

This instrument prepared by:  
Rob Rimer  
The Westervelt Company, Inc.  
P. O. Box 48999  
Tuscaloosa, Alabama 35404-8999  
Source of Title:

Grantee's Address:  
The Westervelt Company  
P. O. Box 48999  
Tuscaloosa, AL 35404

STATUTORY WARRANTY DEED

STATE OF ALABAMA )  
SHELBY COUNTY )

\* FIVE THOUSAND DOLLARS (\$5,000.00)

KNOW ALL MEN BY THESE PRESENTS that for and in consideration of the exchange of like-kind lands and other good and valuable consideration in hand paid by **THE WESTERVELT COMPANY, INC.**, a Delaware corporation (hereinafter referred to as the Grantee), to **MICHAEL W. MOONEY**, a married man, **AND DEWEY L. EARLEY III**, a married man (hereinafter collectively referred to as the Grantors), the receipt of which is hereby acknowledged, the undersigned Grantors by these presents do hereby grant, bargain, sell and convey unto the Grantee surface rights only in and to the following described tracts or parcels of land lying and being in Shelby County, Alabama, and more particularly bounded and described as follows:

SURFACE RIGHTS ONLY IN AND TO:

The NW ¼ of the SW ¼ of Section 12, Township 22 South, Range 2 West, Shelby County, Alabama.

Together with:

Easement #1: Commence at the Southwest corner of the SE ¼ of the SW ¼, Section 12, Township 22, Range 2 West, and run East 146 feet, more or less, to the West R/O/W line of Alabama Highway 25; thence run in a northeasterly direction along said R/O/W line 300 feet to a point of beginning; thence run in a Northwesterly direction 374 feet, more or less, to a point on the West line of said ¼ ¼ section which point is 441 feet North of said Southwest corner of ¼ ¼ section; thence turn North and run 879 feet, more or less, to the Northwest corner of said ¼ ¼ section; thence turn east and run 30 feet along the North line of said ¼ ¼ section; thence turn South and run parallel to the afore described line back to a point on the Northwest side of Alabama Highway 25; thence turn Southwest and run 30 feet along the Northwest R/O/W line of Alabama Highway 25 to the point of beginning. Said easement is situated in the SE ¼ of SW ¼, Section 12, Township 22, Range 2 West, Shelby County, Alabama.

Easement #2: A 60 ft. right-of-way in the SW corner of the NE ¼ of the SW ¼ of Section 12, Township 22 South, Range 2 West, Shelby County, Alabama; said right-of-way being more particularly described as follows: As a point of beginning commence at the SW corner of said NE ¼ of the SW ¼ and run North along the west boundary of said forty to a point which is 60.00 ft. as measured perpendicular to the south boundary and a projection thereof of the NW ¼ of the SW ¼; thence run southeasterly and along a curve having a radius of 60 ft. with said radius point being the SW corner of said NE ¼ of the SW ¼, to a point on the south boundary of said NE ¼ of the SW ¼; thence run in a westerly direction and along the south boundary of said forty for a distance of 60 ft. more or less to the point of beginning.

SUBJECT TO all planning, zoning, health and other governmental regulations, if any, affecting subject property.

SUBJECT TO all rights-of-ways and easements that may be of record or in evidence through use.

SUBJECT TO any encroachments, overlaps, boundary line disputes, possession by other parties, or other matters which would be disclosed by an accurate survey or inspection of the premises.


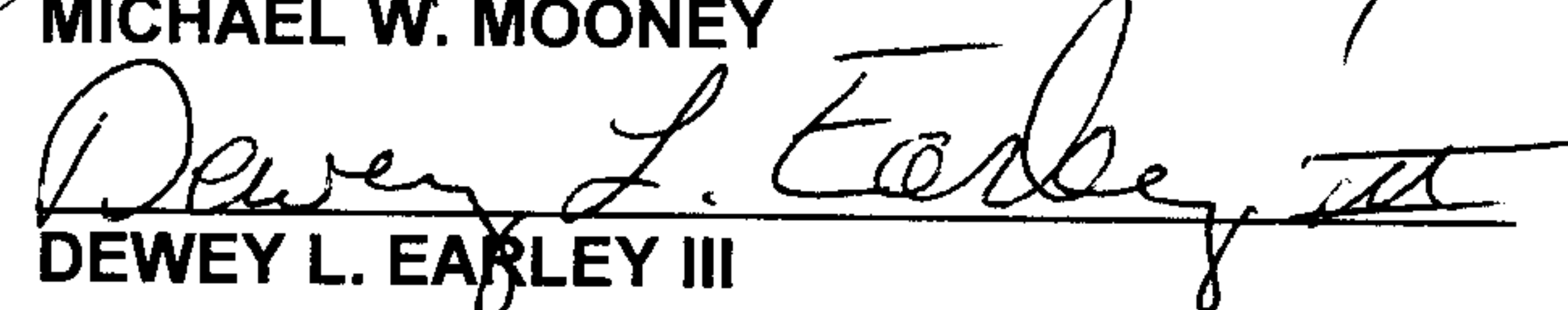
GRANTORS RESERVE unto themselves, their heirs or assigns, all oil, gas, and minerals, and mineral and mining rights that it may own.

GRANTORS WARRANT that the property conveyed to Grantee is not the homestead of Grantors or Grantors' spouses.



TO HAVE AND TO HOLD, all and singular, the above-mentioned and described premises, together with the appurtenances, unto the said Grantee, its successors or assigns forever. The Grantors hereby covenant and agree with Grantee, its successors and assigns, that the Grantors, their heirs and assigns, will warrant and defend the above-described real estate against the lawful claims (unless otherwise noted above) of all persons claiming by, through, or under the Grantors, but not further or otherwise.

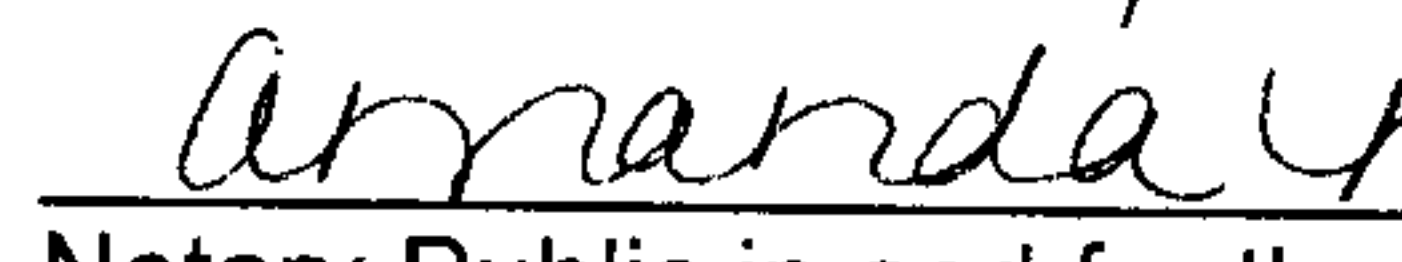
26<sup>th</sup> day of FEBRUARY, 2008. IN WITNESS WHEREOF, the said Grantors have hereunto set their hand and seal on this the

  
MICHAEL W. MOONEY  
  
DEWEY L. EARLEY III

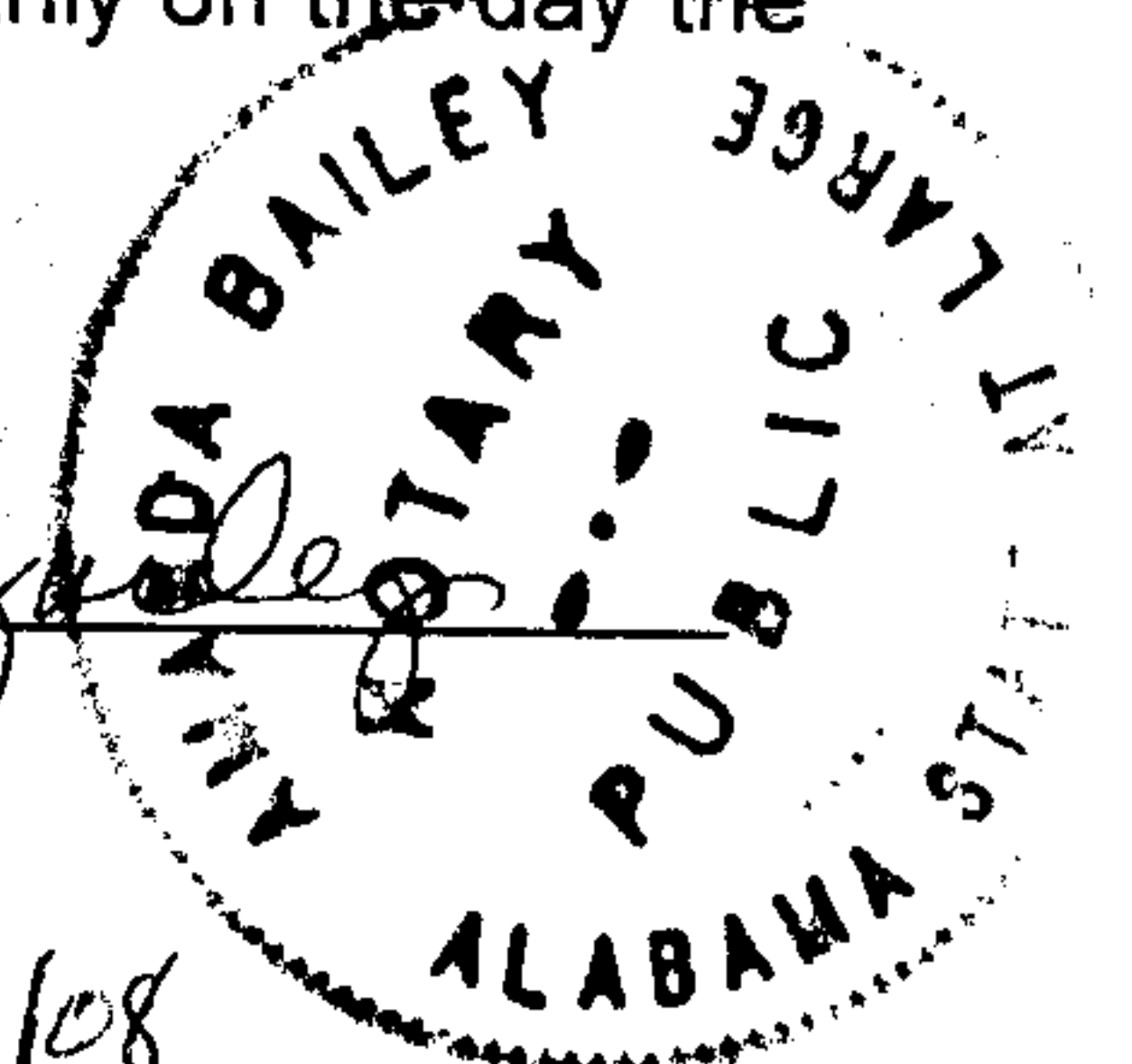
STATE OF ALABAMA )  
SHELBY COUNTY )

I, the undersigned authority, a Notary Public in and for said county, in said state, hereby certify that **MICHAEL W. MOONEY**, whose name is signed to the foregoing conveyance and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 26<sup>th</sup> day of FEBRUARY, 2008.

  
Notary Public in and for the  
State of Alabama at Large

My commission expires: 9/20/08



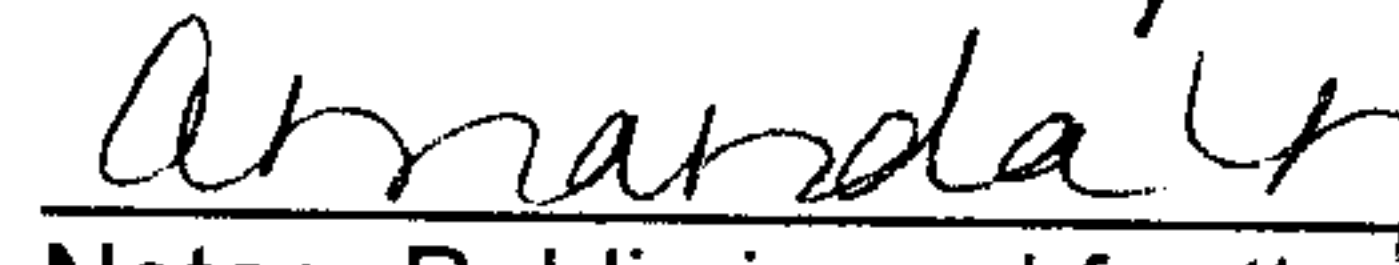
STATE OF ALABAMA )  
SHELBY COUNTY )

I, the undersigned authority, a Notary Public in and for said county, in said state, hereby certify that **DEWEY L. EARLEY III**, whose name is signed to the foregoing conveyance and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 26<sup>th</sup> day of FEBRUARY, 2008.

Shelby County, AL 02/26/2008  
State of Alabama

Deed Tax: \$5.00

  
Notary Public in and for the  
State of Alabama at Large

My commission expires: 9/20/08

