

STATE OF ALABAMA)
SHELBY COUNTY)

20031202000780200 Pg 1/4 23.00
Shelby Cnty Judge of Probate, AL
12/02/2003 08:23:00 FILED/CERTIFIED

AFFIDAVIT

Before me, the undersigned, a Notary Public, in and for said County in said State, personally appeared Sherman Holland, Jr., who, after being duly sworn, deposes and says as follows:

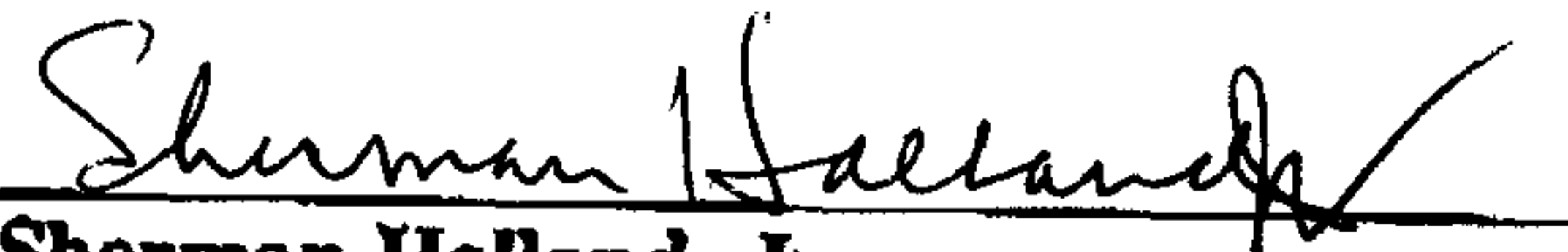
1. I am a resident of the State of Alabama, over the age of twenty one (21) years and have personal knowledge of the facts set forth herein.

2. I am familiar with a Lease from Keystone Lime Works, Inc., to Mount Olive Baptist Church of Keystone, Alabama, dated January 28, 1952, recorded January 30, 1952.

3. I hereby certify that none of the real property conveyed by myself to Farmer Development, Inc., located in Shelby County, Alabama, and being more particularly described on Exhibit A, attached hereto and made a part hereof (the "Property"), is subject to the aforementioned Lease and that the premises that is the subject of the Lease does not cover any of the Property conveyed.

I make this Affidavit to induce Cahaba Title, Inc., as agent for First American Title Insurance Company, to issue title insurance on the Property insuring Aliant Bank, an Alabama banking corporation, as lender, without exception for this Lease.

Further Affiant saith not.


Sherman Holland, Jr.

Sworn to and subscribed before me
this 25th day of November, 2003.


NOTARY PUBLIC

My Commission Expires: 7-31-07
(SEAL)

ALTA Commitment (1982)

First American Title Insurance Company**SCHEDULE A – LEGAL DESCRIPTION**

Agent's File No.: 146505

Four parcels of land situated in the E 1/2 of the SE 1/4 of Section 23, the W 1/4 of the SW 1/4 of Section 24, E 1/4 of Section 26, and the W 1/4 of the NW 1/4 of Section 25, all in Township 20 South, Range 3 West, Shelby County, Alabama, more particularly described as follows:

PARCEL 1

Commence at the NW corner of the NW 1/4 of the SW 1/4 of Section 24, Township 20 South, Range 3 West, Shelby County, Alabama; thence N89°50'27"E, a distance of 91.73' to the westerly right-of-way line of USX Railroad (100' ROW); thence S02°25'47"E along said right-of-way, a distance of 335.26'; thence S02°22'44"E along said right-of-way, a distance of 559.61' to the POINT OF BEGINNING; thence continue southerly along said line and along said right-of-way, a distance of 438.40'; thence S01°36'18"E along said right-of-way, a distance of 302.61'; thence continue southerly along said line along said right-of-way, a distance of 60.01'; thence continue southerly along said line and along said right-of-way, a distance of 467.74'; thence S02°05'38"E along said right-of-way, a distance of 660.39'; thence S01°31'30"E along said right-of-way, a distance of 35.07'; thence S88°08'10"W and leaving said right-of-way, a distance of 877.44' to a centerline of Buck Creek; thence N08°33'21"W along said centerline, a distance of 232.75'; thence N02°19'41"E along said centerline, a distance of 99.42'; thence N14°01'26"E along said centerline, a distance of 107.59'; thence N40°01'08"E along said centerline, a distance of 97.06'; thence N53°13'17"E along said centerline, a distance of 77.93'; thence N07°50'47"E along said centerline, a distance of 46.30'; thence N07°52'01"W along said centerline, a distance of 75.04'; thence N26°19'25"W along said centerline, a distance of 183.51'; thence N72°19'02"W along said centerline, a distance of 111.95'; thence N07°22'17"W along said centerline, a distance of 25.49'; thence N13°18'46"E along said centerline, a distance of 40.13'; thence N35°07'47"E along said centerline, a distance of 29.74'; thence N55°59'23"E along said centerline, a distance of 36.74'; thence N75°40'22"E along said centerline, a distance of 51.22'; thence N47°59'13"E along said centerline, a distance of 50.67'; thence N30°57'00"E along said centerline, a distance of 82.87'; thence N41°38'08"E along said centerline, a distance of 52.16'; thence N00°21'52"W along said centerline, a distance of 38.84'; thence N34°17'32"W along said centerline, a distance of 100.80'; thence N40°03'31"W along said centerline, a distance of 120.46'; thence N35°27'40"W along said centerline, a distance of 95.12'; thence N22°06'32"W along said centerline, a distance of 122.16'; thence N45°35'48"W along said centerline, a distance of 84.79'; thence N71°24'18"W along said centerline, a distance of 81.78'; thence N12°54'51"W along said centerline, a distance of 82.60'; thence N55°11'52"E along said centerline, a distance of 55.69'; thence N76°34'43"E along said centerline, a distance of 197.18'; thence N17°49'46"E along said centerline, a distance of 36.90'; thence N88°12'18"E and leaving said centerline, a distance of 367.83'; thence S55°42'23"E, a distance of 55.55'; thence N88°12'18"E, a distance of 141.44'; thence N2°22'44"W, a distance of 180.00'; thence N87°37'16"E, a distance of 160.00'; thence S2°22'44"E, a distance of 6.66'; thence N87°37'16"E, a distance of 100.00' to the POINT OF BEGINNING.

SUBJECT TO a 60' Alabama Power Easement.

Less and except an easement for future street, said easement being more particularly described as follows:

Commence at the NW Corner of the NW 1/4 of the SW 1/4 of Section 24, Township 20 South, Range 3 West, Shelby County, Alabama; thence N89°50'27"E, a distance of 91.73' to the westerly right-of-way line of CSX Railroad (100' ROW); thence S02°25'47"E along said right-of-way, a distance of 335.26'; thence S02°22'44"E along said right-of-way, a distance of 998.01'; thence S01°36'18"E along said right-of-way, a distance of 302.61' to the POINT OF BEGINNING; thence S87°17'42"W and leaving said right-of-way, a distance of 6.81' to the point of a curve to the right having a radius of 1470.00' and a central angle of 01°27'17"; thence southwesterly along the arc of said curve, 37.33' to the point of a curve to the right having a radius of 5030.00' and a central angle of 00°32'41"; thence southwesterly along the arc of said curve, 47.81'; thence S88°12'18"W, a distance of 541.81';

Exhibit A
ALTA Commitment (1982)

First American Title Insurance Company

SCHEDULE A – LEGAL DESCRIPTION (Continued)

Issuing Office File No.: 146505

thence N46°47'42"W, a distance of 42.43'; thence S88°12'18"W, a distance of 57.28' to the point of a curve to the right having a radius of 90.00' and a central angle of 16°48'48"; thence northwesterly along the arc of said curve, a distance of 26.41'; thence S34°17'32"E, a distance of 100.80'; thence S00°21'52"E, a distance of 38.84'; thence N00°12'18"E, a distance of 30.13'; thence N43°12'18"E, a distance of 42.43'; thence N88°12'18"E, a distance of 541.81' to the point of a curve to the left having a radius of 4970.00, a central angle of 00°32'41"; thence northeasterly along the arc of said curve a distance of 47.24' to the point of curve to the left having a radius of 1530.00, a central angle of 01°27'17"; thence northeasterly along the arc of said curve a distance of 38.85'; thence N87°17'42"E, a distance of 5.65' to the westerly right-of-way line of CSX Railroad (100' ROW); thence N01°36'18"W along said right-of-way, a distance of 60.01' to the POINT OF BEGINNING.

PARCEL 2

Beginning at the NW corner of the NW 1/4 of the SW 1/4 of Section 24, Township 20 South, Range 3 West, Shelby County, Alabama, said point being the POINT OF BEGINNING; thence N89°50'27"E, a distance of 91.73' to the westerly right-of-way line of USX Railroad (100' ROW); thence S02°25'47"E along said right-of-way, a distance of 335.26'; thence S02°22'44"E along said right-of-way, a distance of 559.61'; thence S87°37'16"W and leaving said right-of-way, a distance of 100.00'; thence N2°22'44"W, a distance of 6.66'; thence S87°37'16"W, a distance of 160.00'; thence S2°22'44"E, a distance of 180.00'; thence S88°12'18"W, a distance of 141.44'; thence N55°42'23"W, a distance of 55.55'; thence S88°12'18"W, a distance of 367.83' to the centerline Buck Creek; thence N10°18'47"W along said centerline, a distance of 41.83'; thence N45°26'50"W along said centerline, a distance of 90.64'; thence N25°13'45"W along said centerline, a distance of 93.38'; thence N13°45'27"W along said centerline, a distance of 169.81'; thence N08°26'24"E along said centerline, a distance of 66.57'; thence N41°31'03"E along said centerline, a distance of 68.78'; thence S86°59'04"E along said centerline, a distance of 74.35'; thence N58°33'42"E along said centerline, a distance of 54.59'; thence N27°23'10"E along said centerline, a distance of 59.47'; thence N03°37'47"W along said centerline, a distance of 41.15'; thence N26°59'30"W along said centerline, a distance of 74.62'; thence N03°58'08"W along said centerline, a distance of 47.05'; thence N28°16'44"E along said centerline, a distance of 67.37'; thence N34°29'34"E along said centerline, a distance of 225.43'; thence N25°29'10"E along said centerline, a distance of 129.94'; thence S89°34'40"E and leaving said centerline, a distance of 451.30' to the POINT OF BEGINNING.

PARCEL 3

Commence at the NW corner of the NW 1/4 of the SW 1/4 of Section 24, Township 20 South, Range 3 West, Shelby County, Alabama; thence N89°50'27"E, a distance of 91.73' to the westerly right-of-way line USX Railroad (100' ROW); thence S02°25'47"E along said right-of-way, a distance of 335.26'; thence S02°22'44"E along said right-of-way, a distance of 740.93'; thence continue southerly along said line and along said right-of-way, a distance of 257.08'; thence S01°36'18"E along said right-of-way, a distance of 302.61'; thence continue southerly along said line and along said right-of-way, a distance of 60.01'; thence continue southerly along said line and along said right-of-way, a distance of 467.74'; thence S02°05'38"E along said right-of-way, a distance of 660.39'; thence S01°31'30"E along said right-of-way, a distance of 35.07' to the POINT OF BEGINNING; thence continue southerly along said line and along said right-of-way, a distance of 1,048.43'; thence S88°23'42"W and leaving said right-of-way, a distance of 199.62'; thence S22°33'08"W, a distance of 174.35'; thence S52°03'29"W, a distance of 168.88'; thence S36°22'57"W, a distance of 62.32'; thence S52°03'29"W, a distance of 266.20'; thence S05°23'18"E, a distance of 156.74'; thence N46°19'44"W, a distance of 258.58'; thence N66°30'35"W, a distance of 84.54' to the centerline of Buck Creek; thence N32°58'38"E along said centerline, a distance of 73.34'; thence N22°26'40"E along said centerline, a distance of 44.89'; thence N18°04'06"W along said centerline, a distance of 69.22'; thence N16°37'26"W along said centerline, a distance of 210.00'; thence N29°13'33"E along said

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centerline, a distance of 93.82'; thence N17°00'23"E along said centerline, a distance of 185.81'; thence N15°50'49"W along said centerline, a distance of 120.99'; thence N24°05'00"W along said centerline, a distance of 119.47'; thence N03°02'18"W along said centerline, a distance of 41.20'; thence N03°01'46"W along said centerline, a distance of 181.38'; thence N06°39'37"E along said centerline, a distance of 68.80'; thence N11°14'08"E along said centerline, a distance of 124.02'; thence N01°27'17"W along said centerline, a distance of 193.37'; thence N88°08'10"E and leaving said centerline, a distance of 877.44' to the POINT OF BEGINNING.

PARCEL 4

Commence at the NW corner of the NW 1/4 of the SW 1/4 of Section 24, Township 20 South, Range 3 West, Shelby County, Alabama; thence N89°50'27"E, a distance of 91.73' to the westerly right-of-way line USX Railroad (100' ROW); thence S02°25'47"E along said right-of-way, a distance of 335.26'; thence S02°22'44"E along said right-of-way, a distance of 740.93'; thence continue southerly along said line along said right-of-way, a distance of 257.08'; thence S01°36'18"E along said right-of-way, a distance of 302.61'; thence continue southerly along said line and along said right-of-way, a distance of 60.01'; thence continue southerly along said line and along said right-of-way, a distance of 467.74'; thence S02°05'38"E along said right-of-way, a distance of 660.39'; thence S01°31'30"E along said right-of-way, a distance of 35.07'; thence continue southerly along said line along said right-of-way, a distance of 1,048.43' to the POINT OF BEGINNING; thence continue southerly along said line and along said right-of-way, a distance of 83.92'; thence S02°12'59"E along said right-of-way, a distance of 850.21' to a point of curve to the right having a radius of 2,799.96' and a central angle of 04°39'34"; thence southerly along the arc and along said right-of-way a distance of 227.70'; thence S88°23'42"W and leaving said right-of-way, a distance of 316.98'; thence N35°21'25"W, a distance of 8.73'; thence S75°18'03"W, a distance of 396.32'; thence S03°13'13"E, a distance of 82.52'; thence S49°35'33"W, a distance of 386.11' to the centerline of Buck Creek; thence N49°43'27"W along said centerline, a distance of 67.90'; thence N35°55'02"W along said centerline, a distance of 39.06'; thence N55°37'46"W along said centerline, a distance of 57.43'; thence N38°59'34"W along said centerline, a distance of 103.40'; thence N31°57'07"W along said centerline, a distance of 103.00'; thence N35°45'52"W along said centerline, a distance of 65.21'; thence N50°44'00"W along said centerline, a distance of 133.74'; thence N62°39'40"W along said centerline, a distance of 105.91'; thence N00°51'01"W and leaving said centerline, a distance of 279.60' to the centerline of Buck Creek; thence S89°43'31"E along said centerline, a distance of 48.25'; thence N82°13'41"E along said centerline, a distance of 120.40'; thence N51°38'04"E along said centerline, a distance of 126.49'; thence N38°13'46"E along said centerline, a distance of 133.65'; thence N41°03'21"E along said centerline, a distance of 84.43'; thence N42°59'02"E along said centerline, a distance of 87.98'; thence N36°40'38"E and leaving said centerline, a distance of 108.07'; thence S66°30'35"E, a distance of 84.54'; thence S46°19'44"E, a distance of 258.58'; thence N05°23'18"W, a distance of 156.74'; thence N52°03'29"E, a distance of 266.20'; thence N36°22'57"E, a distance of 62.32'; thence N52°03'29"E, a distance of 188.88'; thence N22°33'08"E, a distance of 174.35'; thence N88°23'42"E, a distance of 199.62' to the POINT OF BEGINNING.