

THIS INSTRUMENT WAS PREPARED BY:

Allen M. Estes

**BALCH & BINGHAM LLP
P. O. Box 306
Birmingham, Alabama 35201**

SEND TAX NOTICE TO:

**Martin Marietta Materials Real Estate
Investments, Inc.
1801 International Park Drive, Suite 250
Birmingham, Alabama 35243**

STATE OF ALABAMA)

SHELBY COUNTY)

STATUTORY WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS THAT for and in consideration of Five hundred and thirty seven thousand and five hundred dollars and No/100 Dollars (\$537,500.00), in hand paid to **HARRIETT A. RANDALL, also known as HARRIETT A. WINSLETT**, a married woman and an Alabama resident, ("Grantor"), and other good and valuable consideration, Grantor does hereby grant, bargain, sell and convey unto **Martin Marietta Materials Real Estate Investments, Inc.**, a Delaware corporation ("Grantee"), its successors and assigns, the real property lying in Shelby County, Alabama (the "Property") and more particularly described as follows, to-wit:

The west half (W ½) of the northeast quarter (NE ¼) of Section 28, Township 21, Range 3 West, said property located in Shelby County, Alabama being 80 acres more or less; and being that part of the lands constituting "The Quarry" located thereon as described in Book 195, Page 303 of the records of the Probate Judge of Shelby County, Alabama.

Grantor shall deliver to Grantee, simultaneously with the execution of this Deed, the original executed copy of the Quitclaim Deed from Calhoun Rock Products, LLC to Grantor fully and finally terminating and transferring any and all interests Calhoun Rock Products, LLC has, had or may ever have in the Property to Grantor. The executed Quitclaim Deed from Calhoun Rock Products LLC to Grantor shall be in the form of Exhibit A attached to this Statutory Warranty Deed and incorporated herein. Furthermore, this Deed is entered into and the Property is conveyed subject to the following matters:

1. Taxes and assessments for the year 2004, and subsequent years, which are not yet due and payable.
2. Subject to matters shown on recorded Map Book 4 at Page 33.
3. Title to that portion of the Property within the right-of-way of an unnamed county road.
4. Right of others thereto entitled in and to the continued uninterrupted flow of a creek located on the Property.

5. Riparian rights incident to the Property.

TO HAVE AND TO HOLD the Property, together with improvements and appurtenances thereunto appertaining, to the Grantee, its successors and assigns forever.

And said Grantor does for herself and her successors and assigns, covenant with said Grantee, its successors and assigns, that Grantor is lawfully seized in fee simple of said premises, that it is free from encumbrances done or suffered by Grantor, that she has a good right to sell and convey the same as aforesaid, and that she will and her successors and assigns shall, warrant and defend the same to the said Grantee, its successors and assigns forever, against encumbrances done or suffered by Grantor.

IN WITNESS WHEREOF, Grantor has hereunto set her seal effective as of the 11th day of March, 2004.

**HARRIETT A. RANDALL, also known as
HARRIETT A. WINSLETT, a married woman
and an Alabama resident**

Harriett A. Winslett

STATE OF Alabama

COUNTY OF Jefferson

I, Theda M. Mallette, a notary public in and for said county in said state, hereby certify that **HARRIETT A. RANDALL, also known as HARRIETT A. WINSLETT**, a married woman and an Alabama resident, whose name 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 such instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 11th day of ~~February~~ March, 2004.

Theda M. Mallette
Notary Public

[Notarial Seal]

My Commission Expires **NOTARY PUBLIC STATE OF ALABAMA AT LARGE
COMMISSION EXPIRES: Jan 6, 2008
BONDED THRU NOTARY PUBLIC UNDERWRITERS**