

QUITCLAIM AND DISCLAIMER

THE STATE OF ALABAMA)

SHELBY COUNTY)

KNOW ALL MEN BY THESE PRESENTS:

THAT the undersigned, hereby certifies that ALABAMA POWER COMPANY does hereby disclaim and quitclaim all of its, rights, interest, claim and title over, across, under the property described on Exhibit "A", attached hereto and made a part hereof, under the following right of way permits:

That certain instrument executed by George Huddleston and wife, Bertha Huddleston, dated the 6th day of August, 1941, as recorded in Deed Book 112, Page 132, in the Office of the Judge of Probate of Shelby County, Alabama.

That certain instrument executed by B. A. Ingram, a single man, dated the 6th day of August, 1941, as recorded in Deed Book 112, Page 133, in the Office of the Judge of Probate of Shelby County, Alabama.

That certain instrument executed by Henry J. Ferguson, Jr. and wife, Sue M. Ferguson, dated the 21st day of February, 1945, as recorded in Deed Book 119, Page 544, in the Office of the Judge of Probate, Shelby County, Alabama.

That certain instrument executed by Everard B. Kreider and wife, Gladys D. Kreider, dated the 14th day of February, 1962, as recorded in Deed Book 220, Page 349, in the Office of the Judge of Probate, Shelby County, Alabama.

That certain instrument executed by E. B. Kreider and wife, Mrs. E. B. Kreider, dated the 12th day of March, 1947, as recorded in Deed Book 129, Page 151, in the Office of the Judge of Probate, Shelby County, Alabama.

That certain instrument executed by Southern Ready Mix, Incorporated, dated the 14th day of March, 1986, as recorded in Deed Book 075, Page 676, in the Office of the Judge of Probate, Shelby County, Alabama.

That certain instrument executed by James R. Williams and wife, Claudia D Williams, dated the 21st day of December, 1972, as recorded in Deed Book 278, Pages 473 through 476, in the Office of the Judge of Probate, Shelby County, Alabama.

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals on this 16th day of April, 2001.

ALABAMA POWER COMPANY

By: C. Alan Martin (SEAL)

Its: Executive VP

THE STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned authority, a Notary Public in and for said County, hereby certify that C. Alan Martin, whose name as Executive VP, of Alabama Power Company, 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 the conveyance, he, as such officer and with full authority executed the same voluntarily as and for the act of said corporation.

Given under my hand and official seal this 16th day of April, 2001.

Karen B. Jones
NOTARY PUBLIC
Expires 8/27/2001

04/17/2001-14723
12:51 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 NEL 21.00

Inst # 2001-14723

EXHBIT "A"

LEGAL DESCRIPTION REVISED 1-30-01

TOTAL PROPERTY: PARCELS I, II, III, IV, V & VI

A parcel of land located in the Northeast Quarter of the Southeast Quarter and the Southeast Quarter of the Northeast Quarter of Section 31, Township 18 South, Range 1 West in Shelby County, Alabama and being more particularly described as follows:

As a starting point, start at the Northeast corner of the Northeast Quarter of the Southeast Quarter of Section 31; thence run in a Southerly direction and along the East boundary of the Northeast Quarter of the Southeast Quarter of said Section 31 for a distance of 1,119.11 feet to a point on the North boundary U.S. Highway 280; thence with interior angle of 110 degrees 55 minutes and 35 seconds run in a Southwesterly direction and along the North boundary of said U.S. Highway 280 for a distance of 61.21 feet to a point on the East boundary Racetrack Petroleum property and being recorded in Deed Book 129, Page 749; thence with an interior angle of 69 degrees 14 minutes and 51 seconds run in a Northerly direction and along the East boundary of said Racetrack Petroleum property for a distance of 374.59 feet to a point; thence with an interior angle of 270 degrees 00 minutes 00 seconds run in a Westerly direction and along the North boundary of said Racetrack Petroleum property for a distance of 204.70 feet to a point; thence with an interior angle of 270 degrees 32 minutes 40 seconds run in a Southerly direction and along the West boundary of said Racetrack Petroleum property for a distance of 410.27 feet to a point on the North boundary U.S. Highway 280; thence with an interior angle of 95 degrees 34 minutes 56 seconds to the chord run in a Westerly direction and along the curving North boundary of said U.S. Highway 280 for a chord distance of 273.43 feet to a point on the East boundary of James F. Donovan property as recorded in Deed Book 1996, Page 21512; thence with an interior angle of 84 degrees 04 minutes 08 seconds run in a Northerly direction and along the East boundary of said James F. Donovan property for a distance of 239.39 feet to a point; thence with an interior angle of 270 degrees 01 minute 17 seconds run in a Westerly direction and along the North boundary of James F. Donovan property for a distance of 287.22 feet to a point; thence with an interior angle of 269 degrees 14 minutes 24 seconds run in a Southerly direction for a distance of 274.52 feet to a point on the North boundary U.S. Highway 280; thence with an interior angle of 97 degrees 35 minutes 55 seconds run in a Westerly direction and along the North boundary of said U.S. Highway 280 for a distance of 76.76 feet to a point; thence with an interior angle 83 degrees 10 minutes 53 seconds run in a Northerly direction for a distance of 373.60 feet to a point; thence with an interior angle 239 degrees 29 minutes 20 seconds run in a Northwesterly direction for a distance of 178.70 feet to a point; thence with interior angle of 210 degrees 05 minutes 46 seconds run in a Westerly direction for a distance of 126.48 feet to a point on the East boundary of Billy E. Cox property, as recorded in Deed Book 1999, Page 00003; thence with an interior angle of 90 degrees 19 minutes 40 seconds run in a Northerly direction and along the East boundary of said Billy E. Cox property for a distance of 73.47 feet to a point; thence with an interior angle of 269 degrees 06 minutes 18 seconds run in a Westerly direction and along the North boundary of said Billy E. Cox property for a distance of 150.02 feet to a point on the East boundary of Meadow Lark Drive; thence with an interior angle of 90 degree 53 minutes 39 seconds run in a Northerly direction and along the East boundary of said Meadow Lark Drive for a distance of 159.37 feet to a point on the South boundary of William and Carol Jene Nix property as recorded in Deed Book 247, Page 791; thence with an interior angle of 89 degree 11 minutes 21 seconds run in an Easterly direction and along the South boundary of said William and Carol Jene Nix property for a distance of 266.09 feet

to a point; thence with an interior angle of 270 degree 33 minutes 37 seconds run in a Northerly direction and along the East boundary of William and Carol Jene Nix property for a distance of 280.47 feet to the Southeast corner of Jimmy K. and Samuel J. Turner property as recorded in Deed Book 210, Page 176; thence with an interior angle 180 degrees 20 minutes 29 seconds continue in a Northerly direction and along the East boundary of Jimmy K. and Samuel J. Turner property for a distance of 278.84 feet to a point on the North boundary of the Northeast Quarter of the Southeast Quarter of Section 31, said point also being on the South boundary of Skates 280 LLC property and being recorded in Deed Book 1995, Page 07233 and also being the South boundary of Lot 1 Jessica Ingram Survey as recorded in Map Book 3, Page 54; thence with an interior angle of 89 degrees 33 minutes 17 seconds run in an Easterly direction and along the North boundary of said Northeast Quarter of Southeast Quarter and the South boundary of Skates 280, LLC property for a distance of 716.18 feet to a point; thence with an interior angle of 269 degrees 29 minutes 55 seconds run in a Northerly direction for a distance of 158.08 feet to a point on the North boundary of Skates 280, LLC property, said point also being the North boundary of Lot 1 Jessica Ingram survey; thence with an interior angle of 90 degrees 01 minute 30 seconds run in a Easterly direction and along the North boundary of said Skates 280, LLC property for a distance of 350.00 feet to a point on the East boundary of the Southeast Quarter of the Northeast Quarter of Section 31; thence with an interior angle of 90 degrees 31 minutes 38 seconds run in a Southerly direction and along the East boundary of said Southeast Quarter of the Northeast Quarter and the East boundary of Skates 280, LLC property for a distance of 155.16 feet to the point to the POINT OF BEGINNING, at which point the interior angle being 179 degrees 58 minutes 51 seconds. Said parcel containing 26.777 acres and having 1,166,426.45 square feet.

Inst # 2001-14723

04/17/2001-14723
12:51 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 MEL 21.00