

PREPARED BY:

Corey J. Stringer
Baker, Donaldson, Bearman, Caldwell
+ Berkowitz
Nashville, TN

WHEN RECORDED RETURN TO:

Corey J. Stringer
Baker, Donaldson, Bearman, Caldwell + Berkowitz, P.C.
211 Commerce Street
Nashville, TN 37201



20080227000078260 1/2 \$16.00
Shelby Cnty Judge of Probate, AL
02/27/2008 09:22:16AM FILED/CERT

NOTICE STATEMENT

This Notice Statement is made as of the 8 day of February, 2007, by **MURPHY OIL USA, INC.**, a Delaware corporation ("Murphy") in its capacity as owner in fee simple of the property known as Lot 2-B as recorded in Map Book 39, Page 72, Judge of Probate Office of Shelby County, Alabama and located in the town of Alabaster, Shelby County, Alabama (the "Murphy Lot").

WITNESSETH:

WHEREAS, Wal-Mart Real Estate Business Trust ("Wal-Mart"), McWhorter Properties – Alabaster, L.L.C., Colonial Realty Limited Partnership and Colonial Properties Services, Inc., entered into that certain Easements with Covenants and Restrictions Affecting Land dated as of May 7, 2004 and recorded on said date, under Instrument No. 20040507000243250, as amended by First Amendment to Easements with Covenants and Restrictions Affecting Land ("ECR") at Instrument No. 20040507000243260, also recorded May 7, 2004 in the aforesaid Judge of Probate Office; and

WHEREAS, by Special Warranty Deed dated _____, 2007, from Wal-Mart as recorded on 2-27, 2008, in Warranty Deed Book *, Page _____ in said Register's Office, the Murphy Lot was conveyed to Murphy; and

* 20080227000078250

WHEREAS, Section 19 of the ECR provides that upon acquisition of a fee interest in any tract subject to the ECR, the acquiring party shall execute and file a Notice Statement setting forth certain information about the acquiring party.

NOW, THEREFORE, in consideration of the premises hereinabove set forth and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Murphy hereby acknowledges and confirms that as of the date hereof:

1. Murphy is the owner in fee simple of the Murphy Lot.
2. The address of Murphy to which all notices for the purposes of the ECR may be sent is: 200 Peach Street, P.O. Box 7000, El Dorado, Arkansas 71731.

IN WITNESS WHEREOF, Murphy has executed this Notice Statement the day and year first above written.

MURPHY OIL USA, INC.,
a Delaware corporation

By: Charles Ganus
Name: Charles Ganus
Title: Senior Vice President

ACKNOWLEDGMENT

STATE OF Arkansas
COUNTY OF Union

Before me, Kim Gutierrez, a Notary Public in and for the State and County aforesaid, personally appeared Charles Ganus, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged himself (or herself) to be the Senior Vice President of MURPHY OIL USA, INC, the within named bargainor, a corporation, and that he as such Senior Vice President, being duly authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by himself as such Senior Vice President.

WITNESS my hand and seal at office, on this the 8 day of February, 2008

Kim Gutierrez
Notary Public

My Commission Expires:

2-1-2013

