

31027 P173

Send tax notice to:
Vulcan Lands, Inc.
P.O. Box 4239
Winston-Salem, NC 27115
Attention: Lamar Brannon, Controller

This instrument prepared by:
John E. Hagefstration, Jr.
Bradley Arant Rose & White LLP
2001 Park Place, Suite 1400
Birmingham, Alabama 35203

Return to:
Dennis W. McNames, Esq.
Womble Carlyle Sandridge & Rice PLLC
200 West Second Street
P. O. Drawer 84
Winston-Salem, NC 27102

STATE OF NORTH CAROLINA)
COUNTY OF HENDERSON)

SPECIAL WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS:

That in consideration of Ten Dollars (\$10.00) and other good and valuable consideration in hand paid to VULCAN MATERIALS COMPANY, a New Jersey corporation ("Grantor") by VULCAN LANDS, INC., a New Jersey corporation ("Grantee"), the receipt and sufficiency of which are hereby acknowledged, Grantor does hereby grant, bargain, sell, and convey unto Grantee, subject to the matters hereinafter set forth, the parcel or parcels of real estate situated in Henderson County, North Carolina, more particularly described on Exhibit A attached hereto and made a part hereof.

TO HAVE AND TO HOLD unto Grantee, its successors and assigns forever; subject, however, to ad valorem taxes for the current year, matters that would be revealed by a current survey of the subject property, and all easements, restrictions, rights-of-way and other matters of record applicable to the subject property.

Grantor covenants that it has the full power and authority to convey the foregoing real estate and that it will warrant and defend the title to such property against all persons claiming by, through or under Grantor, but not otherwise.

[Signature Page Follows]

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IN WITNESS WHEREOF, Grantor has caused these presents to be executed for and in its corporate name by its duly authorized officer on or as of the 31st day of December, 1999.

VULCAN MATERIALS COMPANY

By: William F. Denson, III
William F. Denson, III
Its Senior Vice President-General Counsel and Secretary

STATE OF ALABAMA)

JEFFERSON COUNTY)

I, Janet O. Collar, a notary public in and for the County and State aforesaid, certify that William F. Denson, III, personally came before me this day and acknowledged that he is Senior Vice President-General Counsel and Secretary of Vulcan Materials Company, a New Jersey corporation, and that he, as Senior Vice President-General Counsel and Secretary, being authorized to do so, executed the foregoing on behalf of the corporation.

WITNESS my hand and official seal, this the 31st day of December, 1999.

Janet O. Collar
Notary Public

My commission expires:

10/17/02

[Notarial Stamp/Seal]



North Carolina, Henderson County, the foregoing certificate(s) of

Janet O. Collar
Notary Public (Notaries Public) is/are certified to be correct, this instrument presented for registration and recorded in this office this 15th day of June 20 00 at 12:15 pm in book 1027 page 173

Nedra W. Malis
Register of Deeds

Lyonne Lindsey
(Assistant Deputy)

EXHIBIT A

all the following described piece or parcel of land lying and being in the Township of Hendersonville, County of Henderson, and State of North Carolina, and known and designated as follows, viz:

BEGINNING at an established iron pin standing at a planted stone which is located in the most easterly corner of that tract of land of Paul Holbert and wife as described in Deed Book 284 at page 297, Henderson County Registry, said iron pin standing in the southern boundary line of that property of Vulcan Materials Company; and running thence with the line of said Vulcan Materials Company tract North 66 deg. 11 min. 05 sec. West 172 feet to an ESP at a Chestnut stump; and continuing thence South 74 deg. 03 min. 50 sec. West 396 feet to a new iron pin; and running thence South 74 deg. 03 min. 50 sec. West 139.78 feet to an iron pin; and running thence South 35 deg. 10 min. 36 sec. West 412.54 feet to an established iron pin; and continuing the same course South 35 deg. 10 min. 36 sec. West 517.28 feet to an established iron pin; and continuing thence the same course South 35 deg. 10 min. 36 sec. West 129.53 feet to an iron pin standing on the eastern margin of the pavement of Clear Creek Road (Secondary Road 1503); thence running North 86 deg. 25 min. 56 sec. East 38.37 feet to a right of way monument standing on the eastern margin of the right of way of said Clear Creek Road; and running thence with the eastern margin of the right of way of Clear Creek Road South 03 deg. 34 min. 04 sec. East 122.42 feet to a right of way monument standing in the eastern margin of said right of way; and continuing with the eastern margin of said right of way as the same runs in a southeasterly direction on a curve to the left with a radius of 1,095.92 feet a distance of 339.68 feet to a right of way monument, the chord of said curve being South 14 deg. 33 min. 36 sec. East 338.32 feet; and continuing thence with the eastern margin of the right of way of said Clear Creek Road South 25 deg. 30 min. 20 sec. East 121.75 feet to a right of way monument; and running thence South 26 deg. 50 min. 17 sec. East 174.69 feet to a concrete right of way monument and continuing thence South 23 deg. 10 min. 43 sec. East 178.83 feet to a concrete right of way monument; and continuing thence with the eastern margin of the right of way of Clear Creek Road as the same runs in a southeasterly direction on a curve to the right with a radius of 527.47 feet a distance of 180.29 feet to a concrete right of way monument, the chord of said curve being South 06 deg. 36 min. 58 sec. East 179.42 feet; and running thence as the eastern margin of the right of way of Clear Creek Road merges with the northern margin of the right of way of Old Clear

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Creek Road South 29 deg. 39 min. 15 sec. East 19.82 feet to a stake; and continuing with the northern margin of the right of way of Old Clear Creek Road (Secondary Road 1513), South 52 deg. 36 min. 54 sec. East 330.15 feet to a stake; and continuing thence with said margin of said road as the same runs in a Southeasterly and Easterly direction on a curve to the left with a radius of 604.81 feet a distance of 321.54 feet to a concrete right of way monument; thence leaving the northern margin of the right of way of Old Clear Creek Road and running thence South 06 deg. 37 min. 35 sec. West 50.20 feet to a stake standing in the center of Old Clear Creek Road; and running thence with the center line of Old Clear Creek Road three calls as follows: South 82 deg. 16 min. 08 sec. East 106.90 feet, South 84 deg. 13 min. 30 sec. East 237.55 feet, and South 86 deg. 31 min. 03 sec. East 157.62 feet to a stake; thence leaving said old Clear Creek Road, and running with the center line of a branch North 09 deg. 26 min. 55 sec. East 88.70 feet, North 24 deg. 52 min. 17 sec. East 83.22 feet, North 18 deg. 35 min. 46 sec. East 90 feet; North 19 deg. 22 min. 19 sec. East 79.29 feet, North 19 deg. 15 min. 21 sec. East 94.91 feet, North 10 deg. 26 min. 54 sec. East 96.50 feet, North 38 deg. 41 min. 44 sec. East 25.11 feet; and running thence North 03 deg. 12 min. 48 sec. West 28.54 feet; and running thence, crossing a Duke Power Company transmission line, North 14 deg. 50 min. 24 sec. West 108 feet; and running thence North 59 deg. 33 min. 16 sec. East 348.06 feet to an iron pin standing at a planted stone; and running thence North 05 deg. 40 min. 03 sec. East 633.72 feet to an iron pin; and running North 21 deg. 40 min. 25 sec. East 130.24 feet to an iron pin; and running thence North 59 deg. 03 min. 28 sec. East, crossing the line of the right of way of AT&T, 290.49 feet to an iron pin; and running thence North 83 deg. 38 min. 16 sec. West 132.30 feet to an iron pin; and running thence North 07 deg. 46 min. 36 sec. East 348.19 feet to a planted stone; and running thence North 84 deg. 23 min. 03 sec. West 446.17 feet to an iron pin at a fence corner; and running thence North 05 deg. 23 min. 46 sec. East 128.63 feet to an iron pin standing at a fence intersection, said iron pin standing in the line of Vulcan Materials Company property; and running thence North 68 deg. 12 min. 39 sec. West 445.93 feet to the point of BEGINNING.