

Send Tax Notice To:

First Commercial Bank  
c/o Forest W. Whatley, Jr.  
800 Shades Creek Parkway  
Birmingham, Alabama 35209

This instrument was prepared by:  
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Corley, Moncus & Ward, P.C.  
400 Shades Creek Parkway, Suite 100  
Birmingham, Alabama 35209  
205.879.5959

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## GENERAL WARRANTY DEED

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**STATE OF ALABAMA        )**  
**SHELBY COUNTY         )**       **KNOW ALL MEN BY THESE PRESENTS,**

That in consideration of Five Hundred Fifty Thousand and No/100 Dollars (\$550,000.00) to the undersigned Grantor in hand paid by the Grantee herein, the receipt whereof is acknowledged, Rice Land Company, L.L.C., an Alabama Limited Liability Company (herein referred to as "Grantor") does grant, bargain, sell and convey unto First Commercial Bank, a State Bank, (herein referred to as Grantee), the following described real estate situated in Shelby County, Alabama to-wit:

See attached Exhibit "A".

Subject to the Permitted Exceptions listed on Exhibit "B" attached hereto and made a part hereof.

**TO HAVE AND TO HOLD** unto the said Grantee, its successors and assigns forever.

And it does for itself and its successors and assigns covenant with the said Grantee, its successors and assigns, that it is lawfully seized in fee simple of said premises; that they are free from encumbrances, unless otherwise noted above; that it has a good right to sell and convey the same as aforesaid; that it will and its successors and assigns shall warrant and defend the same to the said Grantee, its successors and assigns forever, against the lawful claims of all persons.

**IN WITNESS WHEREOF**, the undersigned has hereto set his hand and seal this the 23<sup>rd</sup> day of December, 2003.

GRANTOR:

RICE LAND COMPANY, L.L.C.

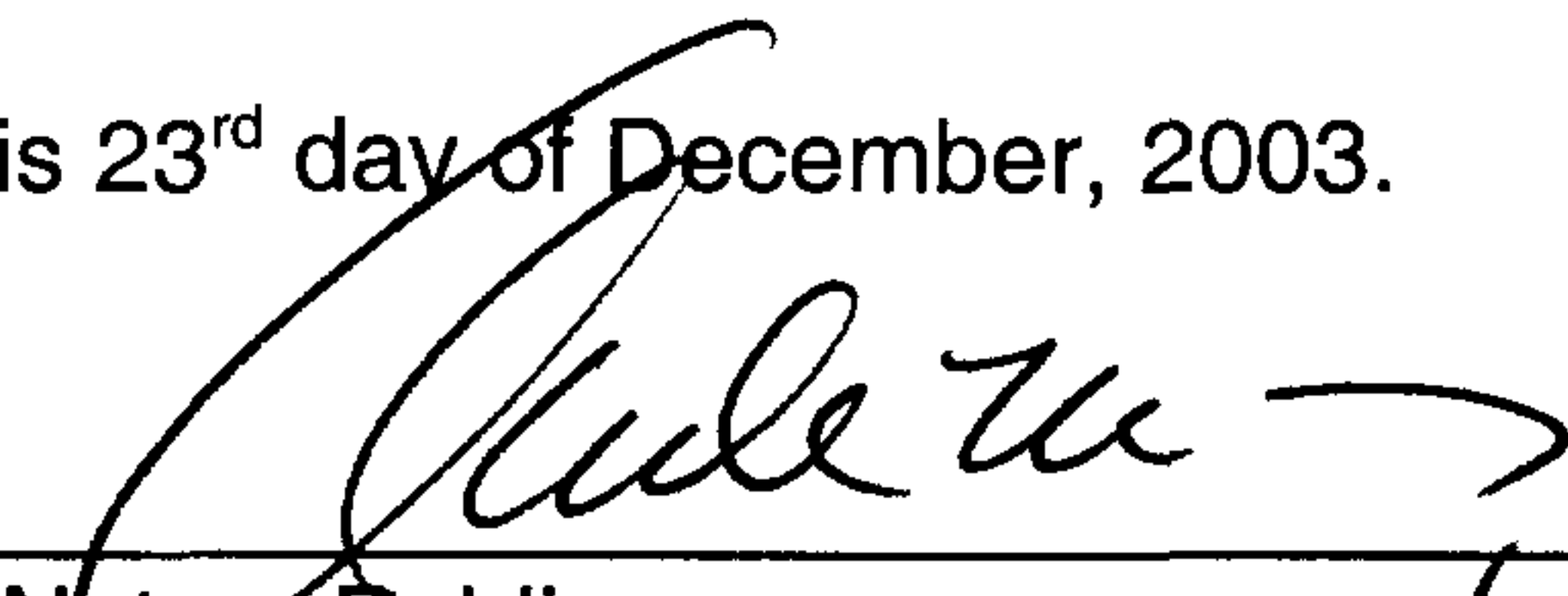
By:  [SEAL]  
G. Barton Rice  
Its Authorized Member

STATE OF ALABAMA                    )  
COUNTY OF JEFFERSON            )

I, the undersigned Notary Public in and for said County, in said State, hereby certify that G. Barton Rice, whose name as Authorized Member of **Rice Land Company, L.L.C.**, an Alabama Limited Liability 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 instrument, he as such member and with full authority, executed the same for and as the act of said limited liability company.

Given under my hand and official seal this 23<sup>rd</sup> day of December, 2003.

[NOTARIAL SEAL]

  
Notary Public -  
My Commission Expires: 12/28/03

## **EXHIBIT "A"**

**A parcel of land in the South ½ of the SW ¼ of Section 11, Township 21 South, Range 3 West; Shelby County, Alabama; being situated in Shelby County, Alabama described as follows: Commence at the Southwest corner of Section 11, Township 21 South, Range 3 West, Alabaster, Shelby County, Alabama and run thence North 00 degrees, 12 minutes, 10 seconds West along the West line of said Section 11 a distance of 67.13 feet to a point on the North right of way line of Shelby County Highway No. 26; thence run North 89 degrees, 52 minutes, 50 seconds East along the said right of way line of said Highway 26 a distance of 1,137.04 feet to the point of beginning of the property being described; thence continue along last described course 230.89 feet to a point on the proposed new right of way line of Alabama Highway No. 119; thence run North 24 degrees, 26 minutes, 23 seconds East along the proposed new Westerly right of way line of said Alabama State Highway No. 119 a distance of 207.50 feet to a point; thence run South 89 degrees, 52 minutes, 50 seconds West a distance of 230.89 feet to a point; thence run South 24 degrees, 26 minutes, 23 seconds West a distance of 207.50 feet to the point of beginning; being situated in Shelby County, Alabama.**



**EXHIBIT "B"**

1. General and special taxes or assessments for **2004** and subsequent years not yet due and payable.
2. Title to all minerals within and underlying the premises, together with all mining rights and other rights, privileges and immunities relating thereto, together with any release of liability for injury or damage to persons or property as a result of the exercise of such rights as recorded in Instrument #1997-22500.
3. Right of way to Shelby County as recorded in Volume 216, Page 584 in said Probate Office.
4. Encroachment of wood board fence onto the subject property along the Westerly lot line as shown by the Survey of Laurence D. Weygand Reg. P.E. and L.S. # 10373, dated August 6, 2003.
5. Telephone box in the Southwest corner of subject property as shown by the Survey of Laurence D. Weygand Reg. P.E. and L.S. # 10373, dated August 6, 2003.
6. 50 foot building line from Easterly and Southerly lot lines, 60 foot building line from the Westerly lot line, and a 5 foot building line from the Northerly lot line all as shown by the Survey of Laurence D. Weygand Reg. P.E. and L.S. # 10373, dated August 6, 2003.
7. Underground fiber optic cable along the Easterly lot line as shown by the Survey of Laurence D. Weygand Reg. P.E. and L.S. # 10373, dated August 6, 2003.