

MINERAL CONVEYANCE & ASSIGNMENT

STATE OF ALABAMA)

COUNTY OF SHELBY)

KNOW ALL MEN BY THESE PRESENTS, That for and in consideration of the sum of Ten Dollars and No/100 (\$10.00) and other valuable consideration, the receipt whereof is hereby acknowledged, SouthTrust Bank, as Trustee of an Alabama Banking Corporation, as Trustee of the Bessie Morris Testamentary Trust F/B/O Lewis C. Morris ("Grantor"), does hereby grant, bargain, sell, convey, assign and deliver unto Joseph D. Noell, III., an undivided 45%, Ruth Morris Cromwell, an undivided 27.5%, Nina Hart Morris, an undivided 13.75% and Edward Morris III., an undivided 13.75% (as "Grantee", whether one or more) all of the right, title and interest held by Grantor in and to all of the oil, gas and other minerals, royalty in the oil, gas and other minerals, overriding royalty interests in the oil, gas and other minerals and other interests whatsoever in and under the following described property situated in Shelby County, Alabama, to-wit: SouthTrust Parcel #6

MINERAL RIGHTS ONLY IN THE FOLLOWING DESCRIBED PROPERTY:

S6-T20S-R1W: NE 1/4 of NE 1/4, W 1/2 of NE 1/4, NW 1/4, W 1/2 of SW 1/4.

S10-T20S-R1W: SE 1/4 of NE 1/4, NW 1/4 of SW 1/4.

S18-T20S-R1W: W 1/2 of NW 1/4.

Containing 520 acres, more or less.

Together with the right of ingress and egress at all times for the purpose of mining, drilling and exploring said land for oil, gas and other minerals, and removing the same there from.

TO HAVE AND TO HOLD the aforegranted mineral interest, unto the Grantee, their heirs and assigns forever.

This conveyance is executed without warranty or representation of any kind on the part of the Grantor, express or implied.

This instrument is executed by SouthTrust Bank, solely as Trustee of the Bessie Morris Testamentary Trust F/B/O Lewis C. Morris and in its capacity as Trustee and under its powers and authority as said Trustee and neither this instrument nor anything herein contained shall be construed as creating any indebtedness or obligation on the part of SouthTrust Bank, in its individual or corporate capacity. It is understood that SouthTrust Bank, is not a party hereto in its individual or corporate capacity and shall not be liable herein on any account whatsoever.

IN WITNESS WHEREOF, SouthTrust Bank, in its capacity as Trustee, has caused this deed to be executed for it and in its name by Paul Z. Metz, its Group Vice President, who is duly authorized, and has further caused its corporate seal to be hereunto affixed on this 9th day of September 2004

(CORPORATE SEAL)

ATTEST:

By: Janet W. Burttram
Janet W. Burttram
Its: Assistant Vice President

SouthTrust Bank, as Trustee
of the Bessie Morris Testamentary Trust
F/B/O Lewis C. Morris
By: Paul Z. Metz
Paul Z. Metz
Its: Group Vice President

TRUSTEE'S ACKNOWLEDGMENT

STATE OF ALABAMA)

COUNTY OF JEFFERSON)

I hereby certify that Paul Z. Metz and Janet W. Burttram whose names as Group Vice President and Assistant Vice President, respectively, of SouthTrust Bank, an Alabama banking corporation, as Trustee of the Bessie Morris Testamentary Trust F/B/O Lewis C. Morris, are signed to the foregoing conveyance and who are known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, they executed the same voluntarily and with full authority on behalf of SouthTrust Bank, in its capacity as such Trustee.

Given under my hand this the 9th day of September 2004.

(SEAL)


NOTARY PUBLIC

My Commission Expires: ~~SEPTEMBER 27, 2004~~

THIS INSTRUMENT PREPARED BY:

Trust Real Estate Division
SouthTrust Bank
Post Office Box 830804
Birmingham, Alabama 35283-0804