200601120000019940 1/2 \$1910.00 Shelby Cnty Judge of Probate, AL 01/12/2006 09:54:54AM FILED/CERT

This document prepared without examination of title by: Lisa H. Dorough, Esquire Dominick, Fletcher, Yeilding, Wood & Lloyd, P.A. 2121 Highland Avenue South Birmingham, AL 35205

Send Tax Notice to: Testamentary Trust of William A. Nolen c/o Ruby Geraldine Nolen as Sole Trustee 1649 Smokey Road Alabaster, AL 35007

Shelby County, AL 01/12/2006

State of Alabama

Deed Tax: \$1896.00

STATUTORY WARRANTY DEED

THIS STATUTORY WARRANTY DEED is executed and delivered this 4 day of CCMDev, 2005, by Rubye Geraldine Nolen, Individually and as Sole Trustee of the Testamentary Trust of William A. Nolen (hereinafter referred to as the "Grantors"), to Ruby Geraldine Nolen as Sole Trustee of the Testamentary Trust of William A. Nolen (hereinafter referred to as the "Grantee").

KNOW ALL PERSONS BY THESE PRESENTS:

That in consideration of the sum of Ten and 00/100 (\$10.00) in hand paid by Grantee to Grantors and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged by Grantors, the Grantors do by these presents, grant, bargain, sell and convey unto the Grantee the real estate described in Exhibit A attached hereto and made a part hereof and situated in Shelby County, Alabama;

TOGETHER WITH all appurtenances thereto belonging or in anywise appertaining and all right, title and interest of Grantors in and to any and all roads, alleys and ways bounding said premises.

This conveyance is subject to the following:

- Ad valorem taxes for tax year 2005 and subsequent years;
- Easements, restrictions and rights-of-way of record, if any;
- Any mining and mineral rights not owned by Grantor.

TO HAVE AND TO HOLD, to the said Grantee, its respective heirs, successors and assigns forever.

IN WITNESS WHEREOF, the Grantors have caused this instrument to be executed the date first written above.

> Ruby Geraldine Nolen, Individually and As Sole Trustee of the Testamentary Trust of William A. Nolen, Deceased

STATE OF ALABAMA SHELBY COUNTY

I the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that Ruby Geraldine Nolen, an unmarried woman, whose name individually and as Sole Trustee of the Testamentary Trust of William A. Nolen, is signed to the foregoing Statutory Warranty Deed and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, she, individually and in her capacity as such Trustee and with full authority, executed the same voluntarily on the day the same bears date.

Notary Public

My Commission Expires:

MY COMMISSION EXPIRES MAY 12, 2007

1 Comben

[SEAL]

{W0192946.1 \ 10636-00002}

20060112000019940 2/2 \$1910.00 Shelby Cnty Judge of Probate, AL 01/12/2006 09:54:54AM FILED/CERT

EXHIBIT "A"

Parcel 1

All of the E ½ of SE ¼ of Section 23 Township 21 South Range 3 West Being more particularly described as follows:

Beginning at a 3" pipe, found at the Southeast corner of said Section 23; thence North 88°38'38" West, along the south line of said Section, a distance of 1330.70 feet to a fence post found; thence North 00°47'19" West, along the west line of the east half of the southeast quarter of section 23, a distance of 2656.39 feet to a fence corner found; thence South 89°09'06" East, along the north line of the East half of the southeast quarter of said Section 23, a distance of 1333.23 feet to a post with a tack, found on the West line of Section 24; thence South 00°43'33" East, along the West line of Section 24, a distance 2668.11 feet to a 3" pipe found, at the Southeast corner of said Section23, being the **Point of Beginning** containing 81.4± acres.

Parcel 2

A portion of the Nolen Property in Section 24, Township 21 South, Range 3W

Being bound on the West by Section 23, Township 21S, Range 3W; Bound on the North by Smokey Road, a Shelby County Road; Bound on the East by remaining lands of W. A. Nolen and Bound on the South by Section 25, Township 21S, Range 3 W being more particularly described as follows:

Beginning at a 3" pipe, found at the Southeast corner of said Section 23; thence North 00°43'33" West, along the west line of Section 24, a distance of 2668.11 feet to a 4" post with a tack, found on the West line of said Section 24; Thence continue N 00°43'33" West, a distance of 2167.44 feet, along the said Section line to a SURVECONN Iron, found on the south R.O.W. of Shelby County Highway 12; thence South 70°27'17" East, along said R.O.W., a distance of 1580.29 feet to a point; thence along a curve, to the right, in said R.O.W. having a Radius of 2824.67 feet, a Delta=8°48'36" and a Length of 434.34 feet to a ½" rebar, set; thence South 12°24'41" West, a distance of 4278.50 feet to a 2" pipe, found on the South line of Section 24; thence North 86°57'07" West, a Distance of 906.22 feet to the Point of Beginning, containing 148.7± acres.

Parcel 3

A 1.9± acre tract of land which lies in the NW ¼ of Section 25 Township 21 South Range 3 West, being bounded on the North side by Section 24 of Township 21 South Range 3 West, being bounded on the East by Bailey and Smith, being bounded on the South by Spain and being bounded on the West by Silver Creek Subdivision being more particularly described as follows:

Commence at a 3" pipe, found at the Southeast corner of Section 23, thence along the south line of Section 24, South 86°57'07" East, a distance of 906.22 feet to a 2" pipe, found, on the South line of section 24 being the **Point of Beginning**; thence South 01°17'49" West, a distance of 389.26 feet, along a fence, to a point; thence North 88°44'13" West, a distance of 30 feet to a point in a spring; thence North 33°26'34" West, along a ditch, a distance of 78.30 feet to a point; thence North 49°09'47" West, along a ditch, a distance of 256.81 feet to a point; thence North 24°15'10" West, along a ditch, a distance of 190.98 feet to a point on the south line of Section 24; thence South 86°57'07" East, along said Section line, a distance of 355.20 feet to the **Point Of Beginning**, containing 1.9± acres.