

20060104000004830 1/3 \$937.00
Shelby Cnty Judge of Probate, AL
01/04/2006 10:45:38AM FILED/CERT

Shelby County, AL 01/04/2006
State of Alabama

Deed Tax: \$920.00

STATE OF ALABAMA)
SHELBY COUNTY)

Send tax notices to:
H & E Wise, L.L.C.
425 Michael Lane
Mt. Brook, AL 35213

GENERAL WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS that, for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration in hand paid by **H & E WISE, L.L.C.**, an Alabama limited liability company (the "Grantee"), to **GREENBRIAR, LTD.**, an Alabama limited partnership (the "Grantor"), receipt whereof is hereby acknowledged, the Grantor does hereby grant, bargain, sell and convey unto the Grantee that certain real property lying and being situated in Shelby County, Alabama, as more particularly described as follows (the "Property"):

See Exhibit A attached hereto.

Reserving, however, in the Grantor all mineral and mining rights in and to the Property.

TO HAVE AND TO HOLD unto the Grantee, and the Grantee's successors and assigns, forever.

It is expressly understood and agreed that this General Warranty Deed is made subject to the following (the "Exceptions"):

1. Taxes and assessments for the year 2006, and subsequent years.
2. Mineral and mining rights in and to the Property.
3. Right of Way granted to Alabama Power Company by instrument recorded in Deed Volume 220, page 364 in the Probate Office of Shelby County, Alabama.

And the Grantor, for the Grantor, and its successors and assigns, covenants with the Grantee, and its successors and assigns, that the Grantor is lawfully seized in fee simple of said Property; that said Property is free from all encumbrances except for the Exceptions; that the Grantor has a good right to sell and convey the same as aforesaid; that the Grantor, and its successors and assigns, shall warrant and defend the same to the Grantee, and its successors and assigns, forever against the lawful claims and demands of all persons other than persons claiming under the Exceptions.



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IN WITNESS WHEREOF, the undersigned Grantor has executed this General Warranty Deed on the 28th day of December, 2005.

GRANTOR:

GREENBRIAR, LTD.

an Alabama limited partnership

By: Farris Management Company, Inc.,
 an Alabama corporation

Its: General Partner

By: Mary F. Roensch
 Name: Mary F. Roensch
 Its: President

STATE OF ALABAMA)
 COUNTY OF JEFFERSON)

I, the undersigned authority, a Notary Public in and for said county in said state, hereby certify that Mary F. Roensch, whose name as President of Farris Manangement Company, Inc., an Alabama corporation, as general partner of Greenbriar, Ltd., an Alabama limited partnership, 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, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation, acting in its capacity as general partner of said partnership as foresaid.

Given under my hand and official seal this the 28th day of December, 2005.

April Marie McLaughley
 Notary Public



My commission expires: My Commission Expires 5/23/09

This instrument was prepared by:
 Thomas M. McElroy, II, Esq.
 MAYNARD, COOPER & GALE, P.C.
 1901 Sixth Avenue North
 2400 AmSouth/Harbert Plaza
 Birmingham, Alabama 35203-2618
 (205) 254-1000

EXHIBIT A

(Legal Description)

Commence at the SW corner of the Northeast 1/4 of the Northwest 1/4 of Section 20, Township 21 South, Range 2 West; thence North 02°28'14" East a distance of 32.08 feet to the Point of Beginning; thence continue along last described course, a distance of 1,300.73 feet; thence South 85°40'17" East, a distance of 34.56 feet to a point on the Western right of way of Highway 31 said point being the beginning of a non-tangent curve to the left, of which the radius point lies North 52°53'14" East, a radial distance of 1,533.50 feet; thence Southeasterly along the arc, and along said right of way through a central angle of 14°39'33", a distance of 392.35 feet; thence South 51°46'22" East along said right of way, a distance of 403.20 feet; thence South 89°40'35" West, a distance of 454.83 feet; thence South 12°03'31" East, a distance of 309.92 feet; thence North 82°04'52" East, a distance of 62.24 feet; thence South 00°07'49" West, a distance of 500.24 feet; thence North 85°13'34" West, a distance of 349.96 feet to the Point of Beginning.

All being situated in Shelby County, Alabama.