20050404000152250 1/1 $12.00
Shelby Cnty Judge of Probate,AL
04/04/2005 11:10:24AM FILED/CERT

STATE OF ALABAMA

COUNTY OF PERRY

This instrument was prepared by:
Lisa H. Rayfield
MARION BANK AND TRUST
COMPANY, P. O. Box 510, Marion,
Alabama 36756

ASSIGNMENT OF RIGHTS UNDER TIMBER DEED

KNOW ALL MEN BY THESE PRESENTS, that whereas, **THE ESTATE OF NELL WAITE: BOBBY WAITE AND MARY WAITE,** did by Timber Deed dated March 2, 2005 convey to **BLUE OX FORESTRY, INC.**, an Alabama Corporation, certain merchantable timber on the land herein described, said Timber Deed being recorded or to be recorded in the Probate Office of **SHELBY COUNTY** Alabama and whereas pursuant to the terms of said Timber Deed the rights granted there under will terminate on November 15, 2005.

Inst # 20050404000152240

NOW, THEREFORE, in consideration of the sum of **ONE HUNDRED FOURTEEN THOUSAND TWO HUNDRED THIRTY FIVE AND XX/100 (114,235.00)** BLUE OX FORESTY, INC., an Alabama Corporation, does hereby assign, transfer, and set over to MARION BANK AND TRUST COMPANY, a banking corporation of Marion, Alabama, all of its rights, title, and interest in and to the hereinabove described timber and land situated in **SHELBY COUNTY COUNTY**, ALABAMA to WIT:

SECTION 12 AND 13, T22S, R1W, SHELBY COUNTY, AL.

This assignment is intended to convey to MARION BANK AND TRUST COMPANY, a banking corporation, the following timber and timber rights located on the above described lands.

And for the consideration set forth above, the said BLUE OX FORESTRY, INC., an Alabama Corporation, does hereby remise, release, and quitclaim unto MARION BANK AND TRUST COMPANY, a banking corporation of Marion, Alabama, all of its right, title, and interest in and to the merchantable timber as hereinabove set forth and described in the above referenced Timber Deed.

DONE on the 11TH day of MARCH, 2005.

IN WITNESS WHEREOF, BLUE OX FORESTRY, INC., has hereunto set its hand and seal by its Vice President, STEEN TRAYLOR.

BLUE OX FORESTRY, INC.

By: STEEN TRAYLOR, VICE PRESIDENT

STATE OF ALABAMA
COUNTY OF PERRY

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that STEEN TRAYLOR, whose named as Vice President of BLUE OX FORESTRY, INC., an Alabama Corporation, is signed to the foregoing assignment, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he, as such officer and with full authority, executed the same voluntarily on the day the same bears date.

Given under my hand and seal this the 11TH day of MARCH, 2005.

(SEAL)

Lisa H. Rayfield, Notary
Alabama State at Large

My commission expires: 7/29/2008