

DEED IN LIEU OF FORECLOSURE
[Quitclaim Deed]

STATE OF ALABAMA

) Send Tax Notice to:

This instrument prepared by W. Eric Pitts, David C.
✓ Skinner, .L.L.C.; 2700 Rogers Drive; Suite 208
Birmingham, Alabama 35209; (205) 871-9566.; No title
opinion requested, none rendered.

COUNTY OF SHELBY

)

KNOW ALL MEN BY THESE PRESENTS that Riverview Coal Sales, Inc., a Delaware Corporation (hereinafter "GRANTOR"), for and in consideration of **TEN DOLLARS and NO/100s (\$10.00)** and other good and valuable consideration, to him/her/them/it in hand paid, the receipt and sufficiency of which is hereby acknowledged, has **RELEASED, QUITCLAIMED AND CONVEYED** and does hereby **RELEASE, QUITCLAIM AND CONVEY**, forever, unto Day Med Properties, Inc., a Connecticut Corporation (hereinafter "GRANTEE"), its successors and assigns, all of GRANTOR's right, title, interest and claim, if any, in or to the following described real estate in SHELBY COUNTY, Alabama:

15,000.00

The Southeast 1/4 of Section 4, Township 21, Range 4 West, Shelby County, Alabama.

The conveyance set forth herein by GRANTOR to GRANTEE is made in lieu of the foreclosure by GRANTEE of that certain Mortgage from GRANTOR to GRANTEE dated June 10, 2002, recorded in Instrument Number 20020624000296290 in the Probate Records of Shelby County, Alabama.

TO HAVE AND TO HOLD, except as otherwise noted or excepted above, unto the said GRANTEE, its successors and assigns forever.

GRANTOR has hereto set its hand and seal on this the 1st day of September, 2004.

Paul S. Barbery

Riverview Coal Sales, Inc.

by Paul S. Barbery,
its President

STATE OF

Alabama

COUNTY OF

Jefferson

I, THE UNDERSIGNED AUTHORITY, a Notary Public in and for said county, hereby certify that Paul S. Barbery, whose name as President of Riverview Coal Sales, Inc. is signed to the foregoing instrument, who is known to me, acknowledged before me on this day that being informed of the contents of the said instrument, he as such representative and with full authority, executed the same voluntarily as the act of said entity in his capacity as President acting with full authority on the day and year set forth above.

Given under My Hand, on the 1st day of September, 2004.

William E. Pitts

NOTARY PUBLIC;

My Commission Expires:

