

This instrument was prepared by:  
Mary Douglas Hawkins  
CORRETTI, NEWSOM & HAWKINS  
1804 7<sup>th</sup> Avenue North  
Birmingham, AL 35203  
Telephone: (205) 251-1164

**QUITCLAIM AND DISCLAIMER**

THE STATE OF ALABAMA     )  
SHELBY COUNTY             )

KNOW ALL MEN BY THESE PRESENTS:

THAT the undersigned, hereby certifies that **ALABAMA POWER COMPANY**, an **Alabama corporation**, does hereby disclaim and quitclaim all of its rights, interest, claim and title over, across, under, in and to the real property described on **Exhibit A**, attached hereto and being a portion of the lands expressly incorporated herein by reference, under the following right of way permits:

Right of Way granted to Alabama Power Company by instruments recorded in Deed Book 48, Page 584; Deed Book 48, Page 617; Deed Book 107, Page 133; Deed Book 107, Page 140; Deed Book 107, Page 143; Deed Book 130, Page 52; Deed Book 130, Page 86; Deed Book 130, Page 89; Deed Book 130, Page 91; Deed Book 130, Page 92; Deed Book 130, Page 93; Deed Book 130, Page 94; Deed Book 145, Page 297; Deed Book 169, Page 335; Deed Book 179, Page 337; Deed Book 180, Page 36; Deed Book 181, Page 212; Deed Book 181, Page 229; Deed Book 207, Page 669; Deed Book 207, Page 676; Deed Book 207, Page 677; Deed Book 210, Page 109; Deed Book 210, Page 114; Deed Book 210, Page 119; Deed Book 210, Page 121; Deed Book 210, Page 123; Deed Book 210, Page 125; Deed Book 213, Page 366; Deed Book 218, Page 651; Deed Book 218, Page 656; Deed Book 219, Page 584; Deed Book 220, Page 39; Deed Book 250, Page 852; Deed Book 262, Page 750; and Deed Book 138, Page 57, all in the Office of the Judge of Probate of Shelby County, Alabama.

IN WITNESS WHEREOF, the undersigned has hereunto set his/her hand and seal on this 15 day of April, 2004.

ALABAMA POWER COMPANY,  
an Alabama corporation

By: [Signature] (SEAL)  
Its: Director, Corp. Real Estate

THE STATE OF ALABAMA )  
JEFFERSON COUNTY     )

I, the undersigned authority, a Notary Public in and for said County, hereby certify that James L. Scott, whose name as Director of Alabama Power Company, an Alabama corporation, is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he/she, as such representative and with full authority, executed the same voluntarily as and for the act of said corporation.

Given under my hand and official seal this 15 day of April, 2004.

[Signature]  
NOTARY PUBLIC  
My commission expires: 7/17/2004

## EXHIBIT A

### WAL-MART LEGAL DESCRIPTION

A parcel of land situated in the East ½ of Section 1, Township 21 South, Range 3 West, Shelby County, Alabama being more particularly described as follows:

Commence at the Southeast corner of Section 1, Township 21 South, Range 3 West; thence in a Westerly direction along the South line of said Section 1 a distance of 1965.36 feet to a point; thence  $84^{\circ}15'29''$  to the right in a Northerly direction a distance of 428.78 feet to the P.C. (point of curve) of a curve to the right having a radius of 25.00 feet and a central angle of  $86^{\circ}31'11''$ ; thence in a Northerly, Northeasterly and Easterly direction along the arc of said curve a distance of 37.75 feet to the P.T. (point of tangent) of said curve; thence tangent to said curve in an Easterly direction a distance of 491.10 feet to a point; thence  $93^{\circ}42'51''$  to the left in a Northerly direction a distance of 578.42 feet to the P.C. (point of curve) of a curve to the right having a radius of 55.00 feet and a central angle of  $48^{\circ}14'23''$ ; thence in a Northerly and Northeasterly direction along the arc of said curve a distance of 46.31 feet to the P.T. (point of tangent) of said curve; thence tangent to said curve in a Northeasterly direction a distance of 20.06 feet to the P.C. (point of curve) of a curve to the left having a radius of 65.00 feet and a central angle of  $43^{\circ}14'23''$ ; thence in a Northeasterly and Northerly direction along the arc of said curve a distance of 49.05 feet to the P.T. (point of tangent) of said curve; thence tangent to said curve in a Northerly direction a distance of 320.64 feet to the P.C. (point of curve) of a curve to the right having a radius of 60.00 feet and a central angle of  $50^{\circ}38'01''$ ; thence in a Northerly and Northeasterly direction along the arc of said curve a distance of 53.02 feet to the P.R.C. (point of reverse curve) of a curve to the left having a radius of 70.00 feet and a central angle of  $96^{\circ}14'51''$ ; thence in a Northeasterly, Northerly and Northwesterly direction along the arc of said curve a distance of 117.59 feet to the P.R.C. (point of reverse curve) of a curve to the right having a radius 60.00 feet and a central angle of  $70^{\circ}36'50''$ ; thence in a Northwesterly, Northerly and Northeasterly direction along the arc of said curve a distance of 73.95 feet to the P.T. (point of tangent) of said curve; thence tangent to said curve in a Northeasterly direction a distance of 111.29 feet to a point; thence  $95^{\circ}00'$  to the right in a Southeasterly direction a distance of 196.66 feet to a point; thence  $90^{\circ}00'$  to the left in a Northeasterly direction a distance of 60.00 feet to the POINT OF BEGINNING of the parcel described herein; thence  $90^{\circ}00'$  to the left in a Northwesterly direction a distance of 840.36 feet to a point; thence  $48^{\circ}39'24''$  to the right in a Northwesterly direction a distance of 34.63 feet to a point; thence  $48^{\circ}39'24''$  to the left in a Northwesterly direction a distance of 79.38 feet to the P.C. (point of curve) of a curve to the right having a radius of 1045.00 feet and a central angle of  $5^{\circ}30'48''$ ; thence in a Northwesterly direction along the arc of said curve a distance of 100.55 feet to the P.T. (point of tangent) of said curve; thence tangent to said curve in a Northwesterly direction a distance of 67.30 feet to the P.C. (point of curve) of a curve to the right having a radius of 25.00 feet and a central angle of  $90^{\circ}00'$ ; thence in a Northwesterly, Northerly and Northeasterly direction along the arc of said curve a distance of 39.27 feet to the P.T. (point of tangent) of said curve; thence tangent to said curve in a Northeasterly direction a distance of 258.78 feet to a point; thence  $85^{\circ}06'07''$  to the right in a Southeasterly direction a distance of 112.00 feet to a point; thence  $90^{\circ}36'54''$  to the left in a Northeasterly direction a distance of 89.17 feet to the P.C. (point of curve) of a curve to the right having a radius of 338.50 feet and a central angle of  $22^{\circ}58'43''$ ; thence in a Northeasterly direction along the arc of said curve a distance of 135.76 feet to the P.T. (point of tangent) of said curve; thence tangent to said curve in a Northeasterly direction a distance of 165.27 feet to a point; thence  $72^{\circ}32'06''$  to the right in a Southeasterly direction a distance of 14.15 feet to a point; thence  $72^{\circ}32'06''$  to the left in a Northeasterly direction a distance of 119.53 feet to a point; thence  $68^{\circ}45'21''$  to the right in a Southeasterly direction a distance of 88.28 feet to a point; thence  $68^{\circ}45'21''$  to the left in a Northeasterly direction a distance of 109.58 feet to a point; thence  $67^{\circ}01'20''$  to the right in a Southeasterly direction a distance of 264.34 feet to a point; thence  $30^{\circ}00'$  to the right in a Southeasterly direction a distance of 143.28 feet to a point; thence  $30^{\circ}01'39''$  to the left in a Southeasterly direction a distance of 222.69 feet to a point on a curve to the left having a radius of 55.00 feet and a central angle of  $67^{\circ}33'31''$ ; thence  $70^{\circ}08'37''$  to the



right (angle measured to tangent) in a Southerly and Southeasterly direction along the arc of said curve a distance of 64.85 feet to the P.R.C. (point of reverse curve) of a curve to the right having a radius of 72.00 feet and a central angle of  $118^{\circ}23'41''$ ; thence in a Southeasterly, Southerly and Southwesterly direction along the arc of said curve a distance of 148.78 feet to the P.R.C. (point of reverse curve) of a curve to the left having a radius of 45.00 feet and a central angle of  $30^{\circ}57'07''$ ; thence in a Southwesterly direction along the arc of said curve a distance of 24.31 feet to the P.T. (point of tangent) of said curve; thence tangent to said curve in a Southwesterly direction a distance of 307.13 feet to the P.C. (point of curve) of a curve to the left having a radius of 45.00 feet and a central angle of  $40^{\circ}14'52''$ ; thence in a Southwesterly and Southerly direction along the arc of said curve a distance of 31.61 feet to the P.R.C. (point of reverse curve) of a curve to the right having a radius of 72.00 feet and a central angle of  $80^{\circ}29'58''$ ; thence in a Southerly and Southwesterly direction along the arc of said curve a distance of 101.16 feet to the P.R.C. (point of reverse curve) of a curve to the left having a radius of 45.00 feet and a central angle of  $40^{\circ}15'09''$ ; thence in a Southwesterly direction along the arc of said curve a distance of 31.61 feet to the P.T. (point of tangent) of said curve; thence tangent to said curve in a Southwesterly direction a distance of 203.14 feet to the POINT OF BEGINNING.

Containing 851,862 Square feet or 19.556 Acres.

20040421000205000 Pg 3/3 51.00  
Shelby Cnty Judge of Probate, AL  
04/21/2004 08:52:00 FILED/CERTIFIED