

B10 (Official Form 10) (04/13)

UNITED STATES BANKRUPTCY COURT		PROOF OF CLAIM
Name of Debtor: Alawest-AL, LLC		Case Number: 15-02751
<p>RECEIVED</p> <p>SEP 28 2015</p> <p>KURTZMAN CARSON CONSULTANTS</p> <p>COURT USE ONLY</p>		
NOTE: Do not use this form to make a claim for an administrative expense that arises after the bankruptcy filing. You may file a request for payment of an administrative expense according to 11 U.S.C. § 503.		
Name of Creditor (the person or other entity to whom the debtor owes money or property): Walter Energy, Inc.		
Name and address where notices should be sent: Alawest-AL, LLC - ATTN: Neal McCracken P O Box 410 Northport, AL 35476		<input type="checkbox"/> Check this box if this claim amends a previously filed claim. Court Claim Number: _____ <i>(If known)</i> Filed on: _____
Telephone number: (205) 339-0300 email: wte024@warriortractor.com		
Name and address where payment should be sent (if different from above): Alawest-AL, LLC - ATTN: Neal McCracken P O Box 410 Northport, AL 35476		<input type="checkbox"/> Check this box if you are aware that anyone else has filed a proof of claim relating to this claim. Attach copy of statement giving particulars.
Telephone number: (205) 339-0300 email: wte024@warriortractor.com		
1. Amount of Claim as of Date Case Filed: \$ <u>36,250.00</u>		
If all or part of the claim is secured, complete item 4. If all or part of the claim is entitled to priority, complete item 5. <input type="checkbox"/> Check this box if the claim includes interest or other charges in addition to the principal amount of the claim. Attach a statement that itemizes interest or charges.		
2. Basis for Claim: <u>Land Lease - June 2015 \$25,000. & July \$11,250.</u> (See instruction #2)		
3. Last four digits of any number by which creditor identifies debtor: 5 4 0 1	3a. Debtor may have scheduled account as: _____ (See instruction #3a)	3b. Uniform Claim Identifier (optional): _____ (See instruction #3b)
4. Secured Claim (See instruction #4) Check the appropriate box if the claim is secured by a lien on property or a right of setoff, attach required redacted documents, and provide the requested information.		Amount of arrearage and other charges, as of the time case was filed, included in secured claim, if any: \$ _____
Nature of property or right of setoff: <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other Describe: _____		Basis for perfection: _____
Value of Property: \$ _____		Amount of Secured Claim: \$ _____
Annual Interest Rate _____ % <input type="checkbox"/> Fixed or <input type="checkbox"/> Variable (when case was filed)		Amount Unsecured: \$ _____
5. Amount of Claim Entitled to Priority under 11 U.S.C. § 507 (a). If any part of the claim falls into one of the following categories, check the box specifying the priority and state the amount.		
<input type="checkbox"/> Domestic support obligations under 11 U.S.C. § 507 (a)(1)(A) or (a)(1)(B).	<input type="checkbox"/> Wages, salaries, or commissions (up to \$12,475*) earned within 180 days before the case was filed or the debtor's business ceased, whichever is earlier – 11 U.S.C. § 507 (a)(4).	<input type="checkbox"/> Contributions to an employee benefit plan – 11 U.S.C. § 507 (a)(5).
<input type="checkbox"/> Up to \$2,775* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use – 11 U.S.C. § 507 (a)(7).	<input type="checkbox"/> Taxes or penalties owed to governmental units – 11 U.S.C. § 507 (a)(8).	<input type="checkbox"/> Other – Specify applicable paragraph of 11 U.S.C. § 507 (a)(____).
		Amount entitled to priority: \$ _____
*Amounts are subject to adjustment on 4/01/16 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.		
6. Credits. The amount of all payments on this claim has been credited for the purpose of making this proof of claim. (See instruction #6)		



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7. Documents: Attached are **redacted** copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, security agreements, or, in the case of a claim based on an open-end or revolving consumer credit agreement, a statement providing the information required by FRBP 3001(c)(3)(A). If the claim is secured, box 4 has been completed, and **redacted** copies of documents providing evidence of perfection of a security interest are attached. If the claim is secured by the debtor's principal residence, the Mortgage Proof of Claim Attachment is being filed with this claim. (See instruction #7, and the definition of "redacted".)

RECEIVED

DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.

SEP 28 2015

If the documents are not available, please explain:

8. Signature: (See instruction #8)

KURTZMAN CARSON CONSULTANTS

Check the appropriate box.

- I am the creditor. I am the creditor's authorized agent. I am the trustee, or the debtor, or their authorized agent. I am a guarantor, surety, indorser, or other codebtor. (See Bankruptcy Rule 3005.)
(See Bankruptcy Rule 3004.)

I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief.

Print Name: Gene Ray Taylor
Title: Member - Manager
Company: Alawest-AL, LLC
Address and telephone number (if different from notice address above):

 9-17-15
(Signature) (Date)

Telephone number: (205) 339-0300 email: wte024@warriortractor.com

Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.

INSTRUCTIONS FOR PROOF OF CLAIM FORM

The instructions and definitions below are general explanations of the law. In certain circumstances, such as bankruptcy cases not filed voluntarily by the debtor, exceptions to these general rules may apply.

Items to be completed in Proof of Claim form

Court, Name of Debtor, and Case Number:

Fill in the federal judicial district in which the bankruptcy case was filed (for example, Central District of California), the debtor's full name, and the case number. If the creditor received a notice of the case from the bankruptcy court, all of this information is at the top of the notice.

Creditor's Name and Address:

Fill in the name of the person or entity asserting a claim and the name and address of the person who should receive notices issued during the bankruptcy case. A separate space is provided for the payment address if it differs from the notice address. The creditor has a continuing obligation to keep the court informed of its current address. See Federal Rule of Bankruptcy Procedure (FRBP) 2002(g).

1. Amount of Claim as of Date Case Filed:

State the total amount owed to the creditor on the date of the bankruptcy filing. Follow the instructions concerning whether to complete items 4 and 5. Check the box if interest or other charges are included in the claim.

2. Basis for Claim:

State the type of debt or how it was incurred. Examples include goods sold, money loaned, services performed, personal injury/wrongful death, car loan, mortgage note, and credit card. If the claim is based on delivering health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information. You may be required to provide additional disclosure if an interested party objects to the claim.

3. Last Four Digits of Any Number by Which Creditor Identifies Debtor:

State only the last four digits of the debtor's account or other number used by the creditor to identify the debtor.

3a. Debtor May Have Scheduled Account As:

Report a change in the creditor's name, a transferred claim, or any other information that clarifies a difference between this proof of claim and the claim as scheduled by the debtor.

3b. Uniform Claim Identifier:

If you use a uniform claim identifier, you may report it here. A uniform claim identifier is an optional 24-character identifier that certain large creditors use to facilitate electronic payment in chapter 13 cases.

4. Secured Claim:

Check whether the claim is fully or partially secured. Skip this section if the

claim is entirely unsecured. (See Definitions.) If the claim is secured, check the box for the nature and value of property that secures the claim, attach copies of lien documentation, and state, as of the date of the bankruptcy filing, the annual interest rate (and whether it is fixed or variable), and the amount past due on the claim.

5. Amount of Claim Entitled to Priority Under 11 U.S.C. § 507 (a).

If any portion of the claim falls into any category shown, check the appropriate box(es) and state the amount entitled to priority. (See Definitions.) A claim may be partly priority and partly non-priority. For example, in some of the categories, the law limits the amount entitled to priority.

6. Credits:

An authorized signature on this proof of claim serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

7. Documents:

Attach redacted copies of any documents that show the debt exists and a lien secures the debt. You must also attach copies of documents that evidence perfection of any security interest and documents required by FRBP 3001(c) for claims based on an open-end or revolving consumer credit agreement or secured by a security interest in the debtor's principal residence. You may also attach a summary in addition to the documents themselves. FRBP 3001(c) and (d). If the claim is based on delivering health care goods or services, limit disclosing confidential health care information. Do not send original documents, as attachments may be destroyed after scanning.

8. Date and Signature:

The individual completing this proof of claim must sign and date it. FRBP 9011. If the claim is filed electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what constitutes a signature. If you sign this form, you declare under penalty of perjury that the information provided is true and correct to the best of your knowledge, information, and reasonable belief. Your signature is also a certification that the claim meets the requirements of FRBP 9011(b). Whether the claim is filed electronically or in person, if your name is on the signature line, you are responsible for the declaration. Print the name and title, if any, of the creditor or other person authorized to file this claim. State the filer's address and telephone number if it differs from the address given on the top of the form for purposes of receiving notices. If the claim is filed by an authorized agent, provide both the name of the individual filing the claim and the name of the agent. If the authorized agent is a servicer, identify the corporate servicer as the company. Criminal penalties apply for making a false statement on a proof of claim.

copy for
Alawest

STATE OF ALABAMA

FAYETTE COUNTY &
TUSCALOOSA COUNTY

LEASE AGREEMENT

LEASE AGREEMENT (the "Lease") made and entered into this 31st day of October, 2011 (the "Effective Date"), by and between Alawest-AL, L.L.C. ("Alawest"), an Alabama limited liability company and Walter Energy, Inc. ("Lessee"), a Delaware corporation.

WITNESSETH

WHEREAS, Alawest owns surface rights only in certain lands in Tuscaloosa and Fayette Counties, Alabama, which Alawest desires to lease to Lessee for operating facilities associated with an underground mining operation, such as, but not limited to, a preparation plant, coal cleaning, coal-loading facility, rail and other associated facilities and waste storage.

WHEREAS, Lessee desires to lease said certain lands from Alawest in order to construct, operate and maintain facilities associated with an underground mining operation, such as, but not limited to, a preparation plant, coal cleaning, coal-loading facility, rail and other associated facilities and waste storage.

NOW, THEREFORE, in consideration of all the covenants, terms and conditions contained herein and intending to be legally bound, Alawest and Lessee agree as follows:

1) LEASED PREMISES

- a) Alawest hereby leases to Lessee and Lessee leases from Alawest, effective as provided herein, certain lands, and any and all existing improvements located thereon, as described on "Exhibit A" and shown on map marked "Exhibit B" attached hereto and made a part hereof, all of said land and existing improvements being hereinafter referred to as the "Premises."
- b) Alawest hereby leases to Lessee and Lessee leases from Alawest the Premises in AS IS WHERE IS condition. ALAWEST HEREBY DISCLAIMS ANY WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE OF THE PREMISES. Alawest warrants that it has the lawful right to make this Lease and that Lessee shall have peaceable possession of the Premises for the full term of this Lease and any extensions thereof.
- c) Lessee shall have the right to use the Premises for the construction, operation and maintenance of facilities associated with an underground mining operation, such as, but not limited to a preparation plant, coal cleaning, coal-loading facility, rail and other associated facilities and waste storage, including, but not limited to, office buildings, maintenance buildings, storage areas, conveyors, hoppers, silos, rail-loading facilities and haulage roads. In addition, Lessee may place on the Premises such other tools, machinery, equipment, structures and drainage control and treatment facilities as may be necessary or desirable in connection with the use of the Premises permitted hereby. Lessee shall keep all such facilities, improvements, machinery, equipment, and other items free and clear of liens, other than the lien for unpaid taxes, and shall remove all such equipment, structures (whether temporary or permanent) placed on the Premises by Lessee within one year (365 days) after the date of expiration or termination of this Lease; provided that all sums of money due Alawest by the Lessee under this Lease shall have been paid to Alawest as of the date of such expiration or termination. Further, Lessee shall, within one year (365 days) after the date of expiration or termination of this Lease, reclaim the Premises in accordance with all federal and state laws and regulations.
- d) Lessee shall have the right to grade and fill the Premises to make it suitable for the Lessee's use, provided that any grading and filling shall be done in accordance with the State of Alabama laws or State issued permits.

- e) During the term of this Lease and any extension(s) thereof, Lessee shall have a non-exclusive easement and right-of-way for the use of the rail road to the Premises as shown in "Exhibit C" attached hereto and made a part hereof. Lessee shall have the right, at its expense, to improve said rail road right-of-way to fit the purpose intended. Alawest shall have no obligation whatsoever to repair or maintain said right-of-way. Lessee's right to use said right-of-way is expressly subject to Lessee's obligation to indemnify Alawest set forth in Paragraph 16. Lessee accepts the right to use said right-of-way in AS IS WHERE IS condition from Alawest. ALAWEST HEREBY DISCLAIMS ANY WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE OF SAID RIGHT-OF-WAY.
- f) This Lease is made subject to all easements, rights-of-way, contracts, leases, agreements or other rights of third parties now existing that affect the Premises and other lands of Alawest. Alawest shall use its best efforts to cooperate with Lessee in identifying such prior encumbrances.
- g) To the extent allowed under then-current environmental laws and regulations, Alawest shall have the right to the "black rock" produced from the Blue Creek Energy #1 Mine for its own use, at no cost to Alawest. Alawest may load "black rock" for its own use at no cost to Lessee and all remaining "black rock" will be the property of Lessee.

2) LEASE TERM

- a) The term of this Lease shall be for a period of fifty (50) years, commencing on the Effective Date of this Lease, SUBJECT, HOWEVER, to termination as hereinafter provided in Paragraphs 2(c), 7, 12, and 22; and SUBJECT FURTHER to extension thereof pursuant to Paragraph 2(b).
- b) Lessee shall have the unilateral right to extend the term of this Lease beyond the fifty (50) year term, under the same rights, obligations and conditions on a year to year basis for as long as necessary to complete the mining of said Premises, by notifying Alawest, in writing at least one hundred eighty (180) days before the end of the term.
- c) Notwithstanding the term of this Lease set forth in Paragraph 2(a) herein, Lessee shall have the right to terminate this Lease at any time on or after the Effective Date of this Lease by giving Alawest one (1) year's written notice of Lessee's intention so to do, and at the expiration of one (1) year after receipt of such notice, the Lease shall be deemed terminated. In the event Lessee terminates this Lease within five (5) years following the Effective Date, Lessee will pay Alawest \$150,000.00, in addition to any other sums due hereunder.
- d) Upon termination of this Lease, Lessee, at its expense, (i) shall erect such signs and barricades on the Premises as Alawest may reasonably request to prevent use of the Premises by the general public, (ii) shall remove all of Lessee's structures, equipment, machinery, improvements, and other property of Lessee which the Lessee may have placed upon the Premises during the term of this Lease, (iii) reclaim the Premises in accordance with all federal and state laws and regulations, and (iv) shall leave the surface of the Premises in a clean and orderly condition.

3) ADVANCE BONUS

Upon execution of this Lease, Lessee shall pay to Alawest a bonus of \$300,000.00. Said payment to Alawest shall be considered Advance Bonus and shall not be recoverable against future actual Wheelage Fees due Alawest.

4) WHEELAGE

- a) Once production begins, actual Wheelage payments will be based upon total clean tons mined from the underground mining operation currently known as the "Blue Creek Energy #1 Mine" or abbreviated as "BCE #1 Mine", regardless of the name or designation that shall be given to such mining operation from time to time, and whether or not mined from the Premises. The wheelage fee that shall be paid to Alawest, when due and without demand by Alawest, for each ton of two thousand (2,000) pounds of coal mined from BCE #1 Mine is Twenty-five cents (\$0.25) per clean ton. The parties covenant and agree that, in the event that the mining

operation made the subject of this Lease becomes known by a name other than "Blue Creek Energy #1 Mine" or abbreviated as "BCE #1 Mine," this Lease will be amended at the request of either party to change the name used herein to refer to that mining operation.

- b) Beginning one (1) year from the Effective Date, Lessee will pay Alawest Twenty-Five Thousand Dollars (\$25,000) per month until production begins from BCE #1 Mine. Beginning with the month after production begins, Lessee will pay Alawest Twenty-Five Thousand Dollars (\$25,000) per month or the actual Wheelage Fee based on production, whichever is greater. The Lessor will receive at a minimum \$300,000 per year either from actual production or monthly minimums. Monthly minimums paid in months with zero or low production can be recouped from months where the actual wheelage exceeds \$25,000.

5) WHEELAGE FEE PAYMENTS AND REPORTS

All Wheelage Fee payments due Alawest hereunder shall be made on a timely basis, when due and without demand by Alawest, within twenty (20) days after the end of the time period to which such payment is attributable. Said payments shall be accompanied and supported by a report or statement furnished by the Lessee to Alawest with each such payment. Such reports or statements shall show the actual amount of coal mined from BCE #1 Mine by Lessee, its agents, affiliates, and assigns. Each report shall be certified to be true, accurate and correct by Lessee.

6) AUDIT

Alawest, through its employees, representatives, agents and assigns shall have the right to review and audit, upon proper written notice and during normal business hours, said books, records and reports of Lessee, its agents, and assigns. All of said books, records and reports of Lessee, its agents, and assigns concerning any facet of this Lease shall be kept open and available for inspection by Alawest, its employees, agents, representatives and assigns for not less than three (3) years following the date of said books, records, reports and statements.

7) DEFAULT

- a) In the event of failure of Lessee to pay any Wheelage Fee or to pay any other sum due to Alawest under this Lease on or before the due date set forth herein and upon the further failure of Lessee to pay such Wheelage Fee or other sum due Alawest under this Lease within ten (10) days after receipt from Alawest of written notice of non-payment, Alawest shall have the right without further notice to Lessee to:

- (1) Exercise any of the remedies set forth herein or allowed under the law of Alabama, including but not limited to the Alabama Uniform Commercial Code, to collect from Lessee any sum of money due Alawest hereunder, and

- (2) Terminate this Lease at the end of said ten (10) day period without further notice or demand to Lessee.

- b) Neither failure of Alawest to give, nor any delay in giving, any such notice shall be deemed to be a waiver by Alawest in the provisions of this Paragraph 7.

- c) In the event Lessee has failed to comply with any other obligations of this Lease, other than the payment of Wheelage Fee or other sum of money as provided in this Lease, both express and implied, and Lessee does not remedy such failure within thirty (30) days after receipt of written notice thereof from Alawest or, if such failure cannot reasonably be remedied within thirty (30) days, does not commence bona fide efforts to remedy such failure within such thirty (30) day period and thereafter continuously and diligently pursue such efforts to a successful conclusion, Alawest may terminate this Lease upon written notice to Lessee.

8) COMPLIANCE WITH APPLICABLE LAWS

The Lessee, as an independent entity hereunder, in the exercise of any of the rights granted to Lessee by this Lease, agrees that it will, at its sole efforts and expense, comply with all past, present and future laws, ordinances, orders, rules and regulations enacted by any federal, state, county, or

municipal governmental agency (ies) having jurisdiction or control over mining, reclamation and environmental pollution, wetlands and storm water discharge or any other aspect or facet of this Lease.

Lessee's obligations of indemnification to Alawest pursuant to this Paragraph 8 shall survive the termination or expiration of this Lease and any extension hereof.

9) USE OF THE SURFACE

- a) On all of the lands described in this Lease where Alawest owns the surface estate (as described in Exhibit A attached hereto), Lessee shall have the right, except as may be herein otherwise provided, to use the surface of said lands in any way which may be necessary and in compliance with all federal and state laws and regulations for the washing, handling, removal, stockpiling, loading, transporting or shipping of any and all coal or other related activities on the Premises hereunder.
- b) It is understood and agreed that Lessee shall have the right to grant easements or rights-of-way for railroads, private roads, or other roads of any description, telegraph, telephone, or electrical or other transmissions lines or easements, or to grant others the right to use the surface of the Premises (where Alawest owns the surface estate) as may be required for Lessee's operation of BCE #1 Mine. Alawest agrees that it will cooperate with and assist Lessee in its operations by reasonably granting such easements or rights-of-way to others as may be reasonably necessary to serve the operations of Lessee to the extent necessary or required for Lessee's performance on the Premises pursuant to this Lease.

10) RESERVATIONS

Alawest hereby reserves to itself, its successors, lessees and assigns the right, but not the obligation, at all times during the term of this Lease, to explore for, drill, test, mine and remove from the Premises all substances of worth including but not limited to all oil, gas, coal, casinghead gas, hydrocarbons, coal seam gas and all other minerals and non-mineral substances, of any description, nature or kind whatsoever known now or which may come to be known in the future, provided, however, that exercise by Alawest, its successors, lessees and assigns, of the rights reserved herein shall not unreasonably interfere with Lessee's operation hereunder. In no event shall Alawest, its successors, lessees or assigns conduct mining, drilling or removal operations through any existing or planned (to the extent such plans have been made known to Alawest) entry or haulageway that is a part of Lessee's mining operations without prior approval of Lessee, which consent shall not be unreasonably withheld. Any lease or agreement entered into by Alawest after the Effective Date of this Lease for the recovery of oil, gas, coal, coal seam gas or other hydrocarbons from said Premises or any part thereof, or for the surface mining of coal or for the mining of other minerals or non-mineral substances or for the prospecting for any of said minerals, shall expressly recognize and be subject to Lessee's rights herein granted and shall not unreasonably interfere with Lessee's operations on the Premises.

11) ZONING

This Lease and Lessee's rights hereunder are subject to all applicable zoning and subdivision laws, rules, regulations and ordinances, including any and all blasting covenants and restrictions related thereto and, with the exception of Alawest's agreement to assist and cooperate with Lessee in obtaining any zoning reclassifications, changes or other modification necessary for the exercise by Lessee of its rights hereunder, the burden and costs(s) of compliance therewith shall be solely upon Lessee. Under no circumstances whatsoever, shall Lessee, its agents, employees or assigns, seek to change any zoning and/or subdivision regulations or classifications concerning the Premises described herein, where Alawest owns surface rights, without the express prior written approval of Alawest. Lessee shall protect, defend, indemnify, save and hold harmless Alawest against any consequence arising from Lessee's failure to comply with any and all applicable zoning and/or subdivision regulations, including but not limited to any and all blasting covenants and restrictions related thereto.

12) CONDEMNATION OF PREMISES

If the Premises in whole or in part, or any portion thereof or interest therein, shall be acquired or condemned by any action of eminent domain or sold in lieu thereof by or for any public or quasi-public use of purpose, which action shall serve to prevent or defeat Alawest or Lessee's rights as defined in this lease, then Alawest shall give notice of any such action to Lessee in writing. Such notice by Alawest to Lessee of such action or determination shall operate to eliminate from this Lease any and all acreage of the Premises so affected by such action or determination. In any such case, Lessee agrees that Alawest shall have no responsibility or liability, either directly or indirectly, to Lessee to refund, reimburse, or compensate Lessee for any direct, indirect, incidental or consequential damage(s) or claims of such damage(s) by Lessee or others for such action or determination. If the Premises in its entirety shall be acquired or condemned by any aforesaid action or determination, then this Lease, and all of the rights granted to Lessee herein, except for the right of Lessee to pursue damages from third parties, shall cease and terminate as of the date of title vesting in any such action, determination, or proceeding, and all Wheelage Fees due Alawest by Lessee prior to such termination shall be paid up to said date, and Lessee shall have no claim against Alawest for any value of any unexpired term of this Lease. Lessee shall have the right, at its sole efforts and expense, to contest such eminent domain action or determination. Lessee shall not have a claim to any condemnation proceeds for the value of the Premises.

13) REMOVAL OF EQUIPMENT

- a) In the event of expiration or termination of this Lease, for any reason other than a default by Lessee, and upon condition that:
- (1) All sums of money due Alawest by the Lessee under this Lease shall have been paid to Alawest, and
 - (2) All of Lessee's covenants and obligations to Alawest under this Lease have been fully kept and performed, including, but not limited to, Lessee's reclamation of the Premises in accordance with all federal and state laws, then the Lessee shall have the right to remove from the Premises described herein, within one year (365) days after said expiration or termination, all of Lessee's structures, equipment, machinery, improvements, and other property of Lessee which the Lessee may have placed upon the Premises during the term of this Lease.
- b) If Lessee does not remove said structures, equipment, machinery, improvements and other property of Lessee from the Premises, as provided for above, Lessee agrees that Alawest, at its sole option, shall be deemed the sole owner of said property remaining on the Premises, and Alawest shall have the additional right, at its sole option, to sell such of Lessee's property remaining on the Premises as is necessary to defray the cost(s) of removal of all or any part of the remaining aforementioned property.
- c) If at the expiration or termination of this Lease, and for any reason whatsoever, Lessee is in default in the payment of any sum of money due Alawest under this Lease, Lessee agrees that Alawest shall have the right, and may at its sole option, in addition to exercising any other remedies available to Alawest under the laws of the State of Alabama sell such of Lessee's structures, equipment, machinery, improvements and other property of Lessee on the Premises as may be deemed necessary by Alawest to cure such default.
- d) In any event, Alawest may demand the Lessee remove the structures, equipment, machinery, improvements and other property of Lessee on the Premises and reclaim the Premises and Lessee shall remove said structures, equipment, machinery, improvements and other property of Lessee on the Premises and reclaim the Premises upon demand by Alawest.

14) REMOVAL OF TIMBER

On lands where Alawest owns the surface, Alawest will have right of first refusal to cut the timber. If Alawest elects to cut the timber, it must be done in a timely manner not to interfere with Lessee's operations.

15) LESSEE'S LIABILITY AND INDEMNIFICATION FOR INJURIES

- a) Lessee agrees that it is independent of Alawest under this Lease, and Alawest, its successors and assigns, in no way shall be liable for any injury or damage (including death[s]), or claims of injury or damage (including death[s]), whatsoever of any description or kind to persons or property that may result from Lessee's exercise of the rights granted Lessee hereunder, from Lessee's operations on the Premises under this Lease or from Lessee's operation of BCE #1 Mine, and Lessee assumes all risk of personal injury, death, and/or property damage from any cause whatsoever, arising from the exercise by Lessee of its rights hereunder. In addition, Alawest, its successors and assigns, in no way shall be liable for any such injury or damage that may result from subsidence of the surface of the Premises. Lessee agrees that it shall indemnify, protect, hold harmless, save and defend Alawest, its successors and assigns, from and against any and all suits, actions, legal proceedings, damages, claims of damages, demands, court costs, litigation expenses, attorney's fees, judgments, awards and other costs or expenses whatsoever brought by any third party not a party to this Lease, in any manner, caused by, arising from, incident to, related to, connected with or growing out of Lessee's or Lessee's employees', agents', or assigns' activities and/or operations hereunder, the use or occupation of the Premises and rail road by Lessee, its employees, agents, or assigns, or from Lessee's operation of BCE #1 Mine. Lessee's obligations of indemnification to Alawest, its successors and assigns, in this Paragraph 15 and throughout the Lease shall survive the expiration or termination of this Lease from any cause whatsoever.
- b) Lessee agrees that in the event and to the extent a claim is made by an employee of Lessee, or of Lessee's contractors or subcontractors against Alawest, its successors and assigns, hereunder, that Lessee, its successors and assigns, will indemnify Alawest to the same extent as if the claim were made by a non-employee of Lessee, notwithstanding any statute or judicial decision, such as *Gunter vs. U.S. Fid. & Guar. Co.*, 340 So.2d 749 (Ala. 1977) otherwise disallowing such indemnification. It is the intent of this Lease that, as a part of the consideration of Lessee to Alawest under this Lease, and regardless of any defense the Lessee might have, Lessee, its successors and assigns, shall indemnify Alawest, its successors and assigns, against all claims of any nature whatsoever and hereby specifically, expressly and without reservation waives any defense it might have under the Workmen's Compensation Act of Alabama, or any statute or judicial decision including the *Gunter* case mentioned above.
- c) In addition, Lessee specifically releases Alawest, its successors and assigns, from any and all liability arising out of any and all existing improvements on the Premises, which Lessee is granted the right to use hereunder, and accepts the same AS IS WHERE IS. Lessee shall defend, indemnify and hold harmless Alawest, its successors and assigns, from any and all claims, suits, judgments or damages of any kind whatsoever arising out of the use of said improvements as provided in this Paragraph 15.

16) ALAWEST'S LIABILITY AND INDEMNIFICATION FOR INJURIES

Alawest agrees that it is independent of Lessee under this Lease, and Lessee in no way shall be liable for any injury or damage (including death[s]), or claims of injury or damage (including death[s]), whatsoever of any description or kind to persons or property that may result from Alawest's or Alawest's employees', agents', or lessees' exercise of the mineral and mining and timber rights retained by Alawest hereunder or from Alawest's or Alawest's employees', agents' or lessees' entrance onto the Premises under this Lease pursuant to said rights, and Alawest agrees that it shall indemnify, protect, hold harmless, save and defend Lessee from and against any and all suits, actions, legal proceedings, damages, claims of damages, demands, court costs, litigation expenses, attorney's fees, judgments, awards and other costs or expenses whatsoever brought by any third party not a party to this Lease, in any manner, caused by, arising from, incident to, related to,

connected with or growing out of Alawest's or Alawest's employees', agents', or lessees' mineral and mining and timber related activities on the Premises.

17) MUTUAL LIMITATION OF LIABILITY

Notwithstanding anything to the contrary contained elsewhere herein, neither Alawest or Lessee shall be liable to the other for any consequential, incidental, indirect or punitive damages of any kind or character, including, but not limited to, loss of use, loss of profit, loss of revenue, loss of production, whenever arising under this Lease, and no claim for any such consequential, incidental, indirect or punitive damages shall be made by Alawest or Lessee against the other REGARDLESS OF WHETHER SUCH CLAIM IS BASED OR CLAIMED TO BE BASED ON NEGLIGENCE (INCLUDING SOLE, JOINT, ACTIVE, PASSIVE, CONCURRENT OR GROSS NEGLIGENCE), FAULT, BREACH OF WARRANTY, BREACH OF AGREEMENT, STATUTE, STRICT LIABILITY OR OTHERWISE.

18) WORKER'S COMPENSATION

Lessee agrees that in its exercise of any of the rights granted to Lessee herein and in all of its operations hereunder, Lessee is and shall be an independent operator and shall be exclusively liable for the payment of all sums of money and benefits due to all persons legally entitled thereto who are properly engaged in Lessee's or Lessee's agents' and assigns' operations, including any amounts due its employees under the Alabama Worker's Compensation Act, or any other law, and Lessee shall indemnify, protect, defend, save and hold harmless Alawest against Lessee's or Lessee's agents' or assigns' failure to pay any and all payments due to and claims for payments made by persons engaged by Lessee or Lessee's agents and assigns in any work conducted hereunder, including those specific instances as described in Paragraph 15 above.

19) PAYMENT OF LEVIES AND TAXES

Lessee, in the exercise of any of the rights granted to Lessee under this Lease, agrees:

- a) To pay all contributions, levies, taxes or other sums, by whatever name called, for which Alawest might otherwise become liable with reference to all wages, benefits or other sums paid to employees of the Lessee, its agents, contractors and assigns whose labor enters into the bringing of, handling, stockpiling, loading or shipping of any coal or other materials of any kind whatsoever under this Lease or otherwise, on the Premises or enters into the improvement, maintenance and repair of said rail road in all cases where such contributions, levies, taxes or other sums are or shall be required to be paid under any federal, state, county or municipal unemployment act or Social Security Act, by whatever name called, and to indemnify, protect, save, defend and hold harmless Alawest from and against Lessee's or Lessee's employees', agents', contractors', subcontractors' or assigns' failure to comply therewith and also against any federal, state, county, municipal or personal claims whatsoever fixed or levied with reference to the wages of employees of Lessee, its employees', agents', contractors', subcontractors' or assigns'; and
- b) That Alawest shall, in accordance with law, assess and pay taxes on the interests owned and/or leased by Alawest in the Premises. Lessee shall pay all ad valorem real estate taxes owed on the Premises.
- c) That Lessee shall, in accordance with law, assess and pay taxes on all machinery, structures, equipment, improvements and other property of Lessee now or hereafter located or placed by Lessee on the Premises and haul road Lessee shall also pay any so-called severance, tonnage, license, privilege or occupational taxes on coal mined on the Premises and shall indemnify, protect, save, defend and hold harmless Alawest from and against any liability or claims of liability, or damages or claims of damages, arising from or related to Lessee's failure to pay such taxes. Lessee shall have the right in good faith to contest or review, at its sole efforts and expense, in such manner as it deems suitable, and in Alawest's name if desirable, any tax, charge, levy or assessment whether general, special, ordinary, or extraordinary, laid, levied, assessed or imposed upon Lessee.

20) ASSIGNMENT

It is specifically understood and agreed that this Lease is personal to Lessee and that continuation of occupancy of the leased Premises by Lessee is of the essence hereof; therefore, it is agreed that Lessee may not sublet the Premises or any portion thereof, nor transfer this Lease in whole or in part, nor assign any interest in this Lease or in the Premises without the prior written consent of Alawest, which consent shall not be unreasonably withheld; provided, however, Lessee shall have the right to assign this Lease to any company or corporation that is a subsidiary or affiliate of Lessee without Alawest's prior written consent.

21) EXTENSIONS AND AMENDMENTS

This Lease may be extended or amended only by a written instrument executed on behalf of each of the parties hereto by an authorized representative of each party, and neither party shall at any time in any way assert or contend that any extension or amendment of this Lease (or amendment of any part or parts, including this Paragraph, hereof) has been made other than by written instrument so executed.

22) FAILURE TO COMPLY

Notwithstanding anything herein to the contrary, other than the provisions set forth in Paragraphs 7, 8, 13, and 15, in the event Lessee fails to comply with any of its covenants and obligations to Alawest hereunder and does not remedy such failure within thirty (30) days after receipt of written notice such failure from Alawest, or if such failure cannot be reasonably remedied within thirty (30) days, Lessee does not commence and pursue bona fide aggressive efforts to remedy such failure within such thirty (30) day period and thereafter continuously, diligently and aggressively pursue such efforts to a successful conclusion to the satisfaction of Alawest, Alawest may, at its sole option, terminate this Lease upon written notice to Lessee or pursue its remedies as provided in this Lease and under the laws of the State of Alabama.

23) WAIVER OR BAR

Neither failure or failures to exercise any right of either party under this Lease nor any delay or delays in exercising any such right, nor delay in giving nor any failure to give any notice to the party hereunder shall be deemed by said party or others to be a waiver of any right of the non-noticing party hereunder or any bar to the subsequent exercise or enforcement by said party of any of the provisions of this Lease or any right hereunder. Furthermore, no waiver or forgiving by either party, for any reason whatsoever, of any default of the defaulting party under this Lease shall be construed, by the defaulting party or others, to operate as a waiver of any other default under this Lease or the same default on a future occasion.

24) PARAGRAPH HEADINGS

The Paragraph headings contained herein are provided and inserted for convenience only and shall not be construed to affect, control, govern, limit, or restrict the meaning, content, construction, interpretation or applicability of any Paragraph or Subparagraph herein or provision hereof.

25) ENTIRE AGREEMENT

This Lease constitutes the entire agreement between the parties hereto and supersedes, voids and nullifies any and all other written or oral understandings or agreements between the parties hereto concerning the subject matter hereof. No modification, alteration, or amendment to this Lease shall be valid unless made in writing and duly executed by the proper parties hereto.

26) CONFIDENTIALITY

This Lease, and the terms, conditions, provisions and covenants hereof are personal and confidential between Alawest and Lessee and their respective affiliates, successors and assigns. It is therefore understood and agreed by the parties hereto that none of the aforesaid terms, conditions, provisions and covenants shall be divulged, given out, other than as required in order to record a Memorandum of Lease or made public in any manner whatsoever, except by an act or order of a

court of law, to any person(s), party(ies), company(ies), corporation(s) or organization(s) whatsoever without first obtaining the prior written consent of the other party, which consent shall not be unreasonably withheld. The foregoing obligation shall not apply to any part of the confidential information that is (i) in the public domain at the time of this Lease, (ii) after disclosure, becomes part of the public domain through no violation of this Lease, or (iii) was in the possession of any person or entity prior to disclosure and had not been obtained directly or indirectly from a party hereto. Notwithstanding any of the provisions of this Paragraph, Alawest may divulge applicable terms and conditions of this Lease to a potential and/or actual lessee of the Premises.

27) RECORDING

Except as otherwise provided herein, this Lease, and the terms, conditions, provisions and covenants hereof are personal and confidential between Alawest and Lessee and their respective affiliates, successors and assigns. It is therefore understood and agreed by Lessee that Lessee will record only a short form memorandum of this Lease with any probate court of any county in which the Premises described herein are a part. The costs and efforts of recording said short form of memorandum of this Lease shall be the sole responsibility and obligation of Lessee.

28) NOTICES

Any notice or payment provided for or permitted herein to be given by either party to the other shall be conclusively deemed to have been given upon deposit thereof in the United States mail, certified or registered mail, postage prepaid and addressed to the parties as follows:

a) If by Alawest to Lessee:

Walter Energy, Inc.
3000 Riverchase Galleria, Suite 1700
Birmingham, Alabama 35244

Or to any changed address of which Lessee shall give Alawest written notice.

b) If by Lessee to Alawest:

Alawest-AL LLC
P. O. Box 410
Northport, AL 35476

Or to any changed address of which Alawest shall give Lessee written notice.

With a copy, which shall not constitute notice, to:

D.W. Wilson
TANNER & GUIN, LLC
Counselors at Law
P. O. Box 3206
Tuscaloosa, Alabama 35403-3206

29) ACKNOWLEDGEMENT

The parties hereto expressly acknowledge and agree, by their respective representative's signature hereon, that they have:

- a) Fully understand all of the terms, provisions, covenants, conditions, restrictions and limitations of this Lease;
- b) Relied upon the advice of their respective counsel concerning their respective obligations and covenants hereof and the validity of this Lease; and
- c) Entered into this Lease, without enticement, coercion or duress.

30) CONSTRUCTION

This Lease shall be governed and performed in accordance of the laws of the State of Alabama.

IN WITNESS WHEREOF, the parties hereto have executed this Lease in duplicate on the day and year first written above.

ATTEST:

[Signature]

LESSOR: ALAWEST-AL, L.L.C.

By: Gene R. Taylor
Gene R. Taylor

Title: Manager

ATTEST:

Melanie A. Sides

WALTER ENERGY, INC.

By: [Signature]
Title: VP, Ops

STATE OF ALABAMA

TUSCALOOSA COUNTY

I, the undersigned authority, a Notary Public in and for said County and in said State, hereby certify that **Gene R. Taylor**, whose name as **Manager for Alawest-AL, L.L.C.**, a Alabama limited liability company, 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, as such manager and with full authority, executed the same voluntarily for and as the act of said company on the day the same bears date.

Given under my hand and official seal this 26th day of October, 2011.

(seal)

[Signature]
NOTARY PUBLIC

My Commission Expires: 6/21/14

STATE OF ALABAMA

TUSCALOOSA COUNTY

I, the undersigned authority, a Notary Public in and for said County and in said State, hereby certify that Michael Hurley, whose name as VP Sales for **Walter Energy, Inc.**, a corporation, 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, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation on the day the same bears date.

Given under my hand and official seal this 31st day of October, 2011.

(seal)

Lisa R. Lane
NOTARY PUBLIC

My Commission Expires: 11-24-2012

"EXHIBIT A"

Attached to and made a part of that certain Lease Agreement dated _____, 2011; the following lands owned by **ALAWEST-AL, L.L.C.** as "Lessor" does hereby lease to **Walter Energy, Inc.** as "Lessee" under the terms and conditions of the Lease and the lands being located in Fayette County & Tuscaloosa County, Alabama, and more particularly described as follows;

The following parcels (but not limited to) being continuous adjoining surveyed tract(s) of land(s) running and corresponding with Plat Cabinet A, Pages 126-170, Chevron USA, Inc. and Pittsburg & Midway Coal Mining Company Railroad Right-Of-Way as recorded in the Office of the Probate Judge of Fayette County and Tuscaloosa County, Alabama, to wit:

PARCEL 126-1/3:

Commence at the Southeast corner of the said SW 1/4 of the SE 1/4 of Section 12, Township 16 South, Range 10 West, Fayette County, Alabama; thence North 86 degrees 30 minutes 07 seconds West, along the South boundary line of the said 1/4-1/4, 278.41 feet to the **POINT OF BEGINNING**, said point being the intersection of the East railroad right-of-way line and the South line of said 1/4-1/4; thence continue North 86 degrees 30 minutes 07 seconds West, along said South boundary line, 350.53 feet to the West right-of-way line; thence North 00 degrees 21 minutes 09 seconds East, 783.73 feet to the intersection of an existing railroad right-of-way and the right-of-way line herein described; thence Northeasterly along the arc of a curve to the left having a chord of North 34 degrees 13 minutes 51 seconds East, 274.71 feet; thence Northeasterly along the arc of a curve to the left, 275.32 feet (radius 1193.22 feet, delta angle 13 degrees 13 minutes 13 seconds); thence Northeasterly along said existing right-of-way North 27 degrees 37 minutes 14 seconds East, 66.18 feet; thence North 27 degrees 37 minutes 14 seconds East, 363.52 feet along said existing right-of-way to the East line of right-of-way herein described; thence South 00 degrees 21 minutes 09 seconds West, 1412.99 feet along said right-of-way to the point of beginning.

Containing 8.64 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 126, Fayette County, Alabama, Probate Records.

PARCEL 126-2/3:

All of that part lying north, east and west of that parcel described in Parcel 126-1/3 crossing upon that parcel described as follows:

All of that part of the S 1/2 of the NW 1/4 of the SE 1/4 of Section 12, Township 16 South, Range 10 West, Fayette County, Alabama, lying south and east of County Highway No.30/46 being situated east and north of the right-of-way described in Parcel 126-1/3.

Containing 2.6 acres, more or less.

PARCEL 126-3/3:

All of that part lying east and west of that parcel described in Parcel 126-1/3 crossing upon and over that parcel described as follows:

SW 1/4 of the SE 1/4 of Section 12, Township 16 South, Range 10 West, Fayette County, Alabama, lying south and east of County Highway No.30/46.

Containing 17.5 acres, more or less.

PARCEL 127-1/2:

Commence at the Northeast corner of the said NW 1/4 of the NE 1/4 of Section 13, Township 16 South, Range 10 West, Fayette County, Alabama; thence North 86 degrees 30 minutes 07 seconds West, along the North boundary line of the said 1/4-1/4, 278.41 feet to the **POINT OF BEGINNING**, said point being the intersection of the East railroad right-of-way line herein described and the North line of said 1/4-1/4; thence South 00 degrees 21 minutes 09 seconds West, 144.88 feet; thence South 02 degrees 20 minutes 15 seconds East, 190.32 feet; thence South 81 degrees 40 minutes 47 seconds West, 25.00 feet; thence Southeasterly along an arc of a curve to the left 531.11 feet (chord South 35 degrees 09 minutes 55 seconds East, 511.89 feet, radius of 566.78 feet, delta angle 53 degrees 41 minutes 25 seconds) to the East line of said 1/4 – 1/4 and said right-of-way; thence South 00 degrees 04 minutes 23 seconds West, 271.65 feet along said East line to the intersection of right-of-way line; thence Northwesterly along an arc of a curve to the right 688.63 feet (chord North 46 degrees 48 minutes 55 seconds West, 668.41 feet, radius of 816.78 feet, delta angle 48 degrees 18 minutes 23 seconds); thence South 67 degrees 20 minutes 16 seconds West, 75.00 feet; thence Northwesterly along an arc of a curve to the right 223.23 feet (chord North 15 degrees 29 minutes 29 seconds West, 222.64 feet, radius of 891.78 feet, delta angle 14 degrees 20 minutes 31 seconds); thence along an arc of a spiral curve to the right having a chord of North 02 degrees 41 minutes 43 seconds West, 243.24 feet; thence North 00 degrees 21 minutes 09 seconds East, 164.12 feet to the North line of said 1/4 – 1/4; thence South 86 degrees 30 minutes 07 seconds East 350.53 feet along said 1/4-1/4 line to the point of beginning.

Containing 7.39 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 127, Fayette County, Alabama, Probate Records.

PARCEL 127-2/2:

All of that part lying east, west and south of that parcel described in Parcel 127-1/2 crossing upon and over that parcel described as follows:

NW 1/4 of the NE 1/4 of Section 13, Township 16 South, Range 10 West, Fayette County, Alabama, lying south and east of County Highway No.46.

Containing 25.4 acres, more or less.

PARCEL 128-1/1:

Commence at the Southwest corner of the said NE 1/4 of the NE 1/4 of Section 13, Township 16 South, Range 10 West, Fayette County, Alabama; thence North 00 degrees 04 minutes 23 seconds East, along the West boundary of the said NE 1/4 of the NE 1/4, 297.91 feet to the **POINT OF BEGINNING**; thence continue North 00 degrees 04 minutes 23 seconds East, along said West boundary, 271.65 feet; thence Southeasterly, along the arc of a curve to the left, 89.82 feet (radius 566.78 feet, delta angle 09 degrees 04 minutes 47 seconds, chord South 66 degrees 42 minutes 10 seconds East, 89.71 feet); thence Southeasterly along the arc of a spiral curve to the left having a chord of South 77 degrees 02 minutes 31 seconds East, 194.10 feet; thence South 79 degrees 45 minutes 48 seconds East, 631.51 feet; thence Southeasterly along the arc of a spiral curve to the right having a chord of South 79 degrees 07 minutes 41 seconds East, 97.86 feet; thence Southeasterly along the arc of curve to the right, 58.86 feet (radius 1582.70 feet, delta angle 02 degrees 07 minutes 51 seconds, chord South 76 degrees 50 minutes 18 seconds East, 58.86 feet); thence North 14 degrees 13 minutes 37 seconds East, 25.00 feet; thence Southeasterly along the arc of a curve to the right, 236.63 feet (radius 1607.70 feet, delta angle 08 degrees 25 minutes 59 seconds, chord South 71 degrees 33 minutes 23 seconds East, 236.41 feet); thence Southeasterly along the arc of a spiral curve to the right having a chord of South 66 degrees 48 minutes 14 seconds East, 42.23 feet to the East boundary of the said NE 1/4 of the NE 1/4; thence South 00 degrees 13 minutes 48 seconds West, along said East boundary, 301.52 feet; thence North 65 degrees 28 minutes 49 seconds West, 70.82 feet; thence Northwesterly along the arc of a spiral curve to the left having a chord of North 66 degrees 08 minutes 47 seconds West, 86.51 feet; thence Northwesterly along the arc of curve to the left, 245.72 feet (radius 1332.70 feet, delta angle 10 degrees 33

minutes 50 seconds, chord North 72 degrees 37 minutes 07 seconds West, 245.36 feet); thence Northwesterly along the arc of a spiral curve to the left having a chord of North 79 degrees 09 minutes 17 seconds West, 89.75 feet; thence North 79 degrees 45 minutes 48 seconds West, 631.51 feet; thence Northwesterly along the arc of a spiral curve to the right having a chord of North 76 degrees 46 minutes 43 seconds West, 231.90 feet; thence Northwesterly along the arc of a curve to the right, 1.74 feet (radius 816.78 feet, delta angle 00 degrees 07 minutes 18 seconds, chord North 71 degrees 01 minutes 41 seconds West, 1.74 feet) to the point of beginning.

Containing 7.92 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 128, Fayette County, Alabama Probate Records.

PARCEL 129-1/1:

A parcel of land situated in the NW 1/4 of the NW 1/4 of Section 18, Township 16 South, Range 9 West, Fayette County, Alabama, more particularly described as follows: Commence at the Southeast corner of the said NW 1/4 of the NW 1/4 of Section 18, Township 16 South, Range 9 West, Fayette County, Alabama; thence North 87 degrees 33 minutes 23 seconds West, along the South boundary of the said NW 1/4 of the NW 1/4, 455.08 feet to the **POINT OF BEGINNING**; thence continue North 87 degrees 33 minutes 23 seconds West, along said South boundary, 731.43 feet; thence North 65 degrees 28 minutes 49 seconds West, 149.68 feet to the West boundary of the said NW 1/4 of the NW 1/4; thence North 00 degrees 13 minutes 48 seconds East, along said West boundary, 301.52 feet; thence Southeasterly along the arc of a spiral curve to the right having a chord of South 65 degrees 30 minutes 30 seconds East, 62.12 feet; thence South 65 degrees 28 minutes 49 seconds East, 889.39 feet to the point of beginning.

Containing 3.44 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 129, Fayette County, Alabama, Probate Records.

PARCEL 130-1/1:

Commence at the Northwest corner of the SW 1/4 of the NW 1/4 of Section 18, Township 16 South, Range 9 West, Fayette County, Alabama; thence South 87 degrees 33 minutes 23 seconds East, along the North boundary of the said SW 1/4 of the NW 1/4, 136.53 feet to the **POINT OF BEGINNING**; thence continue South 87 degrees 33 minutes 23 seconds East, along said North boundary, 731.43 feet; thence South 65 degrees 28 minutes 49 seconds East, 499.40 feet to the East boundary of the said SW 1/4 of the NW 1/4 ; thence South 00 degrees 03 minutes 18 seconds West, along said East boundary, 411.99 feet; thence North 65 degrees 28 minutes 49 seconds West, 1069.01 feet; thence North 24 degrees 31 minutes 11 seconds East, 100.00 feet; thence North 65 degrees 28 minutes 49 seconds West, 279.06 feet to the point of beginning.

Containing 8.09 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 130, Fayette County, Alabama, Probate Records.

PARCEL 131-1/1:

Commence at the Southeast corner of the said SE 1/4 of the NW 1/4 of Section 18, Township 16 South, Range 9 West, Fayette County, Alabama, said point being the **POINT OF BEGINNING**; thence North 87 degrees 22 minutes 45 seconds West, along the South boundary of the said SE 1/4 of the NW 1/4, 12.72 feet; thence Northwesterly along the arc of a spiral curve to the left having a chord of North 53 degrees 01 minutes 10 seconds West, 59.70 feet; thence North 53 degrees 38 minutes 51 seconds West, 772.56

feet; thence Northwesterly along the arc of a spiral curve to the left having a chord of North 54 degrees 15 minutes 01 seconds West, 88.13 feet; thence Northwesterly along the arc of a curve to the left, 181.63 feet (radius 1282.68 feet, delta angle 08 degrees 06 minutes 48 seconds, chord North 59 degrees 33 minutes 50 seconds West, 181.48 feet); thence Northwesterly along the arc of a spiral curve to the left having a chord of North 64 degrees 52 minutes 39 seconds West, 88.13 feet; thence North 65 degrees 28 minutes 49 seconds West, 114.08 feet; thence South 24 degrees 31 minutes 11 seconds West, 50.00 feet; thence North 65 degrees 28 minutes 49 seconds West, 230.99 feet to the West boundary of the said SE 1/4 of the NW 1/4; thence North 00 degrees 03 minutes 18 seconds East, along said West boundary, 411.99 feet; thence South 65 degrees 28 minutes 49 seconds East, 515.69 feet; thence Southeasterly along the arc of a spiral curve to the right having a chord of South 64 degrees 50 minutes 33 seconds East, 98.68 feet; thence Southeasterly along the arc of a curve to the right, 227.66 feet (radius 1607.68 feet, delta angle 08 degrees 06 minutes 48 seconds, chord South 59 degrees 33 minutes 50 seconds East, 227.47 feet); thence Southeasterly along the arc of a spiral curve to the right having a chord of South 54 degrees 17 minutes 07 seconds East, 98.68 feet; thence South 53 degrees 38 minutes 51 seconds East, 297.08 feet; thence South 36 degrees 21 minutes 09 seconds West, 50.00 feet; thence South 53 degrees 38 minutes 51 seconds East, 347.28 feet to the East boundary of the said SE 1/4 of the NW 1/4; thence South 00 degrees 07 minutes 07 seconds East, along said East boundary, 333.97 feet to the point of beginning.

Containing 11.52 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 131, Fayette County, Alabama, Probate Records.

PARCEL 132-1/1:

Commence at the Southwest corner of the said SW 1/4 of the NE 1/4 of Section 18, Township 16 South, Range 9 West, Fayette County, Alabama, said point being the **POINT OF BEGINNING**; thence North 00 degrees 07 minutes 07 seconds West, along the West boundary of the said SW 1/4 of the NE 1/4, 333.97 feet; thence South 53 degrees 38 minutes 51 seconds East, 128.20 feet; thence Southeasterly along the arc of a spiral curve to the right having a chord of South 53 degrees 00 minutes 53 seconds East, 97.05 feet; thence Southeasterly along the arc of a curve to the right, 314.63 feet (radius 1557.68 feet, delta angle 11 degrees 34 minutes 22 seconds, chord South 46 degrees 00 minutes 06 seconds East, 314.09 feet) to the South boundary of the said SW 1/4 of the NE 1/4; thence North 87 degrees 22 minutes 45 seconds West, along said South boundary, 406.45 feet to the point of beginning.

Containing 1.69 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 132, Fayette County, Alabama Probate Records.

PARCEL 133-1/1:

Commence at the Northeast corner of the said NE 1/4 of the SW 1/4 of Section 18, Township 16 South, Range 9 West, Fayette County, Alabama, said point being the **POINT OF BEGINNING**; thence South 00 degrees 07 minutes 07 seconds East, along the East boundary of the said NE 1/4 of the SW 1/4, 8.99 feet; thence Northwesterly along the arc of a spiral curve to the left having a chord of North 53 degrees 02 minutes 41 seconds West, 15.92 feet to the North boundary of the said NE 1/4 of the SW 1/4; thence South 87 degrees 22 minutes 45 seconds East, along the said North boundary, 12.72 feet to the point of beginning.

Containing 0.001 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 133, Fayette County, Alabama, Probate Records.

PARCEL 134-1/1:

Commence at the Northwest corner of the said NW 1/4 of the SE 1/4 of Section 18, Township 16 South, Range 9 West, Fayette County, Alabama, said point being the **POINT OF BEGINNING**; thence South 87 degrees 22 minutes 45 seconds East, along the North boundary of the said NW 1/4 of the SE 1/4, 406.45 feet; thence Southeasterly along the arc of a curve to the right, 10.28 feet (radius 1557.68 feet, delta angle 00 degrees 22 minutes 41 seconds, chord South 40 degrees 01 minutes 35 seconds East, 10.28 feet); thence Southeasterly along the arc of a spiral curve to the right having a chord of South 38 degrees 36 minutes 38 seconds East, 97.05 feet; thence South 37 degrees 58 minutes 40 seconds East, 39.76 feet; thence North 52 degrees 01 minutes 20 seconds East, 75.00 feet; thence South 37 degrees 58 minutes 40 seconds East, 600.00 feet; thence South 52 degrees 01 minutes 20 seconds West, 50.00 feet; thence South 37 degrees 58 minutes 40 seconds East, 558.62 feet; thence Southeasterly along the arc of a spiral curve to the right having a chord of South 37 degrees 39 minutes 43 seconds East, 64.43 feet; thence Southeasterly along the arc of a curve to the right, 106.19 feet (radius 2060.08 feet, delta angle 02 degrees 57 minutes 12 seconds, chord South 35 degrees 34 minutes 16 seconds East, 106.18 feet) to the East boundary of the said NW 1/4 of the SE 1/4; thence South 00 degrees 17 minutes 29 seconds East along said East boundary, 212.48 feet to the Southeast corner of the said NW 1/4 of the SE 1/4; thence North 87 degrees 12 minutes 12 seconds West, along the South boundary of the said NW 1/4 of the SE 1/4, 227.86 feet; thence Northwesterly along the arc of a curve to the left, 130.51 feet (radius 1760.08 feet, delta angle 04 degrees 14 minutes 54 seconds, chord North 34 degrees 55 minutes 25 seconds West, 130.48 feet); thence Northwesterly along the arc of a spiral curve to the left having a chord of North 37 degrees 40 minutes 27 seconds West, 59.56 feet; thence North 37 degrees 58 minutes 40 seconds West, 1198.37 feet; thence Northwesterly along the arc of a spiral curve to the left having a chord of North 38 degrees 34 minutes 50 seconds West, 88.13 feet; thence Northwesterly along the arc of a curve to the left, 267.54 feet (radius 1282.68 feet, delta angle 11 degrees 57 minutes 03 seconds, chord North 45 degrees 48 minutes 40 seconds West, 267.06 feet); thence Northwesterly along the arc of a spiral curve to the left having a chord of North 53 degrees 02 minutes 40 seconds West, 12.46 feet to the West boundary of the said NW 1/4 of the SE 1/4; thence North 00 degrees 07 minutes 07 seconds West, along said West boundary, 8.99 feet to the point of beginning.

Containing 12.23 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 134, Fayette County, Alabama, Probate Records.

PARCEL 135-1/1:

Commence at the Southwest corner of the said NE 1/4 of the SE 1/4 of Section 18, Township 16 South, Range 9 West, Fayette County, Alabama, said point being the **POINT OF BEGINNING**; thence North 00 degrees 17 minutes 29 seconds West, along the West boundary of the said NE 1/4 of the SE 1/4, 212.48 feet; thence Southeasterly along the arc of a curve to the right, 254.18 feet (radius 2060.08 feet, delta angle 07 degrees 04 minutes 10 seconds, chord South 30 degrees 33 minutes 35 seconds East, 254.02 feet) to the South boundary of the said NE 1/4 of the SE 1/4; thence North 87 degrees 12 minutes 12 seconds West, along said

South boundary, 128.22 feet to the point of beginning.

Containing 0.32 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 135, Fayette County, Alabama Probate Records.

PARCEL 136-1/1:

Commence at the Northeast corner of the said SW 1/4 of the SE 1/4 of Section 18, Township 16 South, Range 9 West, Fayette County, Alabama, said point being the **POINT OF BEGINNING**; thence South 00 degrees 17 minutes 29 seconds East, along the East boundary of the said SW 1/4 of the SE 1/4, 345.38 feet;

thence Northwesterly along the arc of a spiral curve to the left having a chord of North 19 degrees 53 minutes 19 seconds West, 39.71 feet; thence Northwesterly along the arc of a curve to the left, 257.61 feet (radius 1810.08 feet, delta angle 08 degrees 09 minutes 16 seconds, chord North 24 degrees 35 minutes 24 seconds West, 257.40 feet); thence South 61 degrees 19 minutes 58 seconds West, 50.00 feet; thence Northwesterly along the arc of a curve to the left, 126.94 feet (radius 1760.08 feet, delta angle 04 degrees 07 minutes 56 seconds, chord North 30 degrees 44 minutes 00 seconds West, 126.91 feet) to the North boundary of the said SW 1/4 of the SE 1/4; thence South 87 degrees 12 minutes 12 seconds East, along said North boundary, 227.86 feet to the point of beginning.

Containing 0.74 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 136, Fayette County, Alabama, Probate Records.

PARCEL 137-1/1:

Commence at the Northwest corner of the said SE 1/4 of the SE 1/4 of Section 18, Township 16 South, Range 9 West, Fayette County, Alabama, said point being the **POINT OF BEGINNING**; thence South 87 degrees 12 minutes 12 seconds East, along the North boundary of the said SE 1/4 of the SE 1/4, 128.22 feet; thence Southeasterly along the arc of a curve to the right, 234.15 feet (radius 2060.08 feet, delta angle 06 degrees 30 minutes 44 seconds, chord South 23 degrees 46 minutes 08 seconds East, 234.03 feet); thence Southeasterly along the arc of a spiral curve to the right having a chord of South 19 degrees 53 minutes 55 seconds East, 64.43 feet; thence South 19 degrees 34 minutes 58 seconds East, 66.21 feet; thence South 70 degrees 25 minutes 02 seconds West, 50.00 feet; thence South 19 degrees 34 minutes 58 seconds East, 676.13 feet; thence Southeasterly along the arc of a spiral curve to the left having a chord of South 20 degrees 11 minutes 29 seconds East, 89.75 feet; thence Southeasterly along the arc of a curve to the left, 308.01 feet (radius 1332.69 feet, delta angle 13 degrees 14 minutes 32 seconds, chord South 28 degrees 03 minutes 49 seconds East, 307.32 feet) to the South boundary of the said SE 1/4 of the SE 1/4; thence North 87 degrees 01 minutes 43 seconds West, along said South boundary, 243.48 feet; thence Northwesterly along the arc of a curve to the right, 205.25 feet (radius 1532.69 feet, delta angle 07 degrees 40 minutes 22 seconds, chord North 25 degrees 16 minutes 44 seconds West, 205.10 feet); thence Northwesterly along the arc of a spiral curve to the right having a chord of North 20 degrees 12 minutes 47 seconds West, 96.24 feet; thence North 19 degrees 34 minutes 58 seconds West, 742.34 feet; thence Northwesterly along the arc of a spiral curve to the left having a chord of North 19 degrees 53 minutes 19 seconds West, 20.66 feet, to the West boundary of the said SE 1/4 of the SE 1/4; thence North 00 degrees 17 minutes 29 seconds West, along said West boundary, 345.38 feet to the point of beginning.

Containing 6.51 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 137, Fayette County, Alabama, Probate Records.

PARCEL 138-1/1:

Commence at the Northwest corner of the said NE 1/4 of the NE 1/4 of Section 19, Township 16 South, Range 9 West, Fayette County, Alabama; thence South 87 degrees 01 minutes 43 seconds East, along the North boundary of the said NE 1/4 of the NE 1/4, 372.21 feet to the **POINT OF BEGINNING**; thence continue South 87 degrees 01 minutes 43 seconds East, along said North boundary, 243.48 feet; thence Southeasterly along the arc of a curve to the left, 756.60 feet (radius 1332.69 feet, delta angle 32 degrees 31 minutes 41 seconds, chord South 50 degrees 56 minutes 55 seconds East, 746.48 feet); thence Southeasterly along the arc of a spiral curve to the left having a chord of South 68 degrees 27 minutes 49 seconds East, 89.75 feet; thence South 69 degrees 04 minutes 20 seconds East, 37.42 feet to the East boundary of the said NE 1/4 of the NE 1/4; thence South 02 degrees 29 minutes 07 seconds West, along said East boundary, 237.18 feet; thence North 69 degrees 04 minutes 20 seconds West, 112.45 feet; thence Northwesterly along the arc of a spiral curve to the right having a chord of North 68 degrees 26 minutes 22 seconds West, 97.05 feet; thence North 22 degrees 47 minutes 14 seconds East, 25.00 feet; thence Northwesterly along the arc of a curve to

the right, 1019.13 feet (radius 1532.69 feet, delta angle 38 degrees 05 minutes 51 seconds, chord North 48 degrees 09 minutes 50 seconds West, 1000.45 feet), to the point of beginning

Containing 4.89 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 138, Fayette County, Alabama, Probate Records.

PARCEL 139-1/6:

Commence at the Northwest corner of the said NW 1/4 of the NW 1/4 of Section 20, Township 16 South, Range 9 West, Fayette County, Alabama; thence South 02 degrees 29 minutes 07 seconds West, along the North boundary line of the said 1/4-1/4, 479.741 feet to the **POINT OF BEGINNING**, said point being the intersection of the North railroad right-of-way line herein described and the West line of said 1/4-1/4; thence South 69 degrees 04 minutes 20 seconds East, 275.01 feet along said North right-of-way line to the centerline of County Highway No. 46; thence South 04 degrees 02 minutes 01 seconds East, 248.18 feet along said County Highway; thence North 69 degrees 04 minutes 20 seconds West, 304.71 feet to said West line; thence North 02 degrees 29 minutes 07 seconds East, 237.18 feet to the point of beginning.

Containing 1.50 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 139, Fayette County, Alabama, Probate Records.

PARCEL 139-2/6:

Commence at the Northeast corner of the said NW 1/4 of the NW 1/4 of Section 20, Township 16 South, Range 9 West, Fayette County, Alabama; thence North 87 degrees 44 minutes 34 seconds West, along the North boundary of the said NW 1/4 of the NW 1/4, 849.93 feet; thence South 04 degrees 04 minutes 44 seconds East, 427.22 feet; thence North 85 degrees 55 minutes 16 seconds East, 105.00 feet; thence South 04 degrees 04 minutes 44 seconds East, 118.07 feet to **POINT OF BEGINNING**; thence Northwesterly along a spiral curve to the left having a chord of North 68 degrees 45 minutes 10 seconds West, 19.02 feet; thence North 69 degrees 04 minutes 20 seconds West, 23.16 feet; thence South 20 degrees 55 minutes 40 seconds West, 150.00 feet; thence North 69 degrees 04 minutes 20 seconds West, 281.19 feet to the centerline of County Highway No.46 (80' R.O.W.); thence South 04 degrees 02 minutes 01 seconds East, along said centerline 248.18 feet; thence South 69 degrees 04 minutes 20 seconds East, 199.62 feet; thence Southeasterly along the arc of a spiral curve to the right having a chord of South 68 degrees 46 minutes 03 seconds East, 59.97 feet; thence Southeasterly along the arc of a curve to the right, 137.83 feet (radius 1785.08 feet, delta angle 04 degrees 25 minutes 26 seconds, chord South 65 degrees 55 minutes 50 seconds East, 137.80 feet); thence North 04 degrees 04 minutes 44 seconds West, 422.36 feet to the point of beginning.

Containing 2.31 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 139, Fayette County, Alabama, Probate Records.

PARCEL 139-3/6:

Commence at the Southeast corner of the NW 1/4 of the NW 1/4 of Section 20, Township 16 South, Range 9 West, Fayette County, Alabama, said point being the **POINT OF BEGINNING**; thence North 02 degrees 11 minutes 20 seconds East, along the East boundary line of the said 1/4-1/4, 423.35 feet; thence Northwesterly along the arc of a curve to the left 740.41 feet (chord North 58 degrees 19 minutes 22 seconds West, 736.79 feet, radius of 2160.08 feet, delta angle 19 degrees 38 minutes 21 seconds); thence Northwesterly along the arc of a spiral curve to the left having a chord of North 68

degrees 45 minutes 10 seconds West, 47.04 feet to the East property line of A.L. & Agnes West tract (Vol. 169 – Page 303); thence South 04 degrees 04 minutes 44 seconds East, 539.46 feet along said property line; thence Southeasterly along the arc of a curve to the right 475.15 feet (chord South 53 degrees 37 minutes 40 seconds East, 473.58 feet, radius of 1685.08 feet, delta angle 16 degrees 09 minutes 21 seconds) to the South line of said 1/4-1/4; thence South 88 degrees 01 minutes 58 seconds East along said South line to point of beginning.

Containing 8.02 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 139, Fayette County, Alabama, Probate Records.

PARCEL 139-4/6:

Commence at the Northwest corner of the said NW 1/4 of the NW 1/4 of Section 20, Township 16 South, Range 9 West, Fayette County, Alabama; thence South 02 degrees 29 minutes 07 seconds West, along the West boundary line of the said 1/4-1/4, 479.74 feet; thence South 69 degrees 04 minutes 20 seconds East, 230.89 feet to the **POINT OF BEGINNING** and to the West right-of-way line of County Highway No. 46 having a right-of-way width of 80 feet; thence continue South 69 degrees 04 minutes 20 seconds East, 88.24 feet to the East County Highway right-of-way line; thence South 04 degrees 02 minutes 01 seconds East, 248.18 feet to the South railroad right-of-way line; thence North 69 degrees 04 minutes 20 seconds West, 88.24 feet to the West County Highway right-of-way line; thence North 04 degrees 02 minutes 01 seconds West, 248.18 feet to the point of beginning.

Containing 0.45 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 139, Fayette County, Alabama, Probate Records.

PARCEL 139-5/6:

All of that part lying North and South (3.74 acres total) of that parcel described in Parcel 139-1/6 which crossing upon and over that parcel described as follows:

Commence at the Northwest corner of the said NW 1/4 of NW 1/4 of Section 20, Township 16 South, Range 9 West, Fayette County, Alabama, said point being the **POINT OF BEGINNING**; thence South 02 degrees 29 minutes 07 seconds West, along the West boundary of the said NW 1/4 of the NW 1/4, 1011.91 feet; thence South 85 degrees 00 minutes 56 seconds East, 273.11 feet to the West right of way of County Road No. 83 (80'R.O.W.); thence North 04 degrees 02 Minutes 01 seconds West, along said West R.O.W., 1031.49 feet, to the North boundary of the said NW 1/4 of NW 1/4; thence North 87 degrees 52 minutes 34 seconds West, along said North boundary, 155.75 feet, to the point of beginning.

Containing 3.74 acres, more or less.

PARCEL 139-6/6:

All of that part lying north (12.7 acres) of that parcel described in Parcel 139-3/6 which crossing upon and over that parcel described as follows:

This property is more particularly described by Surveys dated October 23d and 24th, 1991 completed by

C & C Engineering Co. Inc., George F. Kennedy, Registered Surveyor No. 17253, as follows:

A parcel of land situated in the W 1/2 of the NW 1/4 of Section 20, Township 16 South, Range 9 West, Fayette County, Alabama more particularly described as follows: **Commence** at the Northeast corner of the said W 1/2 of the NW 1/4 said point being the **POINT OF BEGINNING**; thence North 87 degrees 44 minutes 34 seconds West, along the North boundary of the NW 1/4 of the NW 1/4, 849.93 feet; thence South 04 degrees 04 minutes 44 seconds East, 427.22 feet; thence North 85 degrees 55 minutes 16 seconds East, 105.00 feet; thence South 04 degrees 04 minutes 44 seconds East, 118.07; thence South 04 degrees 04

minutes 44 seconds East, 422.36 feet; thence South 04 degrees 04 minutes 44 seconds East, 117.10 feet; thence South 04 degrees 04 minutes 44 seconds East, 101.47 feet; thence South 12 degrees 20 minutes 16 seconds West, 508.96 feet; thence North 56 degrees 27 minutes 08 seconds East, 146.65 feet; thence South 77 degrees 36 minutes 00 seconds East, 165 feet; thence South 77 degrees 36 minutes 00 seconds East, 85.00 feet; thence South 77 degrees 36 minutes 00 seconds East, 30.00 feet; thence North 57 degrees 06 minutes 00 seconds East, 285.73 feet; thence North 57 degrees 06 minutes 00 seconds East, 85.51 feet; thence North 57 degrees 06 minutes 00 seconds East, 44.80 feet; thence North 02 degrees 11 minutes 20 seconds East, along the East boundary of the SW 1/4 of the NW 1/4, 56.20 feet; thence North 02 degrees 11 minutes 20 seconds East, along the East boundary of the NW 1/4 of the NW 1/4, 258.33 feet; thence continue North 02 degrees 11 minutes 20 seconds East, along the East boundary of the NW 1/4 of the NW 1/4, 165.02 feet; thence North 02 degrees 11 minutes 20 seconds East, along the East boundary of the NW 1/4 of the NW 1/4, 909.66 feet to the point of beginning. Containing 25.13 surveyed acres, more or less.

LESS AND EXCEPT the following property as described in Warranty Deed dated November 26, 1991 and recorded in Fayette County, Alabama on March 11, 1992 in Book 183 at page 228: **Commence** at the northeast corner of the SW 1/4 - NW 1/4 of Section 20, Township 16 South, Range 9 West, Fayette County, Alabama; thence North 88 degrees 01 minutes 58 seconds West, along the North boundary of said SW 1/4 - NW 1/4, 235.15 feet to **THE POINT OF BEGINNING**; thence Northwesterly along the arc of a curve to the left, 249.29 feet (radius 1685.08 feet, delta angle 08 degrees 28 minutes 35 seconds, chord North 49 degrees 47 minutes 16 seconds West, 249.06 feet); thence South 01 degrees 13 minutes 39 seconds West, 432.86 feet; thence South 77 degrees 36 minutes 00 seconds East, 115.00 feet; thence North 57 degrees 06 minutes 00 seconds East, 285.73 feet; thence Northwesterly along the arc of a curve to the left, 183.03 feet (radius 1685.08 feet, delta angle 06 degrees 13 minutes 24 seconds, chord North 42 degrees 26 minutes 17 seconds West, 182.94 feet) to the point of beginning. Containing 1.88 acres, more or less.

LESS AND EXCEPT the following described property as described in Warranty Deed dated January 16th, 1992 and recorded February 18, 1992 in Book 183 at Page 015 in the records of Fayette County, Alabama to-wit: **Commence** at the Northeast corner of the SW 1/4 - NW 1/4 of Section 20, Township 16 South, Range 9 West, Fayette County, Alabama; thence North 88 degrees 01 minutes 58 seconds West, along the North boundary of the said SW 1/4 - NW 1/4, 235.15 feet; thence North 49 degrees 47 minutes 16 seconds West, 249.06 feet to the **POINT OF BEGINNING**; thence Northwesterly along the arc of curve to the left, 225.86 feet (radius 1685.08 feet, delta angle 07 degrees 40 minutes 46 seconds, chord North 57 degrees 51 minutes 57 seconds West, 225.69 feet); thence South 04 degrees 04 minutes 44 seconds East, 101.47 feet; thence South 12 degrees 20 minutes 16 seconds West, 508.96 feet; thence North 56 degrees 27 minutes 08 seconds East, 146.65 feet; thence South 77 degrees 36 minutes 00 seconds East, 165.00 feet; thence North 01 degrees 13 minutes 39 seconds East, 432.86 feet to the point of beginning. Containing 2.50 acres, more or less.

Above described Parcel 139 6/6, less exceptions, containing 12.7 total acres more or less.

PARCEL 140-1/2:

Commence at the Northeast corner of the said NW 1/4 of the NW 1/4 of Section 20, Township 16 South, Range 9 West, Fayette County, Alabama said point being the **POINT OF BEGINNING**; thence North 88 degrees 01 minutes 58 seconds West, 235.15 feet along the North boundary line of said 1/4-1/4; thence Southeasterly along the arc of a curve to the right, 183.03 feet (chord South 42 degrees 26 minutes 17 seconds East, 182.94 feet, radius of 1685.08 feet, delta angle 06 degrees 13 minutes 24 seconds) to the Northwesterly property line of that tract of Bruce & Dianne Bonner (Vol. 147 – Page 85); thence North 57 degrees 06 minutes 00 seconds East, 130.31 feet along said property line to the East line of said 1/4-1/4; thence North 02 degrees 11 minutes 20 seconds East, 56.20 feet to the point of beginning.

Containing 0.42 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 140, Fayette County, Alabama, Probate Records.

PARCEL 140-2/2:

Commence at the Northeast corner of the said SW 1/4 of the NW 1/4 of Section 20, Township 16 South, Range 9 West, Fayette County, Alabama; thence South 02 degrees 11 minutes 20 seconds West, along the East boundary of the said SW 1/4 of the NW 1/4, 56.20 feet, to the **POINT OF BEGINNING**; thence South 57 degrees

06 minutes 00 seconds West, 44.80 feet; thence South 38 degrees 05 minutes 56 seconds East, 56.70 feet, to said East boundary; thence North 02 degrees 11 minutes 20 seconds East, along said East boundary, 69.00 feet, to the point of beginning.

Containing 0.03 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 140, Fayette County, Alabama, Probate Records.

PARCEL 141-1/1:

Commence at the Southwest corner of the said NE 1/4 of the NW 1/4 of Section 20, Township 16 South, Range 9 West, Fayette County, Alabama, said point being the **POINT OF BEGINNING**; thence North 02 degrees 11 minutes 20 seconds East, along the West boundary of the said NE 1/4 of the NW 1/4, 258.33 feet; thence Southeasterly along the arc of a curve to the right, 351.27 feet (radius 2135.08 feet, delta angle 09 degrees 53 minutes 23 seconds, chord South 40 degrees 36 minutes 49 seconds East, 350.84 feet), to the South boundary of the said NE 1/4 of the NW 1/4; thence North 88 degrees 01 minutes 58 seconds West, along said South boundary, 238.39 feet to the point of beginning.

Containing 0.73 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 141, Fayette County, Alabama, Probate Records.

PARCEL 142-1/1:

Commence at the Northwest corner of the said SE 1/4 of the NW 1/4 of Section 20, Township 16 South, Range 9 West, Fayette County, Alabama, said point being the **POINT OF BEGINNING**; thence South 88 degrees 01 minutes 58 seconds East, along the North boundary of the said SE 1/4 of the NW 1/4, 238.39 feet; thence Southeasterly along the arc of a curve to the right, 451.18 feet (radius 2035.08 feet, delta angle 12 degrees 42 minutes 09 seconds, chord South 29 degrees 19 minutes 03 seconds East, 450.25 feet); thence North 67 degrees 02 minutes 01 seconds East, 75.00 feet; thence Southeasterly along the arc of a spiral curve to the right having a chord of South 22 degrees 21 minutes 15 seconds East, 65.25 feet; thence South 22 degrees 02 minutes 11 seconds East, 346.96 feet; thence South 67 degrees 57 minutes 49 seconds West, 50.00 feet; thence South 22 degrees 02 minutes 11 seconds East, 99.54 feet; thence Southeasterly along the arc of a spiral curve to the left having a chord of South 22 degrees 20 minutes 04 seconds East, 59.56 feet; thence Southeasterly along the arc of a curve to the left, 523.55 feet (radius 1760.08 feet, delta angle 17 degrees 02 minutes 35 seconds, chord South 31 degrees 29 minutes 17 seconds East, 521.62 feet) to the South boundary of the said SE 1/4 of the NW 1/4; thence North 88 degrees 10 minutes 57 seconds West, along said South boundary, 350.93 feet; thence Northwesterly along the arc of a curve to the right, 370.81 feet (radius 2035.08 feet, delta angle 10 degrees 26 minutes 23 seconds, chord North 28 degrees 11 minutes 10 seconds West, 370.29 feet); thence Northwesterly along the arc of a spiral curve to the right having a chord of North 22 degrees 21 minutes 04 seconds West, 64.03 feet; thence North 22 degrees 02 minutes 11 seconds West, 99.54 feet; thence South 67 degrees 57 minutes 49 seconds West, 15.00 feet; thence North 22 degrees 02 minutes 11 seconds West, 346.96 feet; thence Northwesterly along the arc of a spiral curve to the left having a chord of North 22 degrees 20 minutes 26 seconds West, 59.73 feet; thence Northwesterly along the arc of a curve to the left, 439.15 feet (radius 1770.08 feet, delta angle 14 degrees 12 minutes 54 seconds, chord North 30 degrees 04 minutes 26 seconds West, 438.03 feet) to the West boundary of the said SE 1/4 of the NW 1/4; thence North 02 degrees 11 minutes 20 seconds East, along said West boundary, 125.20 feet to the point of beginning.

Containing 10.08 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 142, Fayette County, Alabama, Probate Records.

PARCEL 143-1/2:

Commence at the Northwest corner of the said NE 1/4 of the SW 1/4 of Section 20, Township 16 South, Range 9 West, Fayette County, Alabama; thence South 88 degrees 10 minutes 57 seconds East, 669.35 feet along the North line of said 1/4-1/4 to the POINT OF BEGINNING; thence South 88 degrees 10 minutes 57 seconds East, 350.93 feet; thence Southeasterly along the arc of a curve to the left, 391.65 feet (chord South 46 degrees 23 minutes 03 seconds East, 390.84 feet, radius of 1760.08 feet, delta angle 12 degrees 44 minutes 57 seconds) to the East line of said 1/4-1/4; thence South 01 degrees 53 minutes 28 seconds West, 326.40 along said East line; thence Northwesterly along the arc of a curve to the right 876.50 feet (chord North 45 degrees 44 minutes 41 seconds West, 869.74 feet, radius of 2035.08 feet, delta angle 24 degrees 40 minutes 38 seconds) to the point of beginning.

Containing 4.02 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 143, Fayette County, Alabama, Probate Records.

PARCEL 143-2/2:

All of that part (19.1 acres total) lying North, East, South and West of that parcel described in Parcel 143-1/2 which crossing upon and over that parcel described as follows:

All that part of the NE/4 of SW/4 of Section 20, Township 16 South, Range 9 West, Fayette County, Alabama. lying North of the paved County road. Containing approximately 25 acres, more or less.

Containing 19.1 acres, more or less.

PARCEL 144-1/1:

Commence at the Southeast corner of the said NW 1/4 of the SE 1/4 of Section 20, Township 16 South, Range 9 West, Fayette County, Alabama; thence North 01 degrees 35 minutes 30 seconds East, along the East boundary of the said NW 1/4 of the SE 1/4, 255.09 feet to the POINT OF BEGINNING; thence North 71 degrees 11 minutes 08 seconds West, 908.64 feet; thence Northwesterly along the arc of a spiral curve to the right, having a chord of North 70 degrees 52 minutes 11 seconds West, 64.43 feet; thence Northwesterly along the arc of a curve to the right, 78.76 feet (radius 2060.08 feet, delta angle 02 degrees 11 minutes 26 seconds, chord North 69 degrees 09 minutes 37 seconds West, 78.76 feet); thence North 21 degrees 56 minutes 06 seconds East, 25.00 feet; thence Northwesterly along the arc of a curve to the right, 354.55 feet (radius 2035.08 feet, delta angle 09 degrees 58 minutes 55 seconds, chord North 63 degrees 04 minutes 27 seconds West, 354.10 feet) to the West boundary of the said NW 1/4 of the SE 1/4; thence North 01 degrees 53 minutes 28 seconds East, along said West boundary, 326.40 feet; thence Southeasterly along the arc of a curve to the left, 537.48 feet (radius 1760.08 feet, delta angle 17 degrees 29 minutes 48 seconds, chord South 61 degrees 30 minutes 26 seconds East, 535.40 feet); thence Southeasterly along the arc of a spiral curve to the left having a chord of South 70 degrees 52 minutes 55 seconds East, 59.56 feet; thence South 18 degrees 48 minutes 52 seconds West, 25.00 feet; thence South 71 degrees 11 minutes 08 seconds East, 823.39 feet to the East boundary of the said NW 1/4 of the SE 1/4; thence South 01 degrees 35 minutes 30 seconds West, along said East boundary, 287.91 feet to the point of beginning.

Containing 8.99 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 144, Fayette County, Alabama, Probate Records.

PARCEL 145-1/1:

Commence at the Southwest corner of the said NE 1/4 of the SE 1/4 of Section 20, Township 16 South, Range 9 West, Fayette County, Alabama; thence North 01 degrees 35 minutes 30 seconds East, along the West boundary of the said NE 1/4 of the SE 1/4, 255.09 feet to the POINT OF BEGINNING; thence continue North 01 degrees 35 minutes 30 seconds East, along said West boundary, 287.91 feet; thence South 71

degrees 11 minutes 08 seconds East, 495.20 feet; thence Southeasterly along the arc of a spiral curve to the right having a chord of South 70 degrees 52 minutes 15 seconds East, 64.03 feet; thence Southeasterly along the arc of a curve to the right, 576.20 feet (radius 2035.08 feet, delta angle 16 degrees 13 minutes 21 seconds, chord South 62 degrees 08 minutes 40 seconds East, 574.28 feet); thence Southeasterly along the arc of a spiral curve to the right having a chord of South 53 degrees 25 minutes 06 seconds East, 64.03 feet; thence South 53 degrees 06 minutes 12 seconds East, 152.11 feet to the South boundary of the said NE 1/4 of the SE 1/4; thence North 88 degrees 19 minutes 50 seconds West, along the said South boundary, 450.15 feet; thence Northwesterly along the arc of a curve to the left, 50.80 feet (radius 1785.08 feet, delta angle 01 degrees 37 minutes 50 seconds, chord North 59 degrees 51 minutes 17 seconds West, 50.80 feet); thence South 29 degrees 19 minutes 48 seconds West, 25.00 feet; thence Northwesterly along the arc of a curve to the left, 294.47 feet (radius 1760.08 feet, delta angle 09 degrees 35 minutes 09 seconds, chord North 65 degrees 27 minutes 46 seconds West, 294.12 feet); thence Northwesterly along the arc of a spiral curve to the left having a chord of North 70 degrees 52 minutes 55 seconds West, 59.56 feet; thence North 71 degrees 11 minutes 08 seconds West, 409.95 feet to the point of beginning.

Containing 6.69 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 145, Fayette County, Alabama. Probate Records.

PARCEL 146-1/1:

Commence at the Northwest corner of the said SE 1/4 of the SE 1/4 of Section 20, Township 16 South, Range 9 West, Fayette County, Alabama; thence South 88 degrees 19 minutes 50 seconds East, along the North boundary of the said SE 1/4 of the SE 1/4, 775.48 feet to the **POINT OF BEGINNING**; thence continue South 88 degrees 19 minutes 50 seconds East, along said North boundary, 450.15 feet; thence South 53 degrees 06 minutes 12 seconds East, 114.75 feet to the East boundary of the said SE 1/4 of the SE 1/4; thence South 01 degrees 17 minutes 27 seconds West, along said East boundary, 307.49 feet; thence North 53 degrees 06 minutes 12 seconds West, 445.88 feet; thence Northwesterly along the arc of a spiral curve to the left having a chord of North 53 degrees 24 minutes 29 seconds West, 59.97 feet; thence Northwesterly along the arc of a curve to the left, 155.97 feet (radius 1785.08 feet, delta angle 05 degrees 00 minutes 22 seconds, chord North 56 degrees 32 minutes 11 seconds West, 155.92 feet) to the point of beginning.

Containing 2.20 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 146, Fayette County, Alabama. Probate Records.

PARCEL 147-1/1:

Commence at the Southwest corner of the said SW 1/4 of the SW 1/4 of Section 21, Township 16 South, Range 9 West, Fayette County, Alabama; thence North 01 degrees 17 minutes 27 seconds East, along the West boundary of the said SW 1/4 of the SW 1/4, 949.14 feet to the **POINT OF BEGINNING**; thence continue North 01 degrees 17 minutes 27 seconds East, along said West boundary, 307.49 feet; thence South 53 degrees 06 minutes 12 seconds East, 768.50 feet; thence Southeasterly along the arc of a spiral curve to the right having a chord of South 52 degrees 28 minutes 14 seconds East, 97.05 feet; thence Southeasterly along the arc of a curve to the right, 313.62 feet (radius 1557.69 feet, delta angle 11 degrees 32 minutes 09 seconds, chord South 45 degrees 28 minutes 33 seconds East, 313.09 feet); thence North 50 degrees 17 minutes 31 seconds East, 75.00 feet; thence Southeasterly along the arc of curve to the right, 245.02 feet (radius 1632.69 feet, delta angle 08 degrees 35 minutes 54 seconds, chord South 35 degrees 24 minutes 32 seconds East, 244.78 feet); thence South 58 degrees 53 minutes 25 seconds West, 50.00 feet; thence Southeasterly along the arc of a curve to the right, 164.42 feet (radius 1582.69 feet, delta angle 05 degrees 57 minutes 08 seconds, chord South 28 degrees 08 minutes 01 seconds East, 164.35 feet); thence Southeasterly along the arc of a spiral curve to the right having a chord of South 23 degrees 55 minutes 59 seconds East, 97.86 feet; thence South 23 degrees 17 minutes 52 seconds East, 159.05 feet to the South

boundary of the said SW 1/4 of the SW 1/4; thence North 88 degrees 08 minutes 13 seconds West, along said South boundary, 303.83 feet; thence North 23 degrees 17 minutes 52 seconds West, 29.88 feet; thence Northwesterly along the arc of a spiral curve to the left having a chord of North 23 degrees 54 minutes 13 seconds West, 88.94 feet; thence Northwesterly along the arc of a curve to the left, 595.38 feet (radius 1307.69 feet, delta angle 26 degrees 05 minutes 11 seconds, chord North 38 degrees 12 minutes 02 seconds West, 590.25 feet); thence Northwesterly along the arc of a spiral curve to the left having a chord of North 52 degrees 29 minutes 52 seconds West, 88.94 feet; thence North 53 degrees 06 minutes 12 seconds West, 589.48 feet to the point of beginning

Containing 9.81 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 147, Fayette County, Alabama. Probate Records.

PARCEL 148-1/1:

Commence at the Southeast corner of the said NW 1/4 of the NW 1/4 of Section 28, Township 16 South, Range 9 West, Fayette County, Alabama; thence North 00 degrees 15 minutes 30 seconds West, along the East boundary of the said NW 1/4 of the NW 1/4, 570.87 feet to the **POINT OF BEGINNING**; thence North 23 degrees 17 minutes 52 seconds West, 832.85 feet; thence South 66 degrees 42 minutes 08 seconds West, 25.00 feet; thence North 23 degrees 17 minutes 52 seconds West, 13.42 feet to the North boundary of the said NW 1/4 of the NW 1/4; thence South 88 degrees 08 minutes 13 seconds East, along said North boundary, 303.83 feet; thence South 23 degrees 17 minutes 52 seconds East, 129.26 feet to the East boundary of the said NW 1/4 of the NW 1/4; thence South 00 degrees 15 minutes 30 seconds East, along said East boundary, 638.79 feet to the point of beginning.

Containing 2.77 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 148, Fayette County, Alabama Probate Records.

PARCEL 149-1/1:

Commence at the Southeast corner of the said NE 1/4 of the NW 1/4 of Section 28, Township 16 South, Range 9 West, Fayette County, Alabama; thence North 88 degrees 05 minutes 01 seconds West, along the South boundary of the said NE 1/4 of the NW 1/4, 857.69 feet to the **POINT OF BEGINNING**; thence continue North 88 degrees 05 minutes 01 seconds West, along said South boundary, 222.39 feet; thence North 23 degrees 17 minutes 52 seconds West, 630.53 feet to the West boundary of the said NE 1/4 of the NW 1/4; thence North 00 degrees 15 minutes 30 seconds West, along said West boundary, 638.79 feet; thence South 23 degrees 17 minutes 52 seconds East, 654.99 feet; thence South 66 degrees 42 minutes 08 seconds West, 50.00 feet; thence South 23 degrees 17 minutes 52 seconds East, 601.47 feet; thence Southeasterly along the arc of a spiral curve to the left having a chord of South 24 degrees 30 minutes 46 seconds East, 56.06 feet to the point of beginning.

Containing 4.88 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 149, Fayette County, Alabama Probate Records.

PARCEL 150-1/1:

Commence at the Southeast corner of the said SE 1/4 of the NW 1/4 of Section 28, Township 16 South, Range 9 West, Fayette County, Alabama; thence North 00 degrees 04 minutes 35 seconds West, along the East boundary of the said SE 1/4 of the NW 1/4, 401.18 feet, to the **POINT OF BEGINNING**; thence North 64 degrees 24 minutes 43 seconds West, 169.60 feet; thence North 25 degrees 35 minutes 17 seconds East, 75.00

feet; thence North 64 degrees 24 minutes 43 seconds West, 388.24 feet; thence Northwesterly along the arc of a spiral curve to the right having a chord of North 63 degrees 07 minutes 53 seconds West, 131.52 feet; thence Northwesterly along the arc of a curve to the right, 619.22 feet (radius 1055.37 feet, delta angle 33 degrees 37 minutes 03 seconds, chord North 43 degrees 51 minutes 17 seconds West, 610.38 feet); thence Northwesterly along the arc of a spiral curve to the right having a chord of North 24 degrees 17 minutes 26 seconds West, 169.61 feet; thence North 23 degrees 17 minutes 52 seconds West, 38.10 feet, to the North boundary of the said SE 1/4 of the NW 1/4; thence South 88 degrees 05 minutes 01 seconds East, along said North boundary, 222.39 feet; thence Southeasterly along the arc of a spiral curve to the left having a chord of South 24 degrees 30 minutes 46 seconds East, 61.78 feet; thence Southeasterly along the arc of a curve to the left, 501.88 feet (radius 855.37 feet, delta angle 33 degrees 37 minutes 03 seconds, chord South 43 degrees 51 minutes 17 seconds East, 494.71 feet); thence Southeasterly along the arc of a spiral curve to the left having a chord of South 63 degrees 11 minutes 49 seconds East, 118.44 feet; thence South 64 degrees 24 minutes 43 seconds East, 388.24 feet; thence North 25 degrees 35 minutes 17 seconds East, 75.00 feet; thence South 64 degrees 24 minutes 43 seconds East, 1.42 feet, to the East boundary of the said SE 1/4 of the NW 1/4; thence South 00 degrees 04 minutes 35 seconds East, 388.31 feet, to the point of beginning.

Containing 6.14 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 150, Fayette County, Alabama. Probate Records.

PARCEL 151-1/1:

Commence at the Southwest corner of the said SW 1/4 of the NE 1/4 of Section 28, Township 16 South, Range 9 West, Fayette County, Alabama; thence North 00 degrees 04 minutes 35 seconds West, along the West boundary of the said SW 1/4 of the NE 1/4, 401.18 feet, to the **POINT OF BEGINNING**; thence continue North 00 degrees 04 minutes 35 seconds West, along said West boundary, 388.31 feet; thence South 64 degrees 24 minutes 43 seconds East, 298.58 feet; thence South 25 degrees 35 minutes 17 seconds West, 75.00 feet; thence South 64 degrees 24 minutes 43 seconds East, 1204.58 feet to the East boundary of the said SW 1/4 of the NE 1/4; thence South 00 degrees 06 minutes 19 seconds West, along said East boundary, 118.10 feet, to the Southeast corner of the said SW 1/4 of the NE 1/4; thence North 88 degrees 01 minutes 48 seconds West, along the South boundary of the said SW 1/4 of the NE 1/4, 233.10 feet; thence North 64 degrees 24 minutes 43 seconds West, 1041.82 feet; thence South 25 degrees 35 minutes 17 seconds West, 75.00 feet; thence North 64 degrees 24 minutes 43 seconds West, 130.40 feet, to the point of beginning.

Containing 7.20 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 151, Fayette County, Alabama Probate Records.

PARCEL 152-1/1:

Commence at the Southwest corner of the said SE 1/4 of the NE 1/4 of Section 28, Township 16 South, Range 9 West, Fayette County, Alabama, said point being the **POINT OF BEGINNING**; thence North 00 degrees 06 minutes 19 seconds East, along the West boundary of the said SE 1/4 of the NE 1/4, 118.10 feet; thence South 64 degrees 24 minutes 43 seconds East, 294.62 feet to the South boundary of the said SE 1/4 of the NE 1/4; thence North 88 degrees 01 minutes 49 seconds West, along said South boundary, 266.10 feet to the point of beginning.

Containing 0.36 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 152, Fayette County, Alabama, Probate Records.

PARCEL 153-1/1:

Commence at the Northeast corner of the said NW 1/4 of the SE 1/4 of Section 28, Township 16 South, Range 9 West, Fayette County, Alabama, said point being the **POINT OF BEGINNING**; thence South 00 degrees 06 minutes 19 seconds West, along the East boundary of the said NW 1/4 of the SE 1/4, 103.45 feet; thence North 64 degrees 24 minutes 43 seconds West, 258.08 feet, to the North boundary of the said NW 1/4 of the SE 1/4; thence South 88 degrees 01 minutes 49 seconds East, along said North boundary, 233.10 feet, to the point of beginning.

Containing 0.28 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 153, Fayette County, Alabama Probate Records.

PARCEL 154-1/5:

Commence at the Northwest corner of the said NE 1/4 of the SE 1/4 of Section 28, Township 16 South, Range 9 West, Fayette County, Alabama, said point being the **POINT OF BEGINNING**; thence South 88 degrees 01 minutes 48 seconds East, along the North boundary of the said NE 1/4 of the SE 1/4, 16.71 feet; thence continue South 88 degrees 01 minutes 48 seconds East along the North boundary of the said NE 1/4 of the SE 1/4, 163.39 feet; thence South 00 degrees 06 minutes 19 seconds West, 183.38 feet; thence North 64 degrees 24 minutes 43 seconds West, 199.40 feet, to the West boundary of the said NE 1/4 of the SE 1/4; thence North 00 degrees 06 minutes 19 seconds East, along said West boundary, 103.45 feet, to the point of beginning.

Containing 0.59 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 154, Fayette County, Alabama, Probate Records.

PARCEL 154-2/5:

Commence at the Northwest corner of the said NE 1/4 of the SE 1/4 of Section 28, Township 16 South, Range 9 West, Fayette County, Alabama; thence South 88 degrees 01 minutes 48 degrees East, 16.71 feet; thence continue South 88 degrees 01 minutes 48 seconds East 163.39 feet to the **POINT OF BEGINNING**; thence continue South 88 degrees 01 minutes 48 seconds East, along said North boundary, 86.01 feet; thence South 64 degrees 24 minutes 43 seconds East, 187.00 feet; thence South 00 degrees 06 minutes 19 seconds West, 221.56 feet; thence North 64 degrees 24 minutes 43 seconds West, 282.23 feet; thence South 00 degrees 06 minutes 19 seconds East, 183.38 feet to the **POINT OF BEGINNING**.

Containing 1.26 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 154, Fayette County, Alabama, Probate Records.

PARCEL 154-3/5:

Commence at the Northwest corner of the NE 1/4 of the SE 1/4 of Section 28, Township 16 South, Range 9 West, Fayette County, Alabama; thence South 88 degrees 01 minutes 48 seconds East, along the North boundary of said NE 1/4 of SE 1/4, 266.11 feet; thence South 64 degrees 24 minutes 43 seconds East, 187.00 feet to the **POINT OF BEGINNING**; thence continue South 64 degrees 24 minutes 43 seconds East, 616.38 feet; thence North 81 degrees 14 minutes 38 seconds West, 110.89 feet; thence South 39 degrees 45 minutes 01 seconds West, 224.72 feet; thence North 64 degrees 24 minutes 43 seconds West, 331.46 feet; thence North 25 degrees 35 minutes 17 seconds East, 50.00 feet; thence North 64 degrees 24 minutes 43 seconds West, 28.47 feet; thence North 00 degrees 06 minutes 19 seconds East 221.56 feet to the point of beginning.

Containing 2.47 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 154, Fayette County, Alabama, Probate Records.

PARCEL 154-4/5:

Commence at the Northwest corner of the NE 1/4 of the SE 1/4 of Section 28, Township 16 South, Range 9 West, Fayette County, Alabama; thence South 88 degrees 01 minutes 48 seconds East, along the North boundary of said NE 1/4 of SE 1/4, 266.11 feet; thence South 64 degrees 24 minutes 43 seconds East, 803.38 feet to the **POINT OF BEGINNING**; thence continue South 64 degrees 24 minutes 43 seconds East, 365 .00 feet to the East boundary of said NE 1/4 of SE 1/4; thence South 00 degrees 17 minutes 12 seconds West, along said East boundary, 54.14 feet; thence South 26 degrees 18 minutes 40 seconds West, 151.06 feet; thence North 64 degrees 24 minutes 43 seconds West, 388.82 feet; thence South 25 degrees 35 minutes 17 seconds West, 50.00 feet; thence North 64 degrees 24 minutes 43 seconds West, 158.54 feet; thence North 39 degrees 45 minutes 01 seconds East, 224.72 feet; thence South 81 degrees 14 minutes 38 seconds East, 110.89 feet to the point of beginning.

Containing 2.47 acres more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 154, Fayette County, Alabama, Probate Records.

PARCEL 154-5/5:

Commence at the Northwest corner of the NE 1/4 of the SE 1/4 of Section 28, Township 16 South, Range 9 West, Fayette County, Alabama; thence South 88 degrees 01 minutes 48 seconds East, along the North boundary of said NE 1/4 of SE 1/4, 266.11 feet; thence South 64 degrees 24 minutes 43 seconds East, 1168.38 feet to the East boundary of said NE 1/4 of SE 1/4; thence South 00 degrees 17 minutes 12 seconds West, along said East boundary, 54.14 feet to the **POINT OF BEGINNING**; thence continue South 00 degrees 17 minutes 12 seconds West, along said East boundary, 167.08 feet; thence North 64 degrees 24 minutes 43 seconds West, 73.31 feet; thence North 26 degrees 18 minutes 40 seconds East, 151.06 feet to the point of beginning.

Containing 0.13 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 154, Fayette County, Alabama, Probate Records.

PARCEL 155-1/2:

Commence at the Northwest corner of the NW 1/4 of the SW 1/4 of Section 27, Township 16 South, Range 9 West, Fayette County, Alabama; thence South 00 degrees 17 minutes 12 seconds West, along the West boundary of said NW 1/4 of SW 1/4, 468.31 feet to the **POINT OF BEGINNING**; thence South 64 degrees 24 minutes 43 seconds East, 632.41 feet; thence North 25 degrees 35 minutes 18 seconds East, 75.00 feet; thence South 64 degrees 24 minutes 43 seconds East, 54.16 feet; thence Southeasterly along the arc of a spiral curve to the right having a chord of South 64 degrees 17 minutes 41 seconds East, 13.26 feet; thence South 00 degrees 17 minutes 49 seconds West, 398.14 feet; thence Northwesterly along the arc of a curve to the left, 97.91 feet (radius 971.28 feet, delta angle 05 degrees 46 minutes 33 seconds, chord North 59 degrees 11 minutes 59 seconds West, 97.87 feet); thence Northwesterly along the arc of a spiral curve to the left having a chord of North 63 degrees 40 minutes 09 seconds West, 85.89 feet; thence North 64 degrees 24 minutes 43 seconds West, 54.16 feet; thence North 25 degrees 35 minutes 18 seconds East, 75.00 feet; thence North 64 degrees 24 minutes 43 seconds West, 537.87 feet to the West boundary of said NW 1/4 of SW 1/4; thence North 00 degrees 17 minutes 12 seconds East, along said West boundary 221.22 feet to the point of beginning.

Containing 3.90 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 155, Fayette County, Alabama, Probate Records.

PARCEL 155-2/2:

Commence at the Northwest corner of the said NW 1/4 of the SW 1/4 of Section 27, Township 16 South, Range 9 West, Fayette County, Alabama; thence South 00 degrees 17 minutes 12 seconds West, along the West boundary of the said NW 1/4 of the SW 1/4, 468.31 feet; thence South 64 degrees 24 minutes 43 seconds East, 632.41 feet; thence North 25 degrees 35 minutes 18 seconds East, 75.00 feet; thence South 64 degrees 24 minutes 43 seconds East, 54.16 feet; thence Southeasterly along the arc of a spiral curve to the right having a chord of South 64 degrees 17 minutes 41 seconds East, 13.26 feet to the **POINT OF BEGINNING** thence Southeasterly along the arc of a spiral curve to the right having a chord of South 63 degrees 30 minutes 18 seconds East, 86.83 feet; thence Southeasterly along the arc of a curve to the right, 628.27 feet (radius 1321.28 feet, delta angle 27 degrees 14 minutes 39 seconds, chord South 48 degrees 47 minutes 56 seconds East, 622.37 feet); thence Southeasterly along the arc of a spiral curve to the right having a chord of South 33 degrees 19 minutes 16 seconds East, 100.09 feet; thence South 32 degrees 31 minutes 08 seconds East, 114.96 feet; thence South 57 degrees 28 minutes 51 seconds West, 44.02 feet to the South boundary of the said NW 1/4 of the SW 1/4; thence North 88 degrees 43 minutes 55 seconds West, along said South boundary, 369.75 feet; thence Northwesterly along the arc of a curve to the left, 359.15 feet (radius 971.28 feet, delta angle 21 degrees 11 minutes 11 seconds, chord North 45 degrees 03 minutes 07 seconds West, 357.11 feet), thence North 00 degrees 17 minutes 49 seconds East, 398.14 feet to the point of beginning.

Containing 5.27 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 155, Fayette County, Alabama, Probate Records.

PARCEL 156-1/1:

Commence at the Southeast corner of the said SW 1/4 of the SW 1/4 of Section 27, Township 16 South, Range 9 West, Fayette County, Alabama; thence North 00 degrees 18 minutes 26 seconds East, along the East boundary of the said SW 1/4 of the SW 1/4, 841.72 feet to the **POINT OF BEGINNING**; thence North 32 degrees 31 minutes 08 seconds West, 428.11 feet; thence South 57 degrees 28 minutes 52 seconds West, 75.00 feet; thence North 32 degrees 31 minutes 08 seconds West, 114.96 feet; thence Northwesterly along the arc of a spiral curve to the left having a chord of North 33 degrees 15 minutes 42 seconds West, 85.89 feet; thence Northwesterly along the arc of a curve to the left, 4.78 feet (radius 971.28 feet, delta angle 00 degrees 16 minutes 55 seconds, chord North 34 degrees 59 minutes 03 seconds West, 4.78 feet) to the North boundary of the said SW 1/4 of the SW 1/4; thence South 88 degrees 43 minutes 55 seconds East, along said North boundary, 369.75 feet; thence South 57 degrees 28 minutes 52 seconds West, 30.98 feet; thence South 32 degrees 31 minutes 08 seconds East, 118.08 feet to the East boundary of the said SW 1/4 of the SW 1/4; thence South 00 degrees 18 minutes 26 seconds West, along said East boundary, 368.94 feet to the point of beginning

Containing 1.97 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 156, Fayette County, Alabama Probate Records.

PARCEL 157-1/1:

Commence at the Southwest corner of the said SE 1/4 of the SW 1/4 of Section 27, Township 16 South,
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Range 9 West, Fayette County, Alabama; thence North 00 degrees 18 minutes 26 seconds East, along the West boundary of the said SE 1/4 of the SW 1/4, 841.72 feet, to the **POINT OF BEGINNING**; thence North 00 degrees 18 minutes 26 seconds East, along said West boundary, 368.94 feet; thence South 32 degrees 31 minutes 08 seconds East, 933.89 feet; thence Southeasterly along the arc of a spiral curve to the left having a chord of South 33 degrees 44 minutes 02 seconds East, 118.44 feet; thence Southeasterly along the arc of a curve to the left, 110.15 feet (radius 855.37 feet, delta angle 07 degrees 22 minutes 42 seconds, chord South 39 degrees 57 minutes 23 seconds East, 110.07 feet); thence North 46 degrees 21 minutes 16 seconds East, 100.00 feet; thence Southeasterly along the arc of a curve to the left, 237.20 feet (radius 755.37 feet, delta angle 17 degrees 59 minutes 30 seconds, chord South 52 degrees 38 minutes 29 seconds East, 236.22 feet); thence South 28 degrees 21 minutes 46 seconds West, 100.00 feet; thence Southeasterly along the arc of a curve to the left, 117.01 feet (radius 855.37 feet, delta angle 07 degrees 50 minutes 15 seconds, chord South 65 degrees 33 minutes 21 seconds East, 116.91 feet); thence Southeasterly along the arc of a spiral curve to the left having a chord of South 72 degrees 00 minutes 29 seconds East, 118.44 feet; thence South 73 degrees 13 minutes 22 seconds East, 50.50 feet to the South boundary of the said SE 1/4 of the SW 1/4; thence North 88 degrees 54 minutes 09 seconds West, along said South boundary, 496.49 feet; thence Northwesterly along the arc of a curve to the right, 307.98 feet (radius 1055.37 feet, delta angle 16 degrees 43 minutes 13 seconds, chord North 44 degrees 37 minutes 39 seconds West, 306.89 feet); thence Northwesterly along the arc of a spiral curve to the right having a chord of North 33 degrees 47 minutes 58 seconds West, 131.52 feet; thence North 32 degrees 31 minutes 08 seconds West, 623.87 feet to the point of beginning.

Containing 6.81 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 157, Fayette County, Alabama, Probate Records.

PARCEL 158-1/1:

Commence at the Northwest corner of the NE 1/4 of the NW 1/4 of Section 34, Township 16 South, Range 9 West, Fayette County, Alabama; thence South 88 degrees 54 minutes 09 seconds East, along the North boundary of the said NE 1/4 of the NW 1/4, 628.76 feet to the **POINT OF BEGINNING**; thence South 88 degrees 54 minutes 09 seconds East, along said North boundary, 496.49 feet; thence South 73 degrees 13 minutes 22 seconds East, 213.95 feet to the East boundary of the said NE 1/4 of the NW 1/4; thence South 01 degrees 13 minutes 06 seconds East, along said East boundary, 210.29 feet; thence North 73 degrees 13 minutes 22 seconds West, 329.41 feet; thence Northwesterly along the arc of a spiral curve to the right having a chord of North 71 degrees 56 minutes 33 seconds West, 131.52 feet; thence Northwesterly along the arc of a curve to the right, 303.69 feet (radius 1055.37 feet, delta angle 16 degrees 29 minutes 13 seconds, chord North 61 degrees 13 minutes 52 seconds West, 302.64 feet) to the point of beginning.

Containing 2.40 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 158, Fayette County, Alabama, Probate Records.

PARCEL 159-1/1:

Commence at the Southwest corner of the said NW 1/4 of the NE 1/4 of Section 34, Township 16 South, Range 9 West, Fayette County, Alabama; thence North 01 degrees 13 minutes 06 seconds West, along the West boundary of the said NW 1/4 of the NE 1/4, 1043.31 feet to the **POINT OF BEGINNING**; thence North 01 degrees 13 minutes 06 seconds West, along said West boundary 210.29 feet; thence South 73 degrees 13 minutes 22 seconds East, 240.09 feet; thence Southeasterly along the arc of a spiral curve to the right having a chord of South 72 degrees 25 minutes 55 seconds East, 97.05 feet; thence Southeasterly along the arc of a curve to the right, 610.88 feet (radius 1246.28 feet, delta angle 28 degrees 05 minutes 04 seconds, chord South 56 degrees 51 minutes 23 seconds East, 604.79 feet); thence Southeasterly along the arc of a spiral curve to the right having a chord of South 41 degrees 16 minutes 51 seconds East, 97.05 feet; thence South 49 degrees 30 minutes 37 seconds West, 25.00 feet; thence South 40 degrees 29 minutes 23 seconds East, 725.58 feet to the East boundary of the said NW 1/4 of the NE 1/4; thence South 00 degrees 54 minutes 36

seconds East, along said East boundary, 213.91 feet to the Southeast corner of the said NW 1/4 of the NE 1/4; thence North 88 degrees 39 minutes 52 seconds West, along the South boundary of the said NW 1/4 of the NE 1/4, 18.39 feet; thence North 40 degrees 29 minutes 23 seconds West, 878.19 feet; thence Northwesterly along the arc of a spiral curve to the left having a chord of North 41 degrees 15 minutes 05 seconds West, 89.95 feet; thence Northwesterly along the arc of a curve to the left, 525.11 feet (radius 1071.28 feet, delta angle 28 degrees 05 minutes 04 seconds, chord North 56 degrees 51 minutes 23 seconds West, 519.87 feet); thence South 19 degrees 06 minutes 05 seconds West, 25.00 feet; thence Northwesterly along the arc of a spiral curve to the left having a chord of North 72 degrees 27 minutes 57 seconds West, 88.94 feet; thence North 73 degrees 13 minutes 22 seconds West, 175.13 feet to the point of beginning.

Contains 6.83 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 159, Fayette County, Alabama, Probate Records.

PARCEL 160-1/1:

Commence at the Southwest corner of the said NE 1/4 of the NE 1/4 of Section 34, Township 16 South, Range 9 West, Fayette County, Alabama, said point being the **POINT OF BEGINNING**; thence North 00 degrees 54 minutes 36 seconds West, along the West boundary of the said NE 1/4 of the NE 1/4, 213.91 feet; thence South 40 degrees 29 minutes 23 seconds East, 286.84 feet to the South boundary of the said NE 1/4 of the NE 1/4; thence North 88 degrees 39 minutes 52 seconds West, along said South boundary, 182.90 feet to the point of beginning.

Containing 0.45 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 160, Fayette County, Alabama, Probate Records.

PARCEL 161-1/1:

Commence at the Northeast corner of the said SW 1/4 of the NE 1/4 of Section 34, Township 16 South, Range 9 West, Fayette County, Alabama, said point being the **POINT OF BEGINNING**; thence South 00 degrees 54 minutes 36 seconds East, along the East boundary of the said SW 1/4 of the NE 1/4, 21.51 feet; thence North 40 degrees 29 minutes 23 seconds West, 28.85 feet to the North boundary of the said SW 1/4 of the NE 1/4; thence South 88 degrees 39 minutes 52 seconds East, along said North boundary, 18.39 feet to the point of beginning.

Contains 0.004 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 161, Fayette County, Alabama, Probate Records.

PARCEL 162-1/3:

Commence at the Southeast corner of the said SE 1/4 of the NE 1/4 of Section 34, Township 16 South, Range 9 West, Fayette County, Alabama; Thence North 00 degrees 36 minutes 14 seconds West, 250.18 feet along the East line of said 1/4-1/4 to the **POINT OF BEGINNING**; thence North 88 degrees 25 minutes 25 seconds West, 250.00 feet; thence South 00 degrees 36 minutes 14 seconds East, 53.47 feet; thence Northwesterly along the arc of a curve to the right 169.81 feet, (chord North 51 degrees 13 minutes 39 seconds West, 169.68 feet, radius of 1246.28 feet, delta angle 07 degrees 48 minutes 24 seconds); thence Northwesterly along the arc of a spiral curve to the right, chord North 45 degrees 47 minutes 27 seconds West, 97.05 feet; thence North 45 degrees 00 minutes 00 seconds West, 607.20 feet; thence North 44 degrees 59 minutes 59 seconds East, 25.00 feet; thence North 45 degrees 00 minutes 00 seconds West, 242.16 feet; thence Northwesterly along the arc of a curve to the right 231.43 feet, (chord North 42 degrees 44 minutes 42 seconds West, 231.37 feet, radius of 2939.93 feet, delta angle 04 degrees 30 minutes 37 seconds); thence North 40 degrees 29 minutes 23 seconds West, 217.64 feet to the West line of said

1/4-1/4; thence North 00 degrees 54 minutes 36 seconds West, 21.51 feet along said West line to the Northwest corner of said 1/4-1/4; thence South 88 degrees 39 minutes 52 seconds East, 182.90 feet along North line of said 1/4-1/4; thence South 40 degrees 29 minutes 23 seconds East, 112.25 feet; thence Southeasterly along the arc of a curve to the left 219.62 feet, (chord South 42 degrees 44 minutes 42 seconds East, 219.56 feet, radius of 2789.93 feet, delta angle 04 degrees 30 minutes 37 seconds); thence South 45 degrees 00 minutes 00 seconds East, 142.16 feet; thence North 45 degrees 00 minutes 00 seconds East, 50.00 feet; thence South 45 degrees 00 minutes 00 seconds East, 707.20 feet; thence Southeasterly along the arc of a spiral curve to the left, chord South 45 degrees 45 minutes 09 seconds East, 87.92 feet; thence Southeasterly along the arc of a curve to the left 279.39 feet, (chord South 55 degrees 09 minutes 41 seconds East, 278.52 feet, radius of 1021.28 feet, delta angle 15 degrees 40 minutes 27 seconds) to the East line of said 1/4-1/4; thence South 00 degrees 36 minutes 14 seconds East, 65.99 feet along said East line to the point of beginning.

Containing 7.14 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 162, Fayette County, Alabama, Probate Records.

PARCEL 162-2/3:

Commence at the Southeast corner of the said SE 1/4 of the NE 1/4 of Section 34, Township 16 South, Range 9 West, Fayette County, Alabama; thence North 00 degrees 36 minutes 14 seconds West, 68.25 feet along the East line of said 1/4-1/4 to the **POINT OF BEGINNING**; thence continue North 00 degree 36 minutes 14 seconds West, 181.93 feet; thence North 88 degrees 25 minutes 25 seconds West, 250.00 feet; thence South 00 degrees 36 minutes 14 seconds East, 53.47 feet; thence Southeasterly along the arc of a curve to the left 286.18 feet, (chord South 61 degrees 42 minutes 33 seconds East, 285.55 feet, radius of 1246.28 feet, delta angle 13 degrees 09 minutes 24 seconds) to the point of beginning.

Containing 0.71 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 162, Fayette County, Alabama, Probate Records.

PARCEL 162-3/3:

All of that part (26.2 acres total) lying north, east, south and west of those parcels described in Parcels 162-1/3 & 162-2/3 which crossing upon and over those parcels described as follows:

About one and one-half (1-1/2) acres, forming a square in the Southeast corner of the Southeast Quarter of Northeast Quarter (SE 1/4 of NE 1/4), Section 34, Township 16 South, Range 9 West, more particularly described as follows: **Commence** at the Southeast corner of said forty, said point being the **POINT OF BEGINNING**, and running North along the Section line 250 feet, thence West 250 feet, thence South 250 feet to the South line of said above forty, thence East along the South line of said forty to the point of beginning. Same having been acquired by deed recorded in Deed Book 132 page 692, Fayette County, Alabama.

All that part of the SE 1/4 of the NE 1/4 lying North of Flatwoods Road (County Road No. 46). **Less and Except** 1.50 acres, more or less, in the Southeast corner.

Containing 38 acres, more or less in Section 34, Township 16 South, Range 9 West, Fayette County, Alabama.

Above Parcel containing 26.2 total acres more or less.

PARCEL 163-1/6:

Commence at the Southwest corner of the said SW 1/4 of the NW 1/4 of Section 35, Township 16 South, Range 9 West, Fayette County, Alabama; thence North 00 degrees 36 minutes 14 seconds West, 220.00 feet along the West line of said 1/4-1/4 to the **POINT OF BEGINNING**; thence continue North 00 degrees 36 minutes 14 seconds West, 96.17 feet; thence Southeasterly along the arc of a curve to the left 58.90 feet (chord South

64 degrees 39 minutes 02 seconds East, 58.89 feet, radius of 1021.28 feet, delta angle 03 degrees 18 minutes 15 seconds); thence South 36 degrees 20 minutes 41 seconds West, 88.09 feet to the point of beginning.

Containing 0.06 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 163, Fayette County, Alabama, Probate Records.

PARCEL 163-2/6:

Commence at the Southwest corner of the said SW 1/4 of the NW 1/4 of Section 35, Township 16 South, Range 9 West, Fayette County, Alabama; thence North 00 degrees 36 minutes 14 seconds West, 68.25 feet along the West line of said 1/4-1/4 to the **POINT OF BEGINNING**; thence continue North 00 degrees 36 minutes 14 seconds West, 151.75 feet; thence North 36 degrees 20 minutes 41 seconds East, 88.09 feet; thence Southeasterly along the arc of a curve to the left 18.18 feet (chord South 66 degrees 48 minutes 45 seconds East, 18.18 feet, radius of 1021.28 feet, delta angle 01 degrees 01 minutes 12 seconds); thence North 22 degrees 41 minutes 31 seconds, 75.00 feet; thence Southeasterly along the arc of a curve to the left 114.22 feet, (chord South 70 degrees 46 minutes 54 seconds East, 114.15 feet, radius of 946.28 feet, delta angle 06 degrees 54 minutes 57 seconds); thence Southeasterly along the arc of a spiral curve to the left, chord South 75 degrees 49 minutes 35 seconds East, 84.88 feet; thence South 76 degrees 33 minutes 50 seconds East, 68.49 feet; thence South 13 degrees 26 minutes 10 seconds West, 125.00 feet; thence South 76 degrees 33 minutes 50 seconds East, 507.61 feet to the centerline of a unnamed County Road; thence Southwesterly along centerline of said road and the arc of a curve to the right 97.66 feet (chord South 43 degrees 41 minutes 05 seconds West, 97.55 feet, radius of 586.62 feet, delta angle 09 degrees 32 minutes 20 seconds); thence North 87 degrees 21 minutes 55 seconds West, 350.77 feet to the South line of said 1/4-1/4; thence North 87 degrees 21 minutes 55 seconds West, 133.40 feet along said South line; thence North 76 degrees 33 minutes 50 seconds West, 68.03 feet; thence Northwesterly along the arc of a spiral curve to the right, chord North 75 degrees 46 minutes 23 seconds West, 97.05 feet; thence Northwesterly along the arc of a curve to the right 129.47 feet (chord North 71 degrees 15 minutes 49 seconds West, 129.41 feet, radius of 1246.28 feet, delta angle 05 degrees 57 minutes 08 seconds) to the point of beginning.

Containing 3.55 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 163, Fayette County, Alabama, Probate Records.

PARCEL 163-3/6:

Commence at the Southeast corner of the said SW 1/4 of the NW 1/4 of Section 35, Township 16 South, Range 9 West, Fayette County, Alabama; thence North 87 degrees 21 minutes 55 seconds West, 105.65 feet along the South line of said 1/4-1/4 and to the **POINT OF BEGINNING**; thence continue North 87 degrees 21 minutes 55 seconds West, 449.66 feet to the centerline of a unnamed County Road; thence Northeasterly along said road and along the arc of a curve to the left 97.66 (chord North 43 degrees 41 minutes 05 seconds East, 97.55 feet, radius of 586.62 feet, delta angle 09 degrees 32 minutes 20 seconds); thence South 76 degrees 33 minutes 50 seconds East, 392.55 feet to the point of beginning.

Containing 0.38 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 163, Fayette County, Alabama, Probate Records.

PARCEL 163-4/6:

Commence at the Southeast corner of the said SW 1/4 of the NW 1/4 of Section 35, Township 16 South, Range 9 West, Fayette County, Alabama; thence North 87 degrees 21 minutes 55 seconds West, 105.65 feet along the

South line of said 1/4-1/4; thence continue North 87 degrees 21 minutes 55 seconds West, 421.44 feet to the intersection of the East right-of-way line of a unnamed County Road (right-of-way 40 feet in width) and the South line of said 1/4-1/4 and to the **POINT OF BEGINNING**; thence Northeasterly along the arc of a curve to the left 90.25 feet, (chord North 42 degrees 16 minutes 50 seconds East, 90.17 feet, radius of 606.62 feet, delta angle 08 degrees 31 minutes 28 seconds); thence North 76 degrees 33 minutes 50 seconds West, 44.32 to the West right-of-way line of said County Road; thence Southwesterly along the arc of a curve to the right 105.74 feet and along said County Road right-of-way line (chord South 45 degrees 13 minutes 47 seconds West, 105.59 feet, radius of 566.62 feet, delta angle 10 degrees 41 minutes 34 seconds); thence South 87 degrees 21 minutes 55 seconds East, 57.47 feet to the point of beginning.

Containing 0.09 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 163, Fayette County, Alabama, Probate Records.

PARCEL 163-5/6:

All of the NW 1/4 of the NW 1/4 of Section 35, Township 16 South, Range 9 West, Fayette County, Alabama.

Containing 39.8 acres more or less.

PARCEL 163-6/6:

All of those parts (34.9 acres total) lying north and or south of those parcels described in Parcels 163-1/6, 163-2/6, 163-3/6 which crossing upon and over those parcels described as follows:

The SW 1/4 of NW 1/4 of Section 35, Township 16 South, Range 9 West, Fayette County, Alabama

Less and Except: 3 acres, more or less, in the Southeast corner conveyed to Ollius Earnest dated the 9th day of July 1960, and recorded in Deed Book 107 at Page 595.

Less and Except: 5 acres, more or less, in the Southwest corner conveyed to Dalton Earnest, dated the 25th day of July, 1960, and recorded in Deed Book 107 at Page 597.

Less and Except: 1/2 acre to Flatwoods Cemetery, in section 35.

A parcel of land located in the SW 1/4 of the NW 1/4 of Section 35, Township 16 South, Range 9 West, Fayette County, Alabama, more particularly described as follows:

Commence at Southwest corner of the said SW 1/4 of the NW 1/4, said point being the **POINT OF BEGINNING**; thence East along South boundary Line of said above forty (40) a distance of 660 feet; thence turn 20 degrees East of due North a distance of 185 feet; thence turn run Northwest (true) 45 Degrees angle a distance of 650 feet; thence turn, run Southwest (true) 45 degrees angle a distance of 500 feet to the West boundary line of said above forty (40); thence turn run due South along West boundary line of said above forty (40) a distance of 220 feet to point of beginning of said land above conveyed. **Except** land deeded heretofore for road right of way. Containing 5 acres more or less.

A parcel of land situated in the SW 1/4 of the NW 1/4 of Section 35, Township 16 South, Range 9 West, Fayette County, Alabama, more specifically described namely to wit:

Commence at the Southeast corner of the said above forty (40), said point being the **POINT OF BEGINNING**; thence North along East boundary line a distance of 656 feet, more or less; thence turn run in a Southwesterly direction a distance of 810 feet, more or less, to South boundary line of the said above forty (40); thence turn run East along the South boundary line of the said forty (40) a distance of 390 feet to the point of beginning of said lands conveyed. **Except** 1/2 acre to Flatwoods Cemetery. Containing 3 acres more or less.

Above described parcel 163-6/6 containing 34.9 total acres more or less.

PARCEL 164-1/2:

Commence at the Northeast corner of the said NW 1/4 of the SW 1/4 of Section 35, Township 16

South, Range 9 West, Fayette County, Alabama; thence South 00 degrees 37 minutes 12 seconds East, along the East boundary of the said NW 1/4 of the SW 1/4, 20.41 feet to the **POINT OF BEGINNING**; thence continue South 00 degrees 37 minutes 12 seconds East, along said East boundary, 154.63 feet; thence North 76 degrees 33 minutes 50 seconds West, 638.86 feet, to the centerline of the county road; thence continue North 76 degrees 33 minutes 50 seconds West, 293.67 feet to the North boundary of the said NW 1/4 of the SW 1/4; thence South 87 degrees 21 minutes 55 seconds East, along said North boundary, 800.42 feet; thence South 76 degrees 33 minutes 50 seconds East, 108.74 feet to the point of beginning.

Containing 1.79 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 164, Fayette County, Alabama Probate Records.

PARCEL 164-2/2:

Commence at the Northeast corner of the NW 1/4 of the SW 1/4 of Section 35, Township 16 South, Range 9 West, Fayette County, Alabama; thence North 87 degrees 21 minutes 55 seconds West, 527.10 feet along the North line of said 1/4-1/4 to the Easterly right-of-way line of a County Road (right-of-way 40 feet in width) and to the **POINT OF BEGINNING**; thence Southeasterly along the arc of a curve to the right 56.86 feet (chord South 49 degrees 13 minutes 41 seconds West, 56.84 feet, radius of 606.62 feet, delta angle 05 degrees 22 minutes 14 seconds); thence South 51 degrees 54 minutes 48 seconds West, 31.83 feet along said right-of-way line; thence North 76 degrees 33 minutes 50 seconds West, 51.10 feet to the Westerly right-of-way line of said road; thence North 51 degrees 54 minutes 48 seconds, 63.62 feet; thence Northeasterly along a curve to the left 13.22 feet (chord North 51 degrees 14 minutes 41 seconds West, 13.22 feet, radius of 566.62 feet, delta angle 01 degrees 20 minutes 14 seconds) to said North line; thence South 87 degrees 21 minutes 55 seconds East, 57.47 feet along said North line to the point of beginning.

Containing 0.08 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 164, Fayette County, Alabama, Probate Records.

PARCEL 165-1/2:

Commence at the Northeast corner of the said NE 1/4 of the SW 1/4 of Section 35, Township 16 South, Range 9 West, Fayette County, Alabama; thence South 00 degrees 38 minutes 10 seconds East, along the East Boundary of the said NE 1/4 of the SW 1/4, 311.67 feet to the **POINT OF BEGINNING**; thence continue South 00 degrees 38 minutes 10 seconds East, along said East boundary, 166.71 feet; thence Northwesterly along the arc of curve to the left, 383.86 feet (radius 1835.08 feet, delta angle 11 degrees 59 minutes 06 seconds, chord North 69 degrees 38 minutes 30 seconds West, 383.16 feet); thence Northwesterly along the arc of a spiral curve to the left having a chord of North 76 degrees 15 minutes 26 seconds West, 60.78 feet; thence North 76 degrees 33 minutes 50 seconds West, 931.10 feet to the West Boundary of the said NE 1/4 of the SW 1/4; thence North 00 degrees 37 minutes 12 seconds West, along said West Boundary, 154.63 feet; thence South 76 degrees 33 minutes 50 seconds East, 968.65 feet; thence Southeasterly along the arc of a spiral curve to the right having a chord of South 76 degrees 15 minutes 04 seconds East, 63.22 feet; thence Southeasterly along the arc of a curve to the right, 339.56 feet (radius 1985.08 feet, delta angle 09 degrees 48 minutes 03 seconds, chord South 70 degrees 44 minutes 01 seconds East, 339.15 feet) to the point of beginning.

Containing 4.72 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 165, Fayette County, Alabama, Probate Records.

PARCEL 165-2/2:

Commence at the Northeast corner of the said NE 1/4 of the SW 1/4 of Section 35, Township 16 South, Range 9 West, Fayette County, Alabama; thence South 00 degrees 38 minutes 10 seconds East, along the East Boundary of the said NE 1/4 of the SW 1/4, 311.67 feet to the **POINT OF BEGINNING**; thence continue South 00 degree 38 minutes 10 seconds East, along said East boundary, 15.45 feet to the South right-of-way line of a unnamed County Road (right-of-way width 40 feet); thence South 79 degrees 15 minutes 12 seconds West, 257.59 feet along said right-of-way line; thence Northwest along the arc of a curve to the left 87.70 feet (chord North 73 degrees 36 minutes 30 seconds West, 87.70 feet, radius of 1835.08 feet, delta Angle 02 degrees 44 minutes 18 seconds) to the West right-of-way line of said County Road; thence North 79 degrees 15 minutes 12 seconds East, 301.98 feet along said right-of-way line; thence Southeasterly along the arc of a curve to the right 44.01 feet (chord South 66 degrees 28 minutes 06 seconds East, 44.01 feet, radius of 1985.08 feet, delta angle 01 degrees 16 minutes 13 seconds) to the point of beginning.

Containing 0.26 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 165, Fayette County, Alabama, Probate Records.

PARCEL 166-1/5:

Commence at the Southeast corner of the said NW 1/4 of the SE 1/4 of Section 35, Township 16 South, Range 9 West, Fayette County, Alabama; thence North 87 degrees 28 minutes 36 seconds West, along the South boundary of the said NW 1/4 of the SE 1/4, 281.26 feet; thence North 31 degrees 40 minutes 55 seconds West, 300.93 feet; thence Northwesterly along the arc of a spiral curve to the left having a chord of North 31 degrees 59 minutes 41 seconds West, 63.22 feet; thence Northwesterly along the arc of a curve to the left, 562.55 feet (radius 1985.08 feet, delta angle 16 degrees 14 minutes 13 seconds, chord North 40 degrees 43 minutes 49 seconds West, 560.67 feet), to the **POINT OF BEGINNING**; thence South 46 degrees 45 minutes 35 seconds West, 150.78 feet; thence Northwesterly along the arc of a curve to the left, 459.30 feet (radius 1835.08 feet, delta angle 14 degrees 20 minutes 26 seconds, chord North 56 degrees 28 minutes 44 seconds West, 458.10 feet), to the West boundary of the said NW 1/4 of the SE 1/4; thence North 00 degrees 38 minutes 10 seconds West, along said West boundary, 166.71 feet; thence Southeasterly along the arc of a curve to the right, 588.45 feet (radius 1985.08 feet, delta angle 16 degrees 59 minutes 04 seconds, chord South 57 degrees 20 minutes 27 seconds East, 586.30 feet) to the point of beginning.

Containing 1.81 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 166, Fayette County, Alabama, Probate Records.

PARCEL 166-2/5:

Commence at the Southeast corner of the said NW 1/4 of the SE 1/4; thence North 87 degrees 28 minutes 36 seconds West, along the South boundary of the said NW 1/4 of the SE 1/4, 281.26 feet to the **POINT OF BEGINNING**; thence continue North 87 degrees 28 minutes 36 seconds West, 181.37 feet; thence North 31 degrees 40 minutes 55 seconds West, 198.97 feet; thence Northwesterly along the arc of a spiral curve to the left having a chord of North 31 degrees 59 minutes 19 seconds West, 60.78 feet; thence Northwesterly along the arc of a curve to the left 534.77 feet (chord North 40 degrees 57 minutes 37 seconds West, 532.88 feet, radius of 1835.08 feet, delta angle 16 degrees 41 minutes 49 seconds) to the centerline of a unnamed County Road; thence North 46 degrees 45 minutes 35 seconds East, 150.78 feet along said centerline; thence Southeasterly along the arc of a curve to the right 562.55 feet (chord South 40 degrees 43 minutes 49 seconds East, 560.67 feet, radius of 1985.08 feet, delta angle 16 degrees 14 minutes 13 seconds); thence Southeasterly along the arc of a spiral curve to the right, chord South 31

degrees 59 minutes 41 seconds East, 63.22 feet; thence South 31 degrees 40 minutes 55 seconds East, 300.93 feet to the point of beginning

Containing 2.97 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 166, Fayette County, Alabama, Probate Records.

PARCEL 166-3/5:

Commence at the Northwest corner of the said NW 1/4 of the SE 1/4 Section 35, Township 16 South, Range 9 West, Fayette County, Alabama; thence South 00 degrees 38 minutes 10 seconds East, 311.67 feet along the West line of said 1/4-1/4 to the **POINT OF BEGINNING**; thence Southeasterly along the arc of a curve to the right 26.33 feet (chord South 66 degrees 27 minutes 12 seconds East, 26.33 feet, radius of 1985.08 feet, delta angle 00 degrees 45 minutes 36 seconds) to the South right-of-way line of a unnamed County Road (right-of-way width 40 feet); thence South 79 degrees 15 minutes 12 seconds West, 24.20 feet along said right-of-way line to the West line of said 1/4-1/4; thence North 00 degrees 38 minutes 10 seconds West, 15.45 feet along said West line to the point of beginning.

Containing 0.004 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 166, Fayette County, Alabama, Probate Records.

PARCEL 166-4/5:

Commence at the Southeast corner of the said NW 1/4 of the SE 1/4 Section 35, Township 16 South, Range 9 West, Fayette County, Alabama; thence North 00 degrees 39 minutes 08 seconds West, along the East boundary of the said NW 1/4 of the SE 1/4, 742.97 feet; thence South 89 degrees 20 minutes 52 seconds West, 814.90 feet to the **POINT OF BEGINNING**, said point located on the Southeasterly right-of-way line of a County Road (right-of-way width 40 feet); thence South 46 degrees 45 minutes 35 seconds West, 150.63 feet along said right-of-way line; thence Northwesterly along the arc of a curve to the right 40.23 feet (chord North 49 degrees 18 minutes 33 seconds West, 40.23 feet, radius of 1835.08 feet, delta angle 01 degrees 15 minutes 22 seconds) to the Northwesterly line of said right-of-way; thence North 46 degrees 45 minutes 35 seconds East, 150.95 feet; thence Southeasterly along the arc of a curve to the right 40.19 feet (chord South 48 degrees 50 minutes 56 seconds East, 40.19 feet, radius of 1985.08 feet, delta angle 01 degrees 09 minutes 36 seconds) to the point of beginning.

Containing 0.14 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 166, Fayette County, Alabama, Probate Records.

PARCEL 166-5/5:

All of those parts (29.7 acres total) lying north, east and west and south of those parcels described in Parcels 166-1/5, 166-2/5, 166-3/5 which crossing upon and over that parcel described as follows:

That part of the Northwest Quarter of the Southeast Quarter lying East of the 40-foot County Road in Section 35, Township 16 South, Range 9 West, Fayette County, Alabama.

Containing 29.7 acres total, more or less.

PARCEL 167-1/2:

Commence at the Southeast corner of the said SW 1/4 of the SE 1/4 Section 35, Township 16 South, Range 9 West, Fayette County, Alabama, said point being the **POINT OF BEGINNING**; thence North 87 degrees 35 minutes 17 seconds West, along the South boundary of the said 1/4-1/4, 136.23 feet; thence North 00 degrees 52 minutes 43 seconds West, 333.65 feet; thence Northerly along the arc of a spiral curve to the left, chord North 01 degrees 29 minutes 14 seconds West, 89.75 feet; thence Northerly along the arc of a curve to the left 42.62 feet, (chord North 03 degrees 39 minutes 16 seconds West, 42.62 feet, radius of 1332.69, delta angle 01 degrees 49 minutes 57 seconds); thence North 85 degrees 25 minutes 46 seconds East, 25.00 feet; thence Northeasterly along the arc of a curve to the left 598.37 feet (chord North 17 degrees 11 minutes 47 seconds West, 593.54 feet, radius of 1357.69 feet, delta angle 25 degrees 15 minutes 06 seconds); thence Northwesterly along the arc of a spiral curve to the left, chord North 31 degrees 04 minutes 13 seconds West, 90.56 feet; thence North 31 degrees 40 minutes 55 seconds West, 254.32 feet to the North line of said 1/4-1/4; thence South 87 degrees 28 minutes 36 seconds East, 181.37 feet along said North line; thence South 31 degrees 40 minutes 55 seconds East, 152.36 feet; thence Southeasterly along the arc of a spiral curve to the right, chord South 31 degrees 03 minutes 15 seconds East, 95.43 feet; thence Southeasterly along the arc of a curve to the right 307.25 feet (chord South 23 degrees 59 minutes 03 seconds East, 306.72 feet, radius of 1507.69 feet, delta angle 11 degrees 40 minutes 34 seconds); thence North 71 degrees 51 minutes 14 seconds East, 34.09 feet to the East line of said 1/4-1/4; thence South 00 degrees 39 minutes 08 seconds East, 845.62 feet along said East line to the point of beginning.

Containing 4.64 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A at Page 167, Fayette County, Alabama, Probate Records.

PARCEL 167-2/2:

All of those parts (34.9 acres total) lying east and west of that parcel described in Parcel 167-1/2 which crossing upon and over that parcel described as follows:

The Southwest Quarter of the Southeast Quarter lying East of the 40-foot County Road in Section 35, Township 16 South, Range 9 West, Fayette County, Alabama.

Less and Except the following described surface tract conveyed by Chevron U.S.A. Inc. to John C. Espey by Statutory Warranty Deed recorded in Volume 183 at Page 148: All that part of the SW 1/4 of the SE 1/4 of Section 35, Township 16 South, Range 9 West, which lies West of the unnamed 40 foot County road in said quarter-quarter, Fayette County, Alabama. Containing 2 acres more or less.

Containing 34.9 total acres, more or less.

PARCEL 168-1/2:

Commence at the Southwest corner of the said SE 1/4 of the SE 1/4 Section 35, Township 16 South, Range 9 West, Fayette County, Alabama, said point being the **POINT OF BEGINNING**; thence North 00 degrees 39 minutes 08 seconds West, 845.62 feet, along the East boundary of the said 1/4-1/4; thence North 71 degrees 51 minutes 14 seconds East, 215.91 feet; thence Southeasterly along the arc of a curve to the right 416.46 feet (chord South 11 degrees 21 minutes 30 seconds East, 415.49 feet, radius of 1757.69 feet, delta angle 13 degrees 34 minutes 32 seconds); thence South 85 degrees 25 minutes 46 seconds, 225.00 feet; thence Southerly along the arc of a curve to the right, 49.02 feet, (chord South 03 degrees 39 minutes 16 seconds East, 49.02 feet, radius of 1532.69 feet, delta angle 01 degrees 49 minutes 57 seconds); thence Southerly along the arc of a spiral curve to the right, chord South 01 degrees 30 minutes 32 seconds East, 96.24 feet; thence South 00 degrees 52 minutes 43 seconds East, 345.15 feet; thence North 87 degrees 35 minutes 17 seconds West, 64.10 feet to the point of beginning.

Containing 2.96 acres, more or less.

All as shown on the survey plat recorded in Plat Cabinet A, Page 168 in Fayette County, Alabama, Probate Records.

PARCEL 168-2/2:

All of those part (75.7 acres total) lying north, east and south of that parcel described in Parcel 168-1/2 which crossing upon and over that parcel described as follows:

The E 1/2 of the SE 1/4 of Section 35, Township 16 South, Range 9 West, Fayette County, Alabama.

Containing 75.7 acres, more or less.

PARCEL 169-1/1:

Commence at the Northeast corner of the said NW 1/4 of the NE 1/4 of Section 2, Township 17 South, Range 9 West, Tuscaloosa County, Alabama, said point being the **POINT OF BEGINNING**; thence South 00 degrees 20 minutes 41 seconds West, along the East boundary of the said NW 1/4 of the NE 1/4, 573.30 feet; thence continue South 00 degrees 20 minutes 41 seconds West, along the East boundary of the said NW 1/4 of the NE 1/4, 372.11 feet; thence Northwesterly along the arc of a spiral curve to the right having a chord North 20 degrees 26 minutes 36 seconds West, 20.34 feet; thence Northerly along the arc of a curve to the right, 632.16 feet, (radius 2010.08 feet, delta angle 18 degrees 01 minutes 09 seconds, chord North 10 degrees 49 minutes 05 seconds West, 629.56 feet); thence Northerly along the arc of a spiral curve to the right having a chord of North 01 degrees 11 minutes 33 seconds West, 63.62 feet; thence North 00 degrees 52 minutes 43 seconds West, 250.12 feet to the North boundary of the said NW 1/4 of the NE 1/4; thence South 87 degrees 35 minutes 17 seconds East, along said North boundary, 136.23 feet to the point of beginning.

Containing 2.16 acres, more or less.

All as shown on the survey plat titled "Plat Cabinet A, Page 169" recorded in Tuscaloosa County, Alabama, Probate Records.

PARCEL 170-1/6:

Commence at the Southwest corner of the said NE 1/4 of the NE 1/4 Section 2, Township 17 South, Range 9 West, Tuscaloosa County, Alabama; thence South 87 degrees 22 minutes 20 seconds, 146.13 feet along the south line of said 1/4-1/4 to the **POINT OF BEGINNING**; thence North 20 degrees 45 minutes 27 seconds West, 362.89 feet; thence northwesterly along the arc of a spiral curve to the right, chord North 20 degrees 26 minutes 36 seconds West, 43.28 feet to the West line of said 1/4-1/4; thence North 00 degrees 20 minutes 41 seconds East, 372.11 feet along said West line; thence continue North 00 degrees 20 minutes 41 seconds East, 573.30 feet, along said West line to the North line of said 1/4-1/4; thence South 87 degrees 35 minutes 17 seconds East, 64.10 feet along said north line; thence South 00 degrees 52 minutes 43 seconds East, 238.62 feet; thence southeasterly along the arc of a spiral curve to the left, chord South 01 degrees 11 minutes 04 seconds East, 60.38 feet; thence southeasterly along the arc of a curve to the left 569.26 feet, (chord South 10 degrees 49 minutes 05 seconds East, 566.92 feet, radius 1810.08 feet, delta angle 18 degrees 01 minutes 09 seconds); thence southeasterly along the arc of a spiral curve to the left, chord South 20 degrees 27 minutes 06 seconds East, 60.38 feet; thence South 20 degrees 45 minutes 27 seconds East, 422.91 feet; thence South 69 degrees 14 minutes 33 seconds West, 61.19 feet to the south line of said 1/4-1/4; thence North 87 degrees 22 minutes 20 seconds West, 151.24 feet along said line to the point of beginning.

Containing 4.15 acres, more or less.

All as shown on the survey plat titled "Plat Cabinet A, Page 170" recorded in Tuscaloosa County, Alabama, Probate Records.

PARCEL 170-2/6

That part of Lot No.2 of Star Wood Estates as recorded in Plat Book 15, Pages 108 and 109 (Slide No. 490 in the Probate of Tuscaloosa County, Alabama, said Lot is located in the SE 1/4 of the NE 1/4 of Section 2, Township 17 South, Range 9 West, Tuscaloosa County, Alabama, described as follows:

Commence at the Northwest corner of the SE 1/4 of the NE 1/4 Section 2, Township 17 South, Range 9 West, Tuscaloosa County, Alabama, thence South 87 degrees 22 minutes 20 seconds East, 279.78 feet along the north line of said 1/4-1/4 to the **POINT OF BEGINNING**; thence South 87 degrees 22 minutes 20 seconds East, 17.59 feet along said line; thence South 69 degrees 14 minutes 33 seconds West, 19.54 feet; thence North 05 degrees 09 minutes 54 seconds East, 7.76 feet to point of beginning.

Containing 0.0016 acres, more or less.

PARCEL 170-3/6:

All of those parts (35.5 acres total) lying east and south of that parcel described in Parcel 170-1/6 which crossing upon and over that parcel described as follows:

The NE 1/4 of the NE 1/4 of Section 2, Township 17 South, Range 9 West, Tuscaloosa County, Alabama

All parts containing 35.5 acres, more or less.

PARCEL 170-4/6:

That part of Lot No.2 in Star Wood Estates lying east and south of Parcel 170-2/6 and all of Lots 3,4 & 5 as recorded in Plat Book 15, Pages 108 and 109 (Slide No. 490 in the Probate of Tuscaloosa County, Alabama, said Lots are located in the SE 1/4 of the NE 1/4 of Section 2, Township 17 South, Range 9 West, Tuscaloosa County, Alabama.

Containing 20.1 acres, more or less.

PARCEL 170-5/6:

A parcel of land situated in the SW 1/4 of the SE1/4 of Section 7, Township 17 South, Range 8 West, Tuscaloosa County, Alabama more particularly described as follows: **commence** at the southeast corner of said Section 7, Township 17 South, Range 8 West, thence run along section line between section 7 and 18 a distance of 660 yards, more or less, to a point, thence right 60 degrees and run northwest a distance of 515 feet to the **POINT OF BEGINNING** of the property herein described, thence left 90 degrees and run southwest a distance of 210 feet to point, thence right 90 degrees and run northwest a distance of 210 feet to a point, thence right 90 degrees and run northeast a distance of 210 feet to a point, thence right 90 degrees and run southeast a distance of 210 feet to THE POINT OF BEGINNING. the above described parcel lying and being in the SW1/4 of the SE 1/4, Section 7, Township 17 South, Range 8 West, Tuscaloosa County, Alabama.

Containing 1.00 acres, more or less.

PARCEL 170-6/6:

The following described property situated in the Southeast Quarter of the Northeast Quarter of Section 18, Township 17 South, Range 8 West and more particularly described as follows: **Commence** at the Point of Intersection of the Southwesterly R/W line of the Berry-Whitson County Paved Road with the Southwesterly R/W line of Alabama Highway No.69 in the above described

Southeast Quarter Northeast on Right-of-way Marker Sta. P.C. 209+65.47; thence on a bearing of North 42 degrees 10 minutes West along the Southwesterly right of way line of the Berry-Whitson Road run a distance of 30.0 feet to the **POINT OF BEGINNING**; thence continue North 42 degrees 10

minutes West along Southwesterly Right-of-way line of said Berry-Whitson Road for a distance of 210.0 feet; thence turn an angle of 94 degrees 40 minutes to the left for a distance of 210 00 feet; thence turn an angle of 85 degrees 20 minutes to the left for a distance of 210 0 feet; thence turn an angle of 94 degrees 40 minutes to the left for a distance of 210 0 feet to the POINT OF BEGINNING.

Containing 1.0 acres, more or less.

Certain above described lands herein previously deeded to Chevron USA, Inc. contained reversionary clauses or similar clauses as follows:

"If a railroad is constructed on the above-described lands, and after construction the railroad tracks are removed and said lands remain unused for railroad purposes for a period of five (5) years from the date said railroad tracks are removed, all right, title and interest to the above-described lands shall automatically revert to the then-surface owner of the land from which the above-described lands have been severed, and all right title and interest as well as responsibility for said lands, including the payment of all property taxes, shall be the sole responsibility of said surface owner. However, the real estate shall not revert back in the absence of construction of the railroad."

ALAWEST-AL LLC

Tuscaloosa County

Tax Parcel ID 63-	Legal Description	Sec Twp Rng	Acres
01-03-06-0-000-003.001	THE W 5 AC OF S1/2 OF NW1/4 OF SW1/4 & THE W 10 AC OF SW1/4 OF SW1/4 S6 T17S R8W	SECTION 06 TWP 17S RANGE 08W	15
01-03-07-0-000-001.001	THE W 10 AC OF NW1/4 OF NW1/4 S7 T17S R8W	SECTION 07 TWP 17S RANGE 08W	10
01-03-07-0-000-001.002	THE W1/2 OF NW1/4 IN S7 T17S R8W LESS & EXCEPT: THE W 10 AC OF THE NW1/4 OF NW1/4	SECTION 07 TWP 17S RANGE 08W	75
01-03-07-0-000-013.000	BEG. INTER. S LINE OF BRANDON SCHOOL-WHITSON RD. & S SEC. LINE. S-7, T-17, R-8. NW 550' (S) WITH RD. TO POB. NW 210' WITH RD., SW 210', SE 210', NE 210' TO RD. & TO POB.	SECTION 07 TWP 17S RANGE 08W	1
01-04-18-0-000-003.000	BEG INTER W LINE BERRY-WHITSON RD & W LINE STATE H/W 69, S-18, T-17, R-8. NW 120'(S) WITH RD TO P.O.B. NW 210' WITH RD, SW 210', SE 210', NE 210' TO RD & P.O.B.	SECTION 18 TWP 17S RANGE 08W	1
02-01-01-0-000-002.000	ALL OF THE NW 1/4 OF NE 1/4 OF SECTION 1 TOWNSHIP 17S RANGE 9W	SECTION 01 TWP 17S RANGE 09W	40
02-01-01-0-000-003.001	LOT 8 STAR WOOD ESTATES	SECTION 01 TWP 17S RANGE 09W	6.58
02-01-01-0-000-003.002	LOT 7 STAR WOOD ESTATES	SECTION 01 TWP 17S RANGE 09W	6.57
02-01-01-0-000-003.003	LOT 6 STAR WOOD ESTATES	SECTION 01 TWP 17S RANGE 09W	3.89
02-01-01-0-000-004.000	ALL OF THE SE 1/4 OF NW 1/4 OF SECTION 1 TOWNSHIP 17 RANGE 9	SECTION 01 TWP 17S RANGE 09W	40
02-01-01-0-000-005.000	ALL OF THE SW 1/4 OF NE 1/4 OF SECTION 1 TOWNSHIP 17S RANGE 9W	SECTION 01 TWP 17S RANGE 09W	40
02-01-01-0-000-006.000	ALL OF THE SE 1/4 OF NE 1/4 AND NE 1/4 OF SE 1/4 OF SECTION 1 TOWNSHIP 17S RANGE	SECTION 01 TWP 17S	20

	9W; LESS SE 1/4 OF NE 1/4 AND LESS N 1/2 OF NE 1/4 OF SE 1/4	RANGE 09W	
02-01-01-0-000-007.000	ALL OF THE NW 1/4 OF SE 1/4 OF SECTION 1 TOWNSHIP 17S RANGE 9W	SECTION 01 TWP 17S RANGE 09W	40
02-01-01-0-000-008.000	ALL OF THE NE 1/4 OF SW 1/4 OF SECTION 1 TOWNSHIP 17S RANGE 9W	SECTION 01 TWP 17S RANGE 09W	40
02-01-01-0-000-009.000	BEG SE CORN OF NW 1/4 OF SW 1/4, S-1, T-17, R-7. N 210' (S), W 245'(S), SW 80'(S), SE 140'(S), E 250'(S) TO P.O.B.	SECTION 01 TWP 17S RANGE 09W	1.25
02-01-01-0-000-010.000	BEG NE CORN OF NW 1/4 OF SW 1/4, S-1, T-17, R-9. W 330' (S), S 1230'(S), E 1010'(S), NW 140'(S), NE 80'(S), E 245' (S), N 1120'(S) TO P.O.B.	SECTION 01 TWP 17S RANGE 09W	8.4
02-01-01-0-000-011.000	BEG NW CORN OF SW 1/4, S-1, T-17, R-9. S 1320'(S) WITH W SEC LINE, E 1010'(S), N 1320' (S), W 1010'(S) TO W SEC LINE & P.O.B.	SECTION 01 TWP 17S RANGE 09W	30
02-01-01-0-000-012.000	ALL OF THE SW 1/4 OF SW 1/4 OF SECTION 1 TOWNSHIP 17S RANGE 9W	SECTION 01 TWP 17S RANGE 09W	40
02-01-01-0-000-013.000	ALL OF THE SE 1/4 OF SW 1/4 OF SECTION 1 TOWNSHIP 17S RANGE 9W	SECTION 01 TWP 17S RANGE 09W	40
02-01-01-0-000-014.000	W1/2-SW1/4-SE1/4 S1 T17S R9W	SECTION 01 TWP 17S RANGE 09W	20
02-01-01-0-000-014.001	E1/2-SW1/4-SE1/4 S1 T17S R9W	SECTION 01 TWP 17S RANGE 09W	20
02-01-01-0-000-015.000	ALL OF THE SE 1/4 OF SE 1/4 OF SECTION 1 TOWNSHIP 17 RANGE 9	SECTION 01 TWP 17S RANGE 09W	40
02-01-01-0-001-001.000	N1/2-SW1/4-NW1/4 S1 T17S R9W	SECTION 01 TWP 17S RANGE 09W	20
02-01-01-0-001-001.020	BEG 535(S) S OF & 555(S) E OF NW COR S1 TH E 109.3; S 199.7; W 109.3; N 199.7 TO POB IN NW1/4-NW1/4 S1 T17S R9W	SECTION 01 TWP 17S RANGE 09W	0.5
02-01-01-0-001-001.036	BEG 535(S) S OF & 445(S) E OF NW COR S1 TH E 109.3; S 199.7; W 109.3; N 199.7 TO POB IN NW1/4-NW1/4 S1 T17S R9W	SECTION 01 TWP 17S RANGE 09W	0.5
02-01-01-0-001-002.017	BEG 775(S) S OF NE COR NW1/4 S1 TH S 199.7; W 218.6; N 199.7; E 218.6 TO POB IN NE1/4-NW1/4 S1 T17S R9W	SECTION 01 TWP 17S RANGE 09W	1
02-01-02-0-000-001.000	ALL OF THE NE 1/4 OF NE 1/4 OF SECTION 2 TOWNSHIP 17S RANGE 9W	SECTION 02 TWP 17S RANGE 09W	40
02-01-02-0-000-002.004	BEG AT NE COR OF NW1/4 OF NE1/4 S2 T17S R9W; TH S 945.4; NWLY 963.6; E 136.2 TO POB	SECTION 02 TWP 17S RANGE 09W	2.16
02-01-02-0-000-005.004	LOT H MONTGOMERY RIDGE	SECTION 02 TWP 17S RANGE 09W	4.87
02-01-02-0-000-005.005	LOT I MONTGOMERY RIDGE	SECTION 02 TWP 17S RANGE 09W	4.16
02-01-02-0-000-012.000	BEG SE COR SW1/4-NE1/4 S2 T17S R9W TH W 440; NW 640(S); NE 313; SE 394; S 620(S) TO POB	SECTION 02 TWP 17S RANGE 09W	9
02-01-02-0-000-014.000	BEG SW COR SE1/4-NE1/4 S2 TH N 150(S); NE 374(S); SE 525(S) W 610(S) TO POB IN SE1/4-NE1/4 S2 T17S R9W	SECTION 02 TWP 17S RANGE 09W	3.4
02-01-02-0-000-014.001	BEG 405(S) N OF SW COR SE OF NE; TH N 210	SECTION 02	1.31

02-01-02-0-000-014.002	TO RD; SE ALG RD 385; SW 174; NW 210 TO POB; LYING IN SEC 2 T17S R9W	TWP 17S RANGE 09W SECTION 02	0.5
02-01-02-0-000-015.000	BEG 150(S) N OF SW COR SE1/4- NE1/4 S2 TH N 252; SE 210; SW 200 TO POB IN SE1/4- NE1/4 S2 T17S R9W	TWP 17S RANGE 09W SECTION 02	5.2
02-01-02-0-000-015.001	LOT 5 STAR WOOD ESTATES	TWP 17S RANGE 09W SECTION 02	6.19
02-01-02-0-000-015.002	LOT 4 STAR WOOD ESTATES	TWP 17S RANGE 09W SECTION 02	4.58
02-01-02-0-000-015.003	LOT 3 STAR WOOD ESTATES	TWP 17S RANGE 09W SECTION 02	4.64
02-01-02-0-000-015.005	LOT 2 STAR WOOD ESTATES	TWP 17S RANGE 09W SECTION 02	3.68
02-01-02-0-000-015.006	LOT 10 STAR WOOD ESTATES	TWP 17S RANGE 09W SECTION 02	3.91
02-01-02-0-000-015.006	LOT 9 STAR WOOD ESTATES	TWP 17S RANGE 09W SECTION 02	3.3
02-01-02-0-000-016.000	BEG NE CORN OF SE 1/4, S-2, T-17, R-9. S 264' WITH E SEC LINE, W 510'(S) & 462.1'(D) TO E LINE BRANDON SCHOOL-WHITSON RD, NW 290.8' WITH RD, E 620' (S) & 585.9'(D) TO E SEC LINE & P.O.B.	TWP 17S RANGE 09W SECTION 02	18
02-01-02-0-000-017.000	BEG CENTER S02 T17S R9W TH S 530(S); E 1320(S); N 265(S); E 325(S); N 75(S); E 100; N 168.7; E 207.5; NWLY 30(S); W 1940(S) TO POB	TWP 17S RANGE 09W SECTION 02	1
02-01-02-0-000-017.001	BEG NW COR NE1/4-SE1/4; TH E 610(S); SE 30(S) TO POB; TH W 207.5; S 168.7; E 294.6; NW 188.4 TO POB IN NE1/4-SE1/4 S2 T17S R9W	TWP 17S RANGE 09W SECTION 02	120
02-01-02-0-000-018.000	ALL OF THE E 1/2 OF SW 1/4 AND SW 1/4 OF SW 1/4 OF SECTION 2 TOWNSHIP 17S RANGE 9W	TWP 17S RANGE 09W SECTION 02	2
02-01-02-0-000-019.000	BEG 265(S) S OF NW COR NE1/4- SE1/4 S2 TH E 325(S); S 265(S) W 320(S); N 265(S) TO POB IN NE1/4-SE1/4 S2 T17S R9W	TWP 17S RANGE 09W SECTION 02	2.9
02-01-02-0-000-019.001	BEG 320(S) E AND 195(S) S OF NW COR NE OF SE; TH S 334.6; E 365.6; N 140; E 83.1 TO WLY R/W CO HWY 46; NLY ALG R/W 210(S); W 367 TO POB; LYING IN SEC 2 T17S R9W	TWP 17S RANGE 09W SECTION 02	2.9
02-01-02-0-000-020.000	BEGIN AT A PT 264 S OF THE NE COR OF SE 1/4 TH S-264 TH W- 430 (S) TH NW-275 (S) TH E-510 (S) TO POB LYING IN SEC 2 TSP 17 S R9W	TWP 17S RANGE 09W SECTION 02	12
02-01-02-0-000-021.000	BEG 525(S) S OF NW COR NW OF SE; TH S 265(S); E 2005(S); N 260(S); W 2005(S) TO POB; LYING IN SEC 2 T17S R9W	TWP 17S RANGE 09W SECTION 02	0.9
02-01-02-0-000-021.001	BEG 535(S) N AND 685(S) E OF SW COR NE OF SE; TH N 417.4; E 83.1 TO WLY R/W CO HWY 46; SLY ALG R/W 65(S); SLY ALG R/W 355.2; W 104.3 TO POB; LYING IN SEC 2 T17S R9W	TWP 17S RANGE 09W SECTION 02	0.6
02-01-02-0-000-023.002	COM 472.6 W OF SE COR NE1/4- SE1/4 S2 T17S R9W TH N 419.7 ALG R/W TO POB TH N 106(S); W 245(S); S 106(S); E 204.5 TO POB	TWP 17S RANGE 09W SECTION 02	

02-01-02-0-000-023.003	BEG 472.6 W OF SE COR NE1/4- SE1/4 S2 T17S R9W TH N 419.7; W 204.5; S 420; E 210 TO POB	SECTION 02 TWP 17S RANGE 09W	2.4
02-01-02-0-000-024.000	BEG NE CORN OF SE 1/4, S-2, T-17, R-9. W 620'(S) TO E LINE BRANDON SCHOOL- WHITSON RD, SE 835'(S) WITH RD TO P.O.B. SE 210'(S) WITH RD, E 210'(S), NW 210'(S), W 210'(S) TO RD & P.O.B.	SECTION 02 TWP 17S RANGE 09W	1
02-01-02-0-000-025.000	BEG SE COR OF NE 1/4 OF SE 1/4 OF SEC 2 T17 R 9; N 528'; W 180'(S); S 210';W 210'(S) TO E R/W CO RD 46; SWLY 320'(S) ALG E R/W; E 400'(S) TO P.O.B.	SECTION 02 TWP 17S RANGE 09W	3.77
02-01-02-0-000-028.000	BEG NE CORN OF SE 1/4 OF SE 1/4, S-2, T-17, R-9. W 400'(S) TO E LINE BRANDON SCHOOL- WHITSON RD, SW 820'(S) WITH RD, E 485'(S) TO E SEC LINE, N 815'(S) WITH E SEC LINE TO P.O.B.	SECTION 02 TWP 17S RANGE 09W	8.3
02-01-02-0-000-029.000	BEG NW CORN OF SE 1/4, OF SE 1/4, S-2, T- 17, R-9. E 820'(S) TO W LINE BRANDON SCHOOL- DESCRIBED AS BEG SE COR LOT 1 TH W. 100' TO SW COR LOT 2 TH N 133' (S) TO NW COR LOT 2 TH NE 47' (S) TO S ROW 15TH ST TH W 40' (S) TO E RR ROW TH S 243.2' ALONG RR ROW TH E 134.9' ALONG RR ROW TO E LINE LOT 9 TH N 70' (S) TO POB.	SECTION 02 TWP 17S RANGE 09W	14
02-01-02-0-000-032.000	BEG INTER S SEC LINE & W LINE BRANDON SCHOOL-WHITSON RD, S-2, T-17, R-9. NW 510'(S), WITH RD, W 710'(S), S 495'(S) TO S SEC LINE, E 795'(S) WITH S SEC LINE TO RD & P.O.B.	SECTION 02 TWP 17S RANGE 09W	8.7
02-01-02-0-000-033.000	BEG SE CORN OF S-2, T-17, R-9. N 495'(S) WITH E SEC LINE, W 485'(S) TO E LINE BRANDON SCHOOL, SE 515'(S) WITH RD TO S SEC LINE, E 380'(S) WITH S SEC LINE TO E SEC LINE & P.O.B.	SECTION 02 TWP 17S RANGE 09W	5
02-01-11-0-000-001.000	ALL THE NE 1/4 NE 1/4 LYING NE OF CO HWY 46 SEC 11 T 17S R9W	SECTION 11 TWP 17S RANGE 09W	1.9
02-01-11-0-000-002.000	BEG INTER E SEC LINE & W LINE BRANDON SCHOOL-WHITSON RD, S-11, T-17, R-9. S 750'(S) WITH E SEC LINE, W 132', NW'LY 915'(S) TO RD, SE 250'(S) WITH RD TO E SEC LINE & P.O.B.	SECTION 11 TWP 17S RANGE 09W	3.7
02-01-11-0-000-003.000	BEG INTER N SEC LINE & W LINE BRANDON SCHOOL-WHITSON RD, S-11, T-17, R-9 W 1145'(S) WITH N SEC LINE, SW 310'(S), E 510'(S), S 1050'(S), E 1180' (S), NW'LY 915'(S) TO RD, NW 550'(S) WITH RD TO N SEC LINE & P.O.B.	SECTION 11 TWP 17S RANGE 09W	34
02-01-11-0-000-008.000	BEG AT NE COR OF SE 1/4 OF NE 1/4 POB TH W-1320 S-860 E-740 NE-210 E-210 SW-210 E- 350 N-870 TO POB LESS RD R/W SEC LINE TO P.O.B.	SECTION 11 TWP 17S RANGE 09W	25
02-01-11-0-000-008.001	BEG AT NE COR OF SE 1/4 OF NE 1/4 TH S 870 (S) W 350 (S) TO POB TH W 210 TO RD TH N ALONG RD 210 E 210 SW 210 TO POB	SECTION 11 TWP 17S RANGE 09W	1
02-01-11-0-000-009.000	BEG SE CORN OF NE 1/4, S-11, T-17, R-9. N 446' WITH E SEC LINE, W 1320', S 446', E 1320' TO E SEC LINE & P.O.B.	SECTION 11 TWP 17S RANGE 09W	13.52

02-01-11-0-000-010.000	ALL OF THE NE 1/4 OF SE 1/4 OF SECTION 11 TOWNSHIP 17S RANGE 9W	SECTION 11 TWP 17S RANGE 09W	40
02-01-11-0-000-011.002	E 1/2 OF NW 1/4 LESS AND EXCEPT PT OF W 1/2-SE1/4 & PT E1/2- SW1/4 S11 T17S R9W LYING NORTH & EAST OF LITTLE YELLOW CREEK	SECTION 11 TWP 17S RANGE 09W	20
02-01-12-0-000-001.000	ALL OF THE NE 1/4 OF NE 1/4 AND E 1/2 OF NW 1/4 OF NE 1/4 OF SECTION 12 TOWNSHIP 17S RANGE 9W	SECTION 12 TWP 17S RANGE 09W	58
02-01-12-0-000-002.000	BEG NW CORN OF NE 1/4, S-12, T-17, R-9. S 1330'(S), W 65' (S) TO E LINE BRANDON SCHOOL- WHITSON RD, SE 450'(S) WITH RD, E 40'(S), N 295'(S), E 375'(S), N 1330'(S) TO N SEC LINE & P.O.B.	SECTION 12 TWP 17S RANGE 09W	22
02-01-12-0-000-003.000	NE 1/4 OF NW 1/4 LESS & EXCEPT ROW FOR COUNTY RD 46 BEING IN SEC 12 TSP 17 RNG 9 MINERAL EXCEPTED	SECTION 12 TWP 17S RANGE 09W	36
02-01-12-0-000-004.000	ALL OF THE NW 1/4 OF NW 1/4 LYING NORTH OF COUNTY ROAD 46 SECTION 12 TOWNSHIP 17 RANGE 9	SECTION 12 TWP 17S RANGE 09W	17
02-01-12-0-000-005.000	BEG SW CORN OF NW 1/4, S-12, T-17, R-9. N 2060'(S) WITH W SEC LINE TO S LINE BRANDON SCHOOL-WHITSON RD, SE 1380'(S) WITH RD, S 635'(S), E 520' (S), S 420'(S), W 520'(S), S 895'(S), W 1340'(S) TO W SEC LINE & P.O.B.	SECTION 12 TWP 17S RANGE 09W	64
02-01-12-0-000-007.000	BEG SE CORN OF NW 1/4, S-12, T-17, R-9. NW 1025'(S), E 25' (S) TO W LINE BRANDON SCHOOL- WHITSON RD, NW 450'(S) WITH RD, W 575'(S), S 420'(S), W 520'(S), S 895'(S), E 1335'(S) TO P.O.B.	SECTION 12 TWP 17S RANGE 09W	35
02-01-12-0-000-008.000	BEG SW CORN OF NE 1/4, S-12, T-17, R-9. NW 1025'(S), E 75' (S) TO W LINE BRANDON SCHOOL- WHITSON RD, SE 1490'(S) WITH RD, S 290'(S), W 1320'(S) TO P.O.B.	SECTION 12 TWP 17S RANGE 09W	19
02-01-12-0-000-009.000	BEG NE CORN S-12, T-17, R-9, W 1035'(S), S 295'(S), W 40'(S) TO E LINE BRANDON SCHOOL- WHITSON RD, SE 1255'(S) WITH RD, N 890'(S) TO P.O.B.	SECTION 12 TWP 17S RANGE 09W	15
02-01-12-0-000-010.000	ALL OF THE SE 1/4 OF NE 1/4 LYING NORTH OF HIGHWAY 46 SECTION 12 TOWNSHIP 17S RANGE TH NE 47' (S) TO S ROW 15TH ST TH W 40' (S) TO E RR ROW TH S 243.2' ALONG RR ROW TH E 134.9' ALONG RR ROW TO E LINE LOT 9 TH N 70' (S) TO POB.	SECTION 12 TWP 17S RANGE 09W	35
02-01-12-0-000-011.000	ALL OF THE SE 1/4 OF NE 1/4 SOUTH OF HIGHWAY 46 SECTION 12 TOWNSHIP 17S RANGE 9W	SECTION 12 TWP 17S RANGE 09W	2.1
02-01-12-0-000-012.000	ALL OF THE SW 1/4 AND W 1/2 OF SE 1/4 OF SECTION 12 TOWNSHIP 17 RANGE 9 LESS AND EXCEPT THE SW 1/4	SECTION 12 TWP 17S RANGE 09W	81
02-01-12-0-000-014.000	ALL OF THE E 1/2 OF THE SE 1/4 SOUTHWEST OF COUNTY HIGHWAY 46 SECTION 12 TOWNSHIP 17S RANGE 9W	SECTION 12 TWP 17S RANGE 09W	75
		Total Acres:	1,459.28

FUTURE 200 FT. RIGHT-OF-WAY PROVISIONS: Two hundred feet wide right-of-way (200') to be designated by Lessee, at Lessee's discretion, along a route in the following lands:

Tax Parcel ID 63-	Legal Description	Sec Twp Rng
01-02-09-0-000-002.000	ALL OF W 1/2 OF NW 1/4 SEC 9- TP 17S R8W	SECTION 09 TWP 17S RANGE 08W
01-03-07-0-000-001.000	BEG AT NE COR S7 T17S R8W; TH W 2813(S); S 156(S); W 1402(S) S 1178(S); E 1424(S); N 1013(S); E 1409(S); S 359(S); E 1419(S); N 665(S) TO POB	SECTION 07 TWP 17S RANGE 08W
01-03-07-0-000-002.000	BEG. NE CORN. OF NE 1/4 OF NW 1/4. S-7, T-17, R-18. W 1405' (S) WITH N SEC. LINE, S 155' (S), E 1405'(S), N 155'(S) TO N SEC. LINE & TO POB.	SECTION 07 TWP 17S RANGE 08W
01-03-07-0-000-003.000	BEG SW COR NW/4-NE/4 S7 T17S R8W; N 977.5; E 1356.1; S 332.1; E 393(S); SWLY 1235(S); W 769(S) TO POB	SECTION 07 TWP 17S RANGE 08W
01-03-08-0-000-002.000	ALL OF THE NW 1/4-NE 1/4 OF SEC 8 T17S R8W	SECTION 08 TWP 17S RANGE 08W
01-03-08-0-000-007.000	ALL OF THE W1/2 OF NW1/4 OF NW1/4 IN S8 T17S R8	SECTION 08 TWP 17S RANGE 08W
01-03-08-0-000-012.000	ALL OF THE SE 1/4 NE 1/4 OF SEC 8 T17S R8W	SECTION 08 TWP 17S RANGE 08W
01-03-08-0-000-014.000	ALL OF THE NW 1/4 SE 1/4 OF SEC 8 T17S R8W	SECTION 08 TWP 17S RANGE 08W

DESCRIPTION	COUNTY	ACRES
RAILROAD RIGHT OF WAY	FAYETTE COUNTY	538.3590
RAILROAD RIGHT OF WAY	TUSCALOOSA COUNTY	63.9116
FACILITIES	TUSCALOOSA CO.	1,459.2800
OVERLAND RIGHT OF WAY	TUSCALOOSA CO.	327.0000
TOTAL ACRES MORE OR LESS		2,388.5506

THIS INSTRUMENT PREPARED BY:

Dann King, Landman
 Jim Walter Resources, Inc.
 P.O. Box 133
 Brookwood, AL 35444
 205-554-6131

dking@walterenergy.com

For recording purposes only

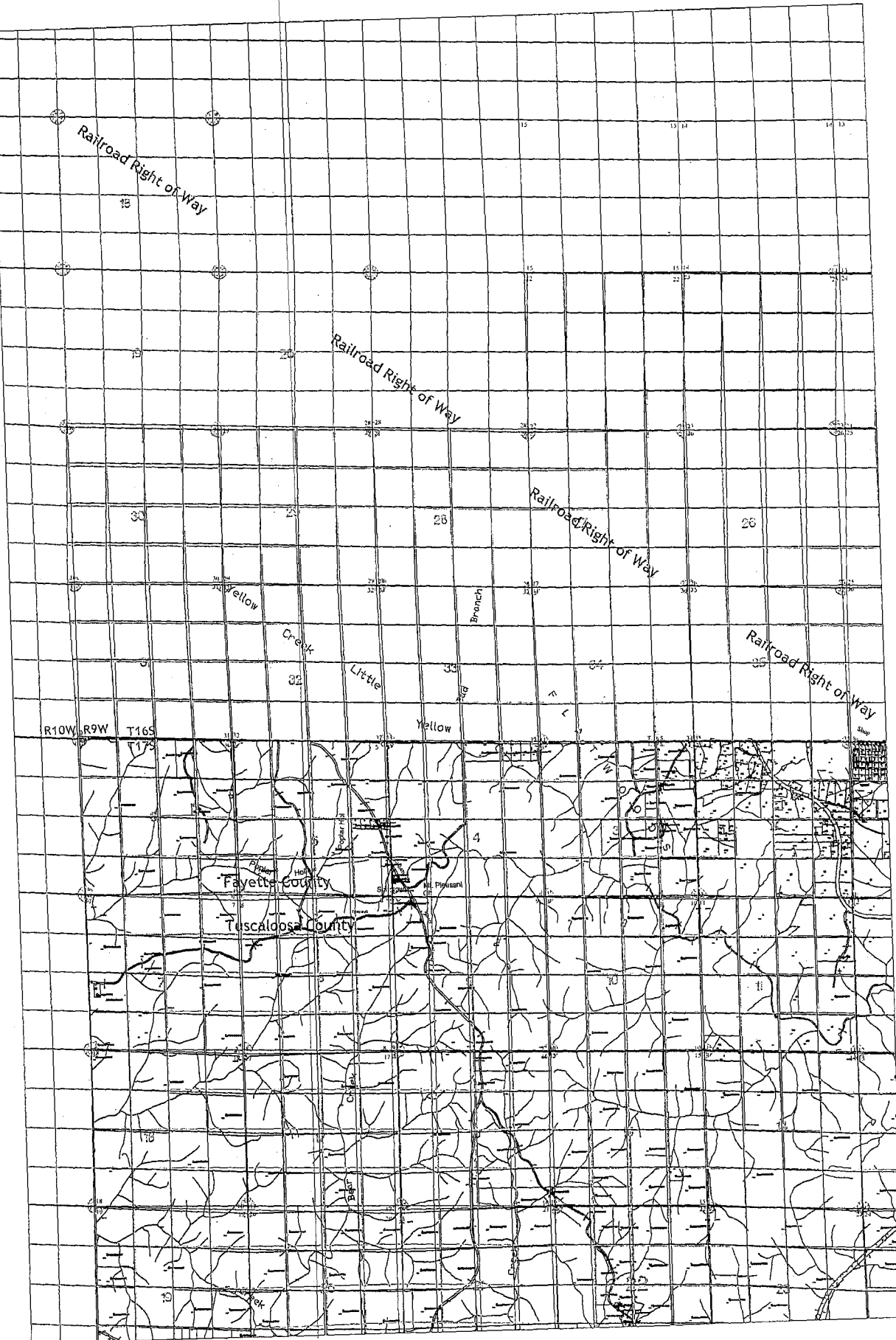
Fayette County Gross acres: 538.3590
 Tuscaloosa County Gross acres: 1,850.1916
 Total Gross Acres: 2,388.5506

Source of Title:

Deed book 1997/Page 149, Tuscaloosa County
 Deed book 2000/Page 18570, Tuscaloosa County
 Deed book 2000/Page 17583, Tuscaloosa County
 Deed book 2000/ Page 2968, Fayette County
 Deed book 2006/Page 11708, Tuscaloosa County
 Incorporation book 2001/Page 2301, Tuscaloosa County

EXHIBIT C

The following parcels (but not limited to) being continuous adjoining surveyed tracts of lands running and corresponding with Plat Cabinet A, Pages 126-170, Chevron USA, Inc. and Pittsburg & Midway Coal Mining Company Railroad Right of Way as recorded in the Office of the Probate Judge of Fayette and Tuscaloosa County, Alabama, to wit:



FIRST AMENDMENT

TO

LEASE AGREEMENT

THIS *First Amendment To Lease Agreement* made and entered into as of this 12 day of September, 2012, by and between Alawest-AL, LLC, an Alabama limited liability company, whose address is P.O. Box 410, Northport, Alabama 35476 (hereinafter referred to as ("Lessor")); and Walter Energy, Inc. ("Lessee") a Delaware corporation, a corporation organized and existing under the laws of the State of Alabama, whose address is P.O. Box 133, Brookwood, Alabama 35444 (hereinafter referred to as ("Lessee")).

WITNESSETH:

WHEREAS, Walter Energy, Inc. and Alawest-AL LLC, entered into and executed that certain *Lease Agreement* dated October 31, 2011, covering lands in Townships 17 South, Range 8 and 9 West, Tuscaloosa County, Alabama (the "Lease"). A Memorandum of the Lease was recorded in the Office of the Judge of Probate of Tuscaloosa County, Alabama in Deed Book 2011, at Pages 17010-17044;

NOW THEREFORE, in consideration of the Premises and the mutual covenants contained herein, the parties agree to amend and supplement the Lease Agreement as follows:

1. The parcels described in Exhibit A of the *Lease Agreement* dated October 31, 2011 defined as "Future 200 ft. Right-of-Way Provisions; Overland Belt Right-of-Way (327.000 acres)" are further defined on the attached Exhibits A, B, and C and shall henceforth constitute and become a portion of the "said land" as that term is defined and used in the Lease Agreement, and shall be subject to all of Lessee's rights, privileges and obligations as specified in the Lease Agreement.
2. Except as herein amended, the Lease Agreement shall continue in force according to its terms.

IN WITNESS WHEREOF, the parties hereto have duly executed this First Amendment To Lease Agreement in multiple counterparts, and have caused their respective names and seals to be affixed hereunder on this 12 day of September, 2012.

LESSEE:

ATTEST:

WALTER ENERGY, INC.

By: Melanie N. Sides
Its Planning Engineer

By: [Signature]
Its Chief Accounting Officer

LESSOR:

ATTEST:

ALAWEST-AL LLC.

By: [Signature]
Its Land Manager

By: [Signature]
Its Manager

STATE OF ALABAMA)
Jefferson COUNTY)

I, Lisa Lane, a Notary Public in and for said county in said state, hereby certify that Robert Verney, whose name as Chief Acctg Officer of Jim Walter Resources, Inc., a corporation, as signed to the foregoing instrument, and who is known to me, acknowledged before me on this 13th day of September, 2008 that, being informed of the contents of the instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Lisa R. Lane
Notary Public

My Commission Expires: 11-24-12

STATE OF Alabama)
Tuscaloosa COUNTY)

I, Frank M. Orr, a Notary Public in and for said county in said state, hereby certify that Gene R. Taylor, whose name as Manager of Wesley West Minerals Corporation, a corporation, as signed to the foregoing instrument, and who is known to me, acknowledged before me on this 12 day of September, 2012 that, being informed of the contents of the instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Frank M. Orr
Notary Public

My Commission Expires MY COMMISSION EXPIRES 3-6-2016

THIS INSTRUMENT PREPARED by:

Melanie N. Sides, Engineer

Jim Walter Resources, Inc.

P.O. Box 133

Brookwood, AL 35444

205-554-6176

For Recording Purposes Only:

Tuscaloosa County Gross Acres: 23.30

SOURCE OF TITLE:

Deed Book 1997 Page 149

Deed Book 2000 Page 18570

Deed Book 2000 Page 17583

Deed Book 2006 Page 11708

Incorporation Book 2001 Page 2301

200 FT. RIGHT-OF-WAY AND ACCESS ROADS ARE FURTHER DESCRIBED:

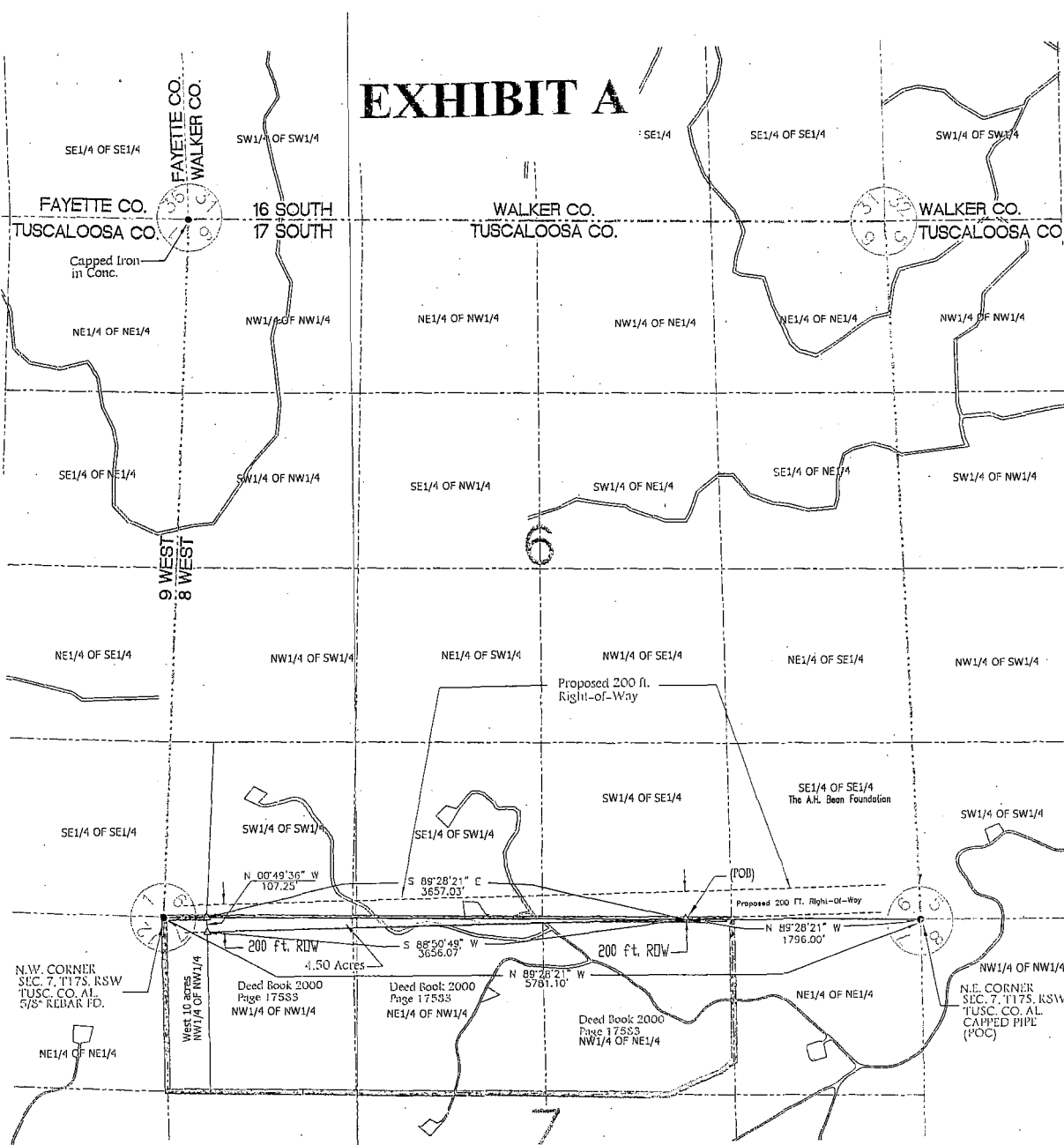
Tax Parcel ID 63-

01-02-09-0-000-002.000	See Exhibit B
01-03-07-0-000-001.000	See Exhibit A and Exhibit C
01-03-07-0-000-002.000	See Exhibit A and Exhibit C
01-03-07-0-000-003.000	See Exhibit A and Exhibit C
01-03-08-0-000-002.000	Released
01-03-08-0-000-007.000	See Exhibit C
01-03-08-0-000-012.000	Released
01-03-08-0-000-014.000	Released

Tax Parcel ID 63-

01-03-05-0-000-014.000	Additional Lands See Exhibit B and Exhibit C
01-02-04-0-000-010.000	Additional Lands See Exhibit B and Exhibit C

EXHIBIT A



PROPOSED RIGHT-OF-WAY CROSSING ALAWEST-AL, L.L.C. PROPERTY

BLUE CREEK ENERGY, INC.
 LOCATED IN THE N 1/2 OF NW 1/4 & NW1/4 OF NE 1/4
 SECTION 7, TOWNSHIP 17 SOUTH, RANGE 8 WEST
 STATE OF ALABAMA, TUSCALOOSA COUNTY

PROPOSED RIGHT-OF-WAY DESCRIPTION

Commence at the N.E. corner of Section 7, Township 17 South, Range 8 West, Tuscaloosa County Alabama; thence with a bearing of N 89°28'21" W a distance of 1,796.00 feet along the north line of said section to the *Point of Beginning* and the south line of a right-of-way having a width of 200 feet; thence with a bearing of S 88°50'49" W a distance of 3,656.07 feet along the said south right-of-way line to the east line of the west 10 acres of the NW1/4 of section 7; thence with a bearing of N 00°49'36" W a distance of 107.25 feet along said east line to the north line of section 7; thence S 89°28'21" E a distance of 3,657.03 along the north line of section 7 to the *Point of Beginning*. Containing 4.50 acres.

ALAWEST-AL, L.L.C. PROPERTY PERIMETER

SURFACE OWNERSHIP	LENGTH	ROW WIDTH	ACREAGE
ALAWEST-AL, L.L.C.	3,656.5 ft.	0-107.2 ft.	4.500 Acres

(POC) = Point of Commencement
 (POB) = Point of Beginning
 Δ = Perimeter Description Point

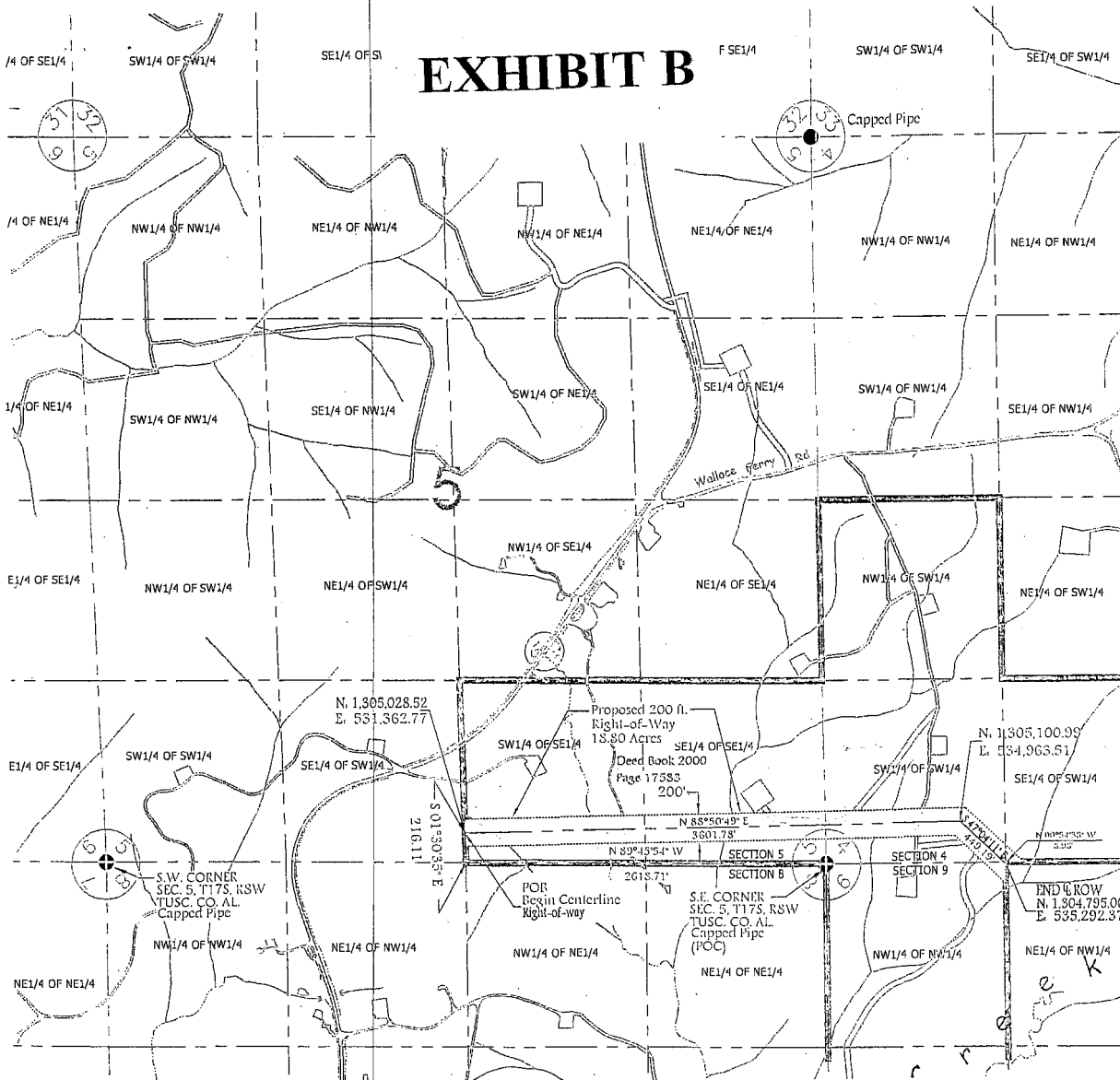


SCALE 1"=1000'
 BASES OF BEARINGS:
 GRID NORTH SPC



PREPARED BY:
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 jerry.garrett@walterenergy.com
 Lat. 33°15'41.58"N
 Long. 87°18'33.08"W
 9/4/2012

EXHIBIT B



PROPOSED RIGHT-OF-WAY CROSSING ALAWEST-AL, L.L.C. PROPERTY

BLUE CREEK ENERGY, INC.

LOCATED IN THE S. 1/2 OF S.E. 1/4 OF SECTION 5,
S. 1/2 OF S.W. 1/4 OF SECTION 4 AND THE N.W.1/4 OF N.W.1/4 OF SECTION 9
ALL IN TOWNSHIP 17 SOUTH, RANGE 8 WEST
STATE OF ALABAMA, TUSCALOOSA COUNTY

(POC) - Point of Commencement
(POB) - Point of Beginning
Coordinates Shown: NAD27, West Zone



SCALE 1"=1000'
BASES OF BEARINGS:
GRID NORTH SPC

PROPOSED RIGHT-OF-WAY

Commence at the S.E. corner of Section 5, Township 17 South, Range 8 West, Tuscaloosa County, Alabama; thence with a bearing of N 89°45'54" W a distance of 2,618.71 feet along the south line of said section to the S.W. corner of the S.E. 1/4 of said section; thence N 01°30'35" W a distance of 216.11 feet to the POINT OF BEGINNING and centerline of a right-of-way having a width of 200 feet; thence with a bearing of N 88°50'49" E a distance of 3,601.78 feet along the said centerline; thence S 47°04'11" E a distance of 449.19 feet to the west line of the N.E. 1/4 of the N.W. 1/4 of Section 9, Township 17 South, Range 8 West and to the end of said right-of-way centerline, said right-of-way lines being extended to terminate at the north and west lines of said N.E. 1/4 of the N.W. 1/4; thence N 00°54'38" W a distance of 8.98 feet to the N.W. corner of the N.E. 1/4 of N.W. 1/4 of Section 9. Containing 18.80 acres.

ALAWEST-AL, L.L.C. PROPERTY PERIMETER

SURFACE OWNERSHIP	LENGTH	ROW WIDTH	ACREAGE
ALAWEST-AL, L.L.C.	4,050.97 ft.	200 ft.	18.80 Acres



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Lat. 33°15'41.58"N
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8/1/2012

EXHIBIT C

