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Shelby Cnty Judge of Probate,AL
02/23/2007 08:15:36AM 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~~ MEMORANDUM OF AGREEMENT

KNOW ALL MEN BY THESE PRESENTS, that whereas, SWF BIRMINGHAM, LLC, AGENT FOR MOLPUS TIMBERLANDS MANAGEMENT, LLC, does hereby convey unto Blue Ox Forestry, Inc., an Alabama Corporation, certain merchantable timber on the land hereinafter described, said Timber Deed being 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 DECEMBER 8, 2007.

NOW, THEREFORE, in consideration of the sum of ONE HUNDRED FIFTY THOUSAND TWENTY FOUR AND XX/100 ($150,024.00), Blue Ox Forestry, Inc., 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, Alabama, to wit:

APPROXIMATELY 70 ACRES IN SHELBY COUNTY, ALABAMA, SECTION 34, TOWNSHIP 30 SOUTH, RANGE 4 WEST AND SECTION 3, TOWNSHIP 21 SOUTH, RANGE 4 WEST.

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 8TH day of DECEMBER, 2006.

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
Steen Traylor, Vice President

STATE OF ALABAMA
COUNTY OF PERRY

I, Lisa H. Rayfield, 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 for and as the act of the said Blue Ox Forestry, Inc.

Given under my hand and seal this 8TH day of DECEMBER, 2006.

(SEAL) Lisa H Rayfield

Lisa H. Rayfield, Notary Public
Alabama State at Large

My commission expires: 7/29/2008