

IN THE MATTER OF	)	IN THE PROBATE COURT OF
	)	
THE ESTATE OF	)	SHELBY COUNTY, ALABAMA
	)	
DOUGLAS M. KENT,	)	CASE NO. PR-2003-000493
	)	
Deceased.	)	

DISCLAIMER OF INTEREST

I, the undersigned, Nina W. Kent, the surviving spouse of Douglas M. Kent, deceased, do by this instrument definitely, finally and irrevocably renounce and disclaim the following interests:

1. Douglas M. Kent's one-half ($\frac{1}{2}$) interest in that certain 21.98 acres (more or less) of real estate located in Shelby County, Alabama, titled in the name of Douglas M. Kent and Nina W. Kent, jointly with rights of survivorship, which property is more particularly described on the copy of the property description attached hereto as Exhibit "A."

2. Douglas M. Kent's one-half ($\frac{1}{2}$) interest in that certain 9.80 acres (more or less) of real estate located in Shelby County, Alabama, titled in the name of Douglas M. Kent and Nina W. Kent, jointly with rights of survivorship, which property is more particularly described on the copy of the property description attached hereto as Exhibit "B."

3. Douglas M. Kent's fifty percent (50%) interest in Kent Farms Partnership, an Alabama partnership, which includes any and all interests in real estate owned by said partnership, including any interest in that certain parcel of real estate located in Shelby County, Alabama owned by said partnership, commonly described as:

Beginning at the northeast corner of the northeast quarter of the northwest quarter of Section 14. Township 21 south, Range 3 west, Shelby County, Alabama and run thence North $89^{\circ} 48' 31''$ West along the north line of said quarter-quarter a distance of 345.02' to a set rebar corner; Thence run South $24^{\circ} 06' 35''$ West a distance of 1,435.94' to a found old steel corner on the north

margin of Shelby County Highway No. -26; Thence run South 83° 48' 31" East along said margin of said Highway a distance of 948.21' to a found old steel corner on the east line of a quarter-quarter line; Thence run North 00° 20' 35" West a distance of 90.01' to a set rebar corner; Thence run North 00° 27' 29" West along said quarter-quarter line a distance of 1,321.81' to the point of beginning, containing 20.46 acres, more or less and less and except a one hundred foot wide easement or right of way to the Gas Pipeline Company and a small parcel of land for a Gas Pipeline Pumping Station as shown on the plat.

(Such real estate and partnership interest hereinafter collectively referred to as the "Partnership Interest".)

4. I hereby acknowledge that under paragraph 1 of this disclaimer I refuse to accept my interest as a joint tenant with rights of survivorship in my deceased husband's one-half ($\frac{1}{2}$) interest in the above-described real property. As a result of this disclaimer, the interest in said property will become a part of my deceased husband's probate estate and will be governed by the document entitled "Last Will and Testament of Douglas M. Kent" dated September 13, 2002, which document constitutes the Last Will and Testament of my deceased husband and was admitted to probate in the above entitled estate proceeding in the Probate Court of Shelby County, Alabama.

5. I hereby acknowledge that under paragraph 2 of this disclaimer I refuse to accept my interest as a joint tenant with rights of survivorship in my deceased husband's one-half ($\frac{1}{2}$) interest in the above-described real property. As a result of this disclaimer, the interest in said property will become a part of my deceased husband's probate estate and will be governed by the document entitled "Last Will and Testament of Douglas M. Kent" dated September 13, 2002, which document constitutes the Last Will and Testament of my deceased husband and was admitted to probate in the above entitled estate proceeding in the Probate Court of Shelby County, Alabama.

6. I hereby acknowledge that under paragraph 3 of this disclaimer I refuse to accept my interest in the above-described Partnership Interest, whether (i) individually, (ii) as a beneficiary of Trust Estate "A" or Trust Estate "B" established under the Douglas M. Kent Management Trust Agreement dated September 13, 2002, or (iii) as a Trustee of said Trust with respect to said Partnership Interest. As a result of this disclaimer, the Partnership Interest will continue to be governed by said Management Trust.

7. I hereby irrevocably renounce and disclaim the right to redesignate a successor Trustee of any trust established under said Management Trust for the benefit of Douglas Michael Kent, II.

8. It is my intention with respect to the above disclaimed property to comply with the requirements of Sections 43-8-290, et. seq., of the Code of Alabama (1975), as amended, and the requirements for a qualified disclaimer under Internal Revenue Code Sections 2046 and 2518. In addition, I hereby disclaim any other right or power over said disclaimed property, the retention of which would operate to cause this disclaimer to fail to constitute a qualified disclaimer under such provisions of the Internal Revenue Code or the Code of Alabama. In addition, any provision that is not stated herein, but which is required for this disclaimer to constitute a qualified disclaimer under the provisions of the Internal Revenue Code or Code of Alabama, shall be considered a part of the disclaimer, and is hereby incorporated into its terms.

9. I do hereby affirm that I have not accepted any interest in or benefit from the property hereby disclaimed and renounced and that I have not received any consideration in money or money's worth for making this disclaimer. I affirm that I have not or will not direct the passing, disposition or transfer of the property hereinabove disclaimed.

10. I confirm that a copy of this disclaimer is being delivered by hand to the Personal Representative of the Estate of Douglas M. Kent and to Regions Bank, as Trustee of the Douglas M. Kent Management Trust Agreement, within nine (9) months of the date of Douglas M. Kent's death, which was July 8, 2003. It is also being filed of record in the probate proceedings in Shelby County, Alabama.

IN WITNESS WHEREOF, I have executed this disclaimer on the ____ day of April, 2004.



Nina W. Kent

STATE OF ALABAMA

)

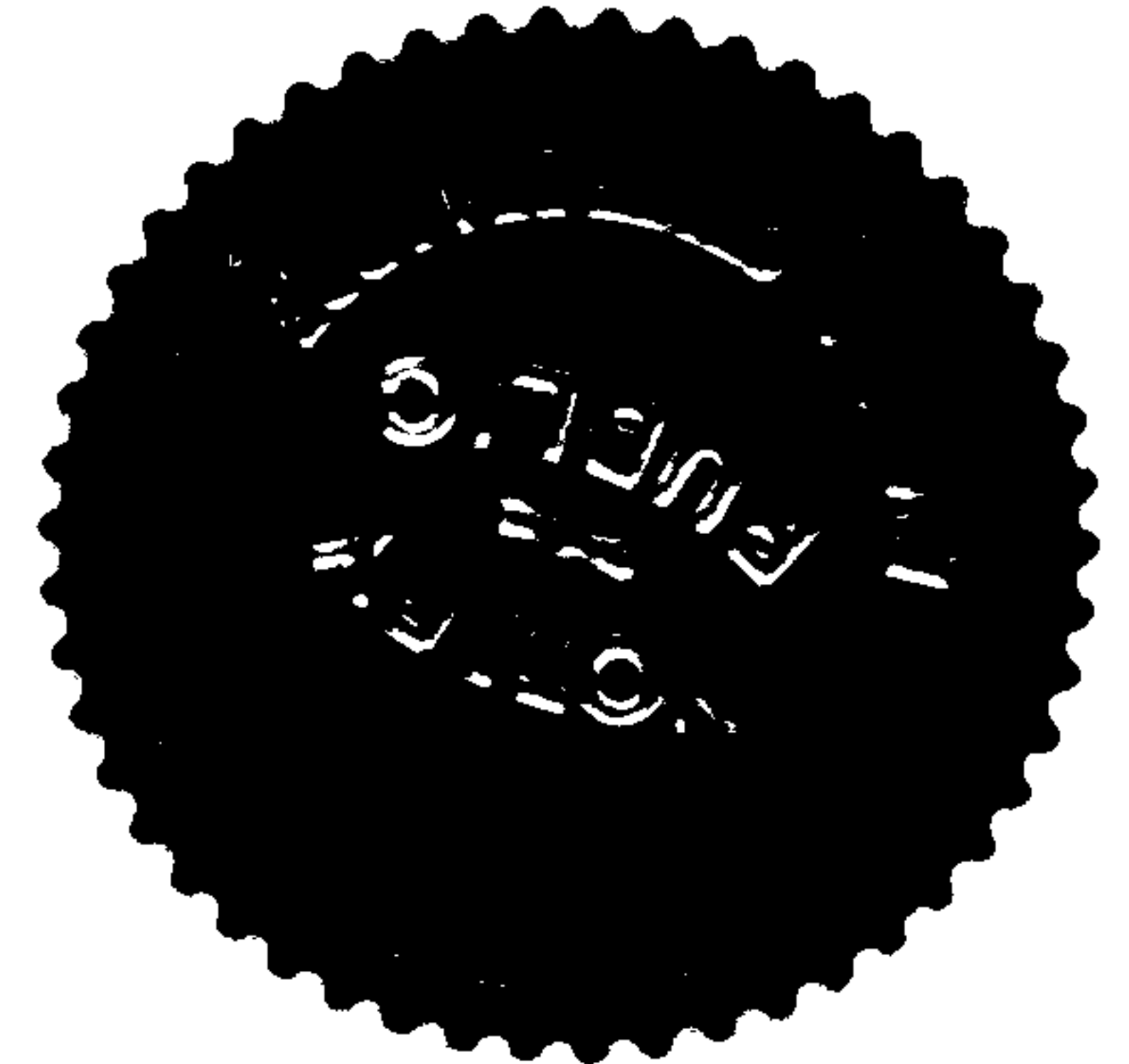
COUNTY OF JEFFERSON

)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Nina W. Kent, 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 said instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand and seal this 6 day of April, 2004.

Jane J. Leek
Notary Public
My Commission Expires: 8/21/04



RECEIPT OF DISCLAIMER

I, the undersigned, being the Personal Representative of the Estate of Douglas M. Kent, deceased, do hereby acknowledge receipt of this Disclaimer, which said instrument was received on this the 6th day of April, 2004.

ESTATE OF DOUGLAS M. KENT



Nina W. Kent
Personal Representative

RECEIPT OF DISCLAIMER

I, the undersigned, on behalf of Regions Bank, as Trustee of the Douglas M. Kent Management Trust Agreement dated September 13, 2002, do hereby acknowledge receipt of this Disclaimer, which said instrument was received on this the 6TH day of April, 2004.

DOUGLAS M. KENT MANAGEMENT TRUST

REGIONS BANK, AS TRUSTEE

By: Joel R. Bragg
Printed Name

EXHIBIT “A”

(See Attached)

LEGAL DESCRIPTION PARCEL I

A PARCEL OF LAND SITUATED IN THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 14, TOWNSHIP 21 SOUTH, RANGE 3 WEST, SHELBY COUNTY, ALABAMA, DESCRIBED AS FOLLOWS: COMMENCE AT THE NORTHWEST CORNER OF SECTION 14 AND RUN EASTERLY ALONG THE NORTH LINE OF SAID SECTION A DISTANCE OF 2999.92 FEET; THENCE TURN 56°10'54" RIGHT AND RUN SOUTHEASTERLY 522.59 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE SOUTHEASTERLY ALONG THE LAST COURSE 731.66 FEET; THENCE TURN 90°31'26" RIGHT AND RUN SOUTHWESTERLY 210.58 FEET; THENCE TURN 89°28'34" RIGHT AND RUN NORTHWESTERLY 717.42 FEET; THENCE TURN 86°39'14" RIGHT AND RUN NORTHEASTERLY 210.93 FEET TO THE POINT OF BEGINNING. SUBJECT TO A 90 FOOT WIDE NATURAL GAS EASEMENT AS SHOWN HEREON. CONTAINING 152567.42 SQUARE FEET.

PARCEL II

A PARCEL OF LAND SITUATED IN THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 14, TOWNSHIP 21 SOUTH, RANGE 3 WEST, SHELBY COUNTY, ALABAMA, DESCRIBED AS FOLLOWS: COMMENCE AT THE NORTHWEST CORNER OF SECTION 14 AND RUN EASTERLY ALONG THE NORTH LINE OF SAID SECTION A DISTANCE OF 2999.92 FEET; THENCE TURN 56°10'54" RIGHT AND RUN SOUTHEASTERLY 522.59 FEET; THENCE CONTINUE SOUTHEASTERLY ALONG THE LAST COURSE 731.66 FEET; THENCE TURN 90°31'26" RIGHT AND RUN SOUTHWESTERLY 210.58 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE ALONG THE LAST DESCRIBED COURSE 156.78 FEET; THENCE TURN 14°57'09" LEFT AND RUN SOUTHWESTERLY 59.18 FEET; THENCE TURN 104°25'44" RIGHT AND RUN NORTHWESTERLY 718.21 FEET; THENCE TURN 86°39'14" RIGHT AND RUN NORTHEASTERLY 214.44 FEET; THENCE TURN 93°20'46" RIGHT AND RUN SOUTHEASTERLY 717.42 FEET TO THE POINT OF BEGINNING. SUBJECT TO A 90 FOOT WIDE NATURAL GAS EASEMENT AS SHOWN HEREON. CONTAINING 152467.54 SQUARE FEET.

PARCEL III

A PARCEL OF LAND SITUATED IN THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 14, TOWNSHIP 21 SOUTH, RANGE 3 WEST, SHELBY COUNTY, ALABAMA, DESCRIBED AS FOLLOWS: COMMENCE AT THE NORTHWEST CORNER OF SECTION 14 AND RUN EASTERLY ALONG THE NORTH LINE OF SAID SECTION A DISTANCE OF 2669.51 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE ALONG THE LAST DESCRIBED COURSE FOR A DISTANCE OF 330.41; THENCE TURN 56°10'54" RIGHT AND RUN SOUTHEASTERLY 522.59 FEET; THENCE TURN 86°39'14" RIGHT AND RUN SOUTHWESTERLY 425.37 FEET; THENCE TURN 86°39'14" LEFT AND RUN SOUTHEASTERLY 718.21 FEET; THENCE TURN 75°34'16" RIGHT AND RUN SOUTHWESTERLY 32.01 FEET; THENCE TURN 29°02'36" RIGHT AND RUN SOUTHWESTERLY 453.22 FEET; THENCE TURN 103°25'29" RIGHT AND RUN NORTHWESTERLY 143.47 FEET; THENCE TURN 83°34'03" LEFT AND RUN WESTERLY 203.40 FEET; THENCE TURN 89°06'24" RIGHT AND RUN NORTHERLY 1321.67 FEET TO THE POINT OF BEGINNING. SUBJECT TO A 90 FOOT WIDE NATURAL GAS EASEMENT AS SHOWN HEREON. CONTAINING 652351.44 SQUARE FEET.

ACCESS EASEMENT

ALL PARCELS BEING SUBJECT TO AN EASEMENT FOR INGRESS AND EGRESS BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCE AT THE NORTHWEST CORNER OF SECTION 14 AND RUN EASTERLY ALONG THE NORTH LINE OF SAID SECTION A DISTANCE OF 2999.92 FEET; THENCE TURN 56°10'54" RIGHT AND RUN SOUTHEASTERLY 1194.24 FEET TO THE POINT OF BEGINNING; THENCE TURN 89°28'34" LEFT AND RUN NORTHEASTERLY 60 FEET; THENCE TURN 89°28'34" RIGHT AND RUN SOUTHEASTERLY 234.58 FEET, MORE OR LESS, TO THE NORTHERLY RIGHT-OF-WAY OF U.S. HIGHWAY NO. 119; THENCE TURN 79°01'54" RIGHT AND RUN SOUTHWESTERLY ALONG THE RIGHT-OF-WAY FOR A DISTANCE OF 126.47 FEET; THENCE TURN 118°49'23" RIGHT AND RUN NORTHEASTERLY 209.27 FEET; THENCE TURN 17°51'17" LEFT AND RUN NORTHWESTERLY 60 FEET TO THE POINT OF BEGINNING.

30' WIDE ACCESS EASEMENT

PARCEL B AS RECORDED IN INSTRUMENT 1994 0013490 AND 1998 0019098 IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA BEING SUBJECT TO A 30 FOOT WIDE EASEMENT FOR INGRESS AND EGRESS BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCE AT THE NORTHWEST CORNER OF SECTION 14 AND RUN EASTERLY ALONG THE NORTH LINE OF SAID SECTION A DISTANCE OF 3483.25 FEET TO THE POINT OF BEGINNING; THENCE TURN 59°00'00" RIGHT AND RUN SOUTHEASTERLY 913.63 FEET; THENCE TURN 7°43'05" LEFT AND RUN SOUTHEASTERLY 136.16 FEET; THENCE TURN 13°11'01" LEFT AND RUN SOUTHEASTERLY 77.58 FEET, MORE OR LESS, TO THE NORTHERLY RIGHT-OF-WAY OF U.S. HIGHWAY NO. 119 AND THE END OF THE CENTERLINE. EASEMENT LIES 15 FEET ON EACH SIDE AND PARALLEL TO THE CENTERLINE. EASEMENT EXTENDS AND TERMINATES AT THE NORTH RIGHT-OF-WAY OF U.S. HIGHWAY NO. 119.

EXHIBIT “B”

(See Attached)

Commence at the northwest corner of the northwest quarter of the northeast quarter of Section 14, Township 21 south, Range 3 west, Shelby County, Alabama and run thence South $89^{\circ} 48' 31''$ East along the north line of said quarter-quarter section a distance of 951.36' to a point; Thence run South $25^{\circ} 54' 43''$ E a distance of 147.83' to a point in the centerline of Buck Creek and the point of beginning of the property, Parcel - 'B', being described; Thence run South $52^{\circ} 49' 49''$ West a distance of 497.70' to a set rebar corner; Thence run South $33^{\circ} 36' 50''$ East a distance of 731.44' to a set rebar corner; Thence run South $15^{\circ} 44' 07''$ East a distance of 209.51' to a set rebar corner on the northerly margin of Shelby County Highway No. 26; Thence run North $45^{\circ} 23' 13''$ East along said margin of said Highway a distance of 202.96' to a set rebar corner; Thence run North $50^{\circ} 35' 43''$ East along said margin of said Highway a distance of 186.90' to a set rebar corner; Thence run North $52^{\circ} 14' 42''$ East along said margin of said Highway a distance of 130.06' to a set rebar corner; Thence run North $53^{\circ} 09' 37''$ East along said margin of said Highway a distance of 81.24' to a corner in the centerline of Buck Creek; Thence run North $36^{\circ} 12' 36''$ West along centerline of Buck Creek a distance of 122.86' to a corner; Thence run North $32^{\circ} 54' 57''$ West along centerline of Buck Creek a distance of 58.18' to a corner; Thence run North $16^{\circ} 19' 46''$ East along centerline of Buck Creek a distance of 30.14' to a corner; Thence run North $07^{\circ} 37' 23''$ West along centerline of Buck Creek a distance of 59.27' to a corner; Thence run North $47^{\circ} 50' 12''$ West along centerline of Buck Creek a distance of 207.65' to a corner; Thence run North $28^{\circ} 58' 43''$ West along centerline of Buck Creek a distance of 46.86' to a corner; Thence run North $26^{\circ} 47' 44''$ West along centerline of Buck Creek a distance of 439.22' to the point of beginning, containing 9.80 acres, more or less and less and except a sanitary sewer easement (As shown hereon).

