TO THE RESURVEY OF HOLLYBROOK LAKE, AS RECORDED IN MAP BOOK 12, PAGE 69, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA), A DISTANCE OF 119.09 FEET; THENCE TURN 90°01'36" LEFT AND RUN SOUTHWESTERLY 220.93 FEET; THENCE TURN 123°16'06" RIGHT AND RUN NORTHWESTERLY 155.87 FEET TO A POINT ON A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 249.20 FEET; THENCE TURN 59°51'05" LEFT TO THE TANGENT TO SAID CURVE AT SAID POINT AND RUN WESTERLY ALONG SAID CURVE 84.73 FEET TO THE POINT OF A TANGENT TO SAID CURVE; THENCE RUN ALONG SAID TANGENT 20.80 FEET TO THE POINT OF BEGINNING OF A CURVE TO THE LEFT, SAID CURVE HAVING A RADIUS OF 87.04 FEET; THENCE RUN ALONG SAID CURVE 88.18 FEET TO THE POINT OF A TANGENT TO SAID CURVE; THENCE RUN ALONG SAID TANGENT 45.21 FEET TO THE POINT OF BEGINNING OF A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 285.35 FEET; THENCE RUN ALONG SAID CURVE 67.37 FEET TO THE POINT OF A TANGENT TO SAID CURVE; THENCE RUN ALONG SAID TANGENT 30.28 FEET TO THE POINT OF BEGINNING OF A CURVE TO THE LEFT, SAID CURVE HAVING A RADIUS OF 200.39 FEET; THENCE RUN ALONG SAID CURVE 59.12 FEET TO THE POINT OF A TANGENT TO SAID CURVE; THENCE RUN ALONG SAID TANGENT 77.40 FEET TO A POINT ON A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 147.64 FEET; THENCE TURN 75°15'19" LEFT TO THE TANGENT TO SAID CURVE AT SAID POINT AND RUN ALONG SAID CURVE 81.68 FEET TO THE POINT OF A TANGENT TO SAID CURVE; THENCE RUN ALONG SAID TANGENT 108.22 FEET TO THE POINT OF BEGINNING OF A CURVE TO THE LEFT, SAID CURVE HAVING A RADIUS OF 593.23 FEET; THENCE RUN ALONG SAID CURVE 75.90 FEET TO THE POINT OF A TANGENT TO SAID CURVE; THENCE RUN ALONG SAID TANGENT 60.52 FEET TO THE POINT OF BEGINNING OF A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 172.59 FEET; THENCE RUN ALONG SAID CURVE 95.05 FEET TO THE POINT OF A TANGENT TO SAID CURVE; THENCE RUN ALONG SAID TANGENT 35.97 FEET TO THE POINT OF BEGINNING OF LOT-E HEREIN DESCRIBED; THENCE TURN 87°56'27" LEFT AND RUN SOUTHEASTERLY 621.21 FEET; THENCE TURN 17°39'48" LEFT AND RUN EASTERLY 103.00 FEET; THENCE TURN 19°54'09" RIGHT AND TURN 17°39'48" LEFT AND RUN EASTERLY 103.00 FEET; THENCE TURN 106°06'44" RIGHT AND RUN SOUTHERLY 98.98 FEET; THENCE TURN 19°54'09" RIGHT AND RUN 56.80 FEET; THENCE TURN 20°41'20" RIGHT AND RUN 61.60 FEET; THENCE TURN 11°50'06" LEFT AND RUN 39.20 FEET; THENCE TURN 28°20'52" RIGHT AND RUN 151.79 FEET; THENCE TURN 59°38'21" RIGHT AND RUN 17.40 FEET; THENCE TURN 90°00'00" LEFT AND RUN 11.50 FEET; THENCE TURN 86°20'41" RIGHT AND RUN 13.10 FEET TO THE POINT OF BEGINNING OF A CURVE TO THE LEFT, SAID CURVE HAVING A RADIUS OF 149.40 FEET; THENCE RUN ALONG SAID CURVE 47.71 FEET TO THE POINT OF A TANGENT TO SAID CURVE; THENCE RUN ALONG SAID TANGENT 101.02 FEET; THENCE TURN 00°51'57" RIGHT AND RUN NORTHWESTERLY 163.55 FEET TO THE POINT OF BEGINNING OF A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 150.00 FEET; THENCE RUN ALONG SAID CURVE 39.37 FEET TO THE POINT OF A TANGENT TO SAID CURVE; THENCE RUN ALONG SAID TANGENT 99.56 FEET TO THE POINT OF BEGINNING OF A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 60.47 FEET; THENCE RUN ALONG SAID CURVE 72.61 FEET TO THE POINT OF A TANGENT TO SAID CURVE; THENCE RUN ALONG SAID TANGENT 165.34 FEET TO THE POINT OF BEGINNING.

Exhibit "B"

Commence at the Southwest corner of Real Property conveyed to John E. Guess and Ann J. Shaw, Co-Executors of Estate of Henry P. Johnston as recorded in the Office of Judge of Probate of Shelby County Alabama in Book 160, page 552, being the point of beginning; run thence in an Easterly direction and along the Southerly side of said Real Property conveyed by said deed in Book 160, Page 552 for a distance of 776.75 feet, more or less to the Southeast corner of Real Property conveyed by said deed; thence South 16° 39' 47" West a distance of 1094.69 feet; thence South 64° 27' 59" West a distance of 857.24 feet, thence North 68° 54' 38" West a distance of 166.03 feet to the East side of Smyer Lake Road; thence in a Northerly direction along the East side of Smyer Lake Road, Smyer Lake Spillway and Hollybrook Lake to the point of beginning containing approximately 23.94 acres; situated in Shelby Co. Alabama

EXHIBIT "C"

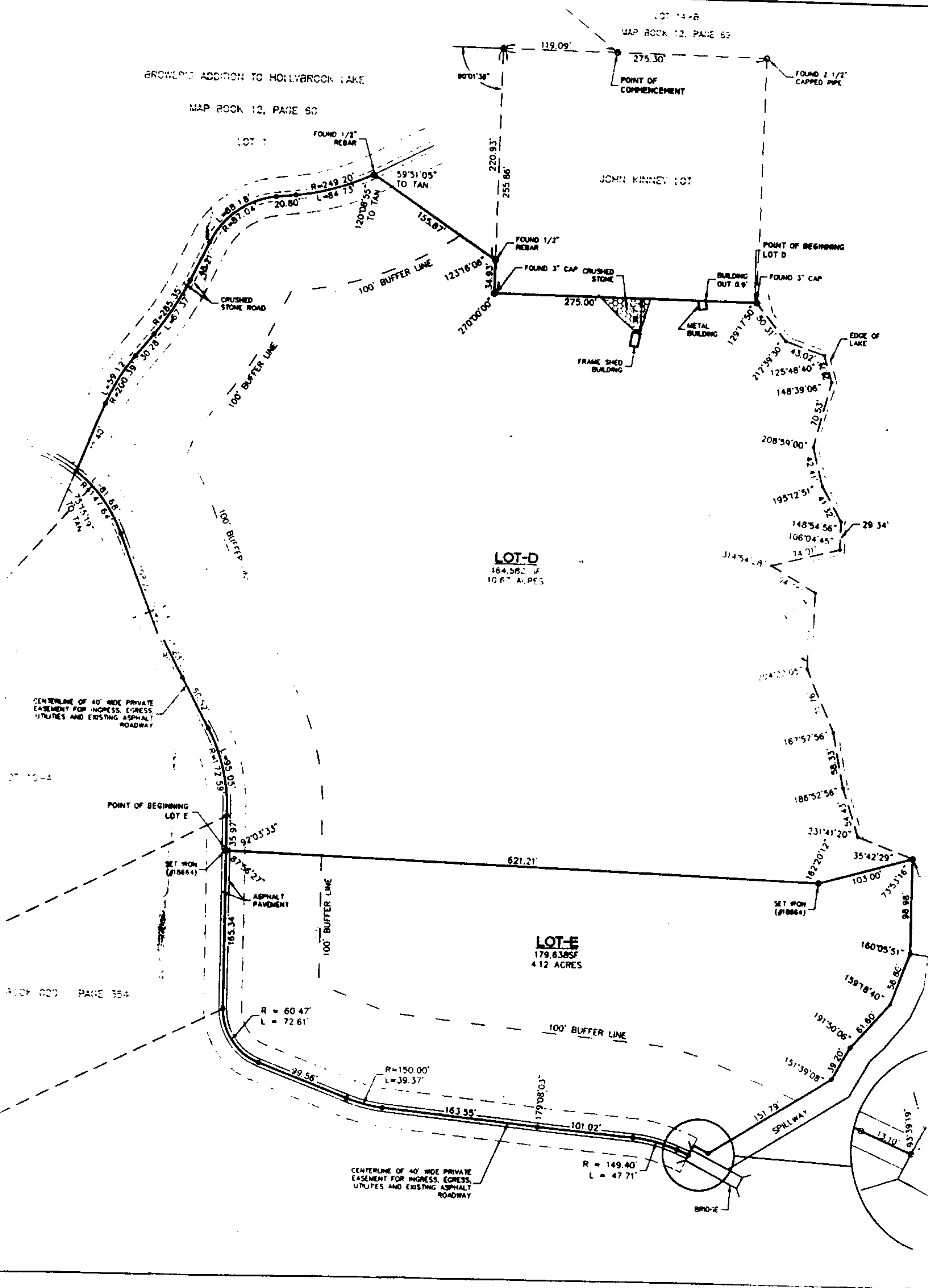


EXHIBIT "D"

JOHN E. GUESS
ANN J. SHAW
CO-EXECUTORS OF
ESTATE OF
HENRY P. JOHNSTON
BOOK 160 P. 552

POINT OF BEGINNING

SPILLWAY

LAKE LOT 1
3.94 ACS.

HOLLYBROOK LOT 1
23.94 ACS.
-3.94 ACS. (LAKE LOT 1)
20.00 ACS. (TOTAL)

EASEMENT

LAKE

SPYER LAKE RD. 70

64°27'59" W
857.24'

S 16°39'47" W
1094.69'

6/8" REBAR

1/2" REBAR

2" HP

1" HP

L60, L59, L61, L63, L64, L65, L66, L67, L68, L69, L70, L71, L72, L73, L74, L75, L76, L77, L78, L79, L80, L81, L82, L83, L84, L85, L86, L87, L88, L89, L90, L91, L92, L93, L94, L95, L96, L97, L98, L99, L100, L101, L102, L103, L104, L105, L106, L107, L108, L109, L110, L111, L112, L113, L114, L115, L116, L117, L118, L119, L120, L121, L122, L123, L124, L125, L126, L127, L128, L129, L130, L131, L132, L133, L134, L135, L136, L137, L138, L139, L140, L141, L142, L143, L144, L145, L146, L147, L148, L149, L150, L151, L152, L153, L154, L155, L156, L157, L158, L159, L160, L161, L162, L163, L164, L165, L166, L167, L168, L169, L170, L171, L172, L173, L174, L175, L176, L177, L178, L179, L180, L181, L182, L183, L184, L185, L186, L187, L188, L189, L190, L191, L192, L193, L194, L195, L196, L197, L198, L199, L200, L201, L202, L203, L204, L205, L206, L207, L208, L209, L210, L211, L212, L213, L214, L215, L216, L217, L218, L219, L220, L221, L222, L223, L224, L225, L226, L227, L228, L229, L230, L231, L232, L233, L234, L235, L236, L237, L238, L239, L240, L241, L242, L243, L244, L245, L246, L247, L248, L249, L250, L251, L252, L253, L254, L255, L256, L257, L258, L259, L260, L261, L262, L263, L264, L265, L266, L267, L268, L269, L270, L271, L272, L273, L274, L275, L276, L277, L278, L279, L280, L281, L282, L283, L284, L285, L286, L287, L288, L289, L290, L291, L292, L293, L294, L295, L296, L297, L298, L299, L300, L301, L302, L303, L304, L305, L306, L307, L308, L309, L310, L311, L312, L313, L314, L315, L316, L317, L318, L319, L320, L321, L322, L323, L324, L325, L326, L327, L328, L329, L330, L331, L332, L333, L334, L335, L336, L337, L338, L339, L340, L341, L342, L343, L344, L345, L346, L347, L348, L349, L350, L351, L352, L353, L354, L355, L356, L357, L358, L359, L360, L361, L362, L363, L364, L365, L366, L367, L368, L369, L370, L371, L372, L373, L374, L375, L376, L377, L378, L379, L380, L381, L382, L383, L384, L385, L386, L387, L388, L389, L390, L391, L392, L393, L394, L395, L396, L397, L398, L399, L400, L401, L402, L403, L404, L405, L406, L407, L408, L409, L410, L411, L412, L413, L414, L415, L416, L417, L418, L419, L420, L421, L422, L423, L424, L425, L426, L427, L428, L429, L430, L431, L432, L433, L434, L435, L436, L437, L438, L439, L440, L441, L442, L443, L444, L445, L446, L447, L448, L449, L450, L451, L452, L453, L454, L455, L456, L457, L458, L459, L460, L461, L462, L463, L464, L465, L466, L467, L468, L469, L470, L471, L472, L473, L474, L475, L476, L477, L478, L479, L480, L481, L482, L483, L484, L485, L486, L487, L488, L489, L490, L491, L492, L493, L494, L495, L496, L497, L498, L499, L500, L501, L502, L503, L504, L505, L506, L507, L508, L509, L510, L511, L512, L513, L514, L515, L516, L517, L518, L519, L520, L521, L522, L523, L524, L525, L526, L527, L528, L529, L530, L531, L532, L533, L534, L535, L536, L537, L538, L539, L540, L541, L542, L543, L544, L545, L546, L547, L548, L549, L550, L551, L552, L553, L554, L555, L556, L557, L558, L559, L560, L561, L562, L563, L564, L565, L566, L567, L568, L569, L570, L571, L572, L573, L574, L575, L576, L577, L578, L579, L580, L581, L582, L583, L584, L585, L586, L587, L588, L589, L590, L591, L592, L593, L594, L595, L596, L597, L598, L599, L600, L601, L602, L603, L604, L605, L606, L607, L608, L609, L610, L611, L612, L613, L614, L615, L616, L617, L618, L619, L620, L621, L622, L623, L624, L625, L626, L627, L628, L629, L630, L631, L632, L633, L634, L635, L636, L637, L638, L639, L640, L641, L642, L643, L644, L645, L646, L647, L648, L649, L650, L651, L652, L653, L654, L655, L656, L657, L658, L659, L660, L661, L662, L663, L664, L665, L666, L667, L668, L669, L670, L671, L672, L673, L674, L675, L676, L677, L678, L679, L680, L681, L682, L683, L684, L685, L686, L687, L688, L689, L690, L691, L692, L693, L694, L695, L696, L697, L698, L699, L700, L701, L702, L703, L704, L705, L706, L707, L708, L709, L710, L711, L712, L713, L714, L715, L716, L717, L718, L719, L720, L721, L722, L723, L724, L725, L726, L727, L728, L729, L730, L731, L732, L733, L734, L735, L736, L737, L738, L739, L740, L741, L742, L743, L744, L745, L746, L747, L748, L749, L750, L751, L752, L753, L754, L755, L756, L757, L758, L759, L760, L761, L762, L763, L764, L765, L766, L767, L768, L769, L770, L771, L772, L773, L774, L775, L776, L777, L778, L779, L780, L781, L782, L783, L784, L785, L786, L787, L788, L789, L790, L791, L792, L793, L794, L795, L796, L797, L798, L799, L800, L801, L802, L803, L804, L805, L806, L807, L808, L809, L810, L811, L812, L813, L814, L815, L816, L817, L818, L819, L820, L821,

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