

928

STATE OF ALABAMA
JEFFERSON COUNTY.

Heretofore on January 15, 1963, the undersigned K. E. Cooper and wife, Grace Cooper, conveyed certain property to Coy Cooper, for the use and benefit of the grantor's four children and himself, one-fifth interest each, which conveyance is recorded in the Probate Office of Shelby County, Alabama, in Book 226, page 473, hereinafter referred to as the trust conveyance.

The undersigned K. E. Cooper and wife now wish to amend said trust conveyance, with the assent and approval of all beneficiaries, evidenced by their signatures hereon, as follows:

There shall be added to said trust conveyance following the description of property ending with the following words and figures, viz: "containing 492 acres, more or less," the following provision:

Also any and all other real and personal property which may hereafter be acquired by and conveyed to the Trustee, in trust, under the provisions hereof. The conveyance to the Trustee of any such after-acquired property shall specifically refer to said trust conveyance as being the instrument under which title shall be held.

Also, there shall be substituted for that part of said trust conveyance beginning with the following words and figures, viz:

"Said trust estate shall be held together and administered by the Trustee, or his successor in trust, until December 31, 1970"

and ending with the following words, viz:

"And thereupon to distribute the proceeds of sale and terminate this trust."

the following provisions:

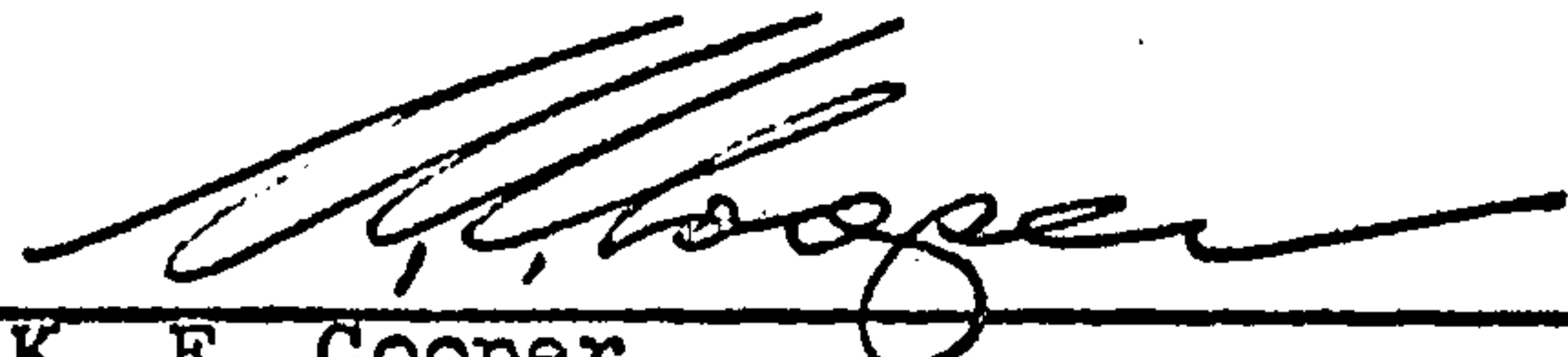
Said trust estate shall be held together and administered by the Trustee, or his successor in trust, until December 31, 1980, at which time the trust shall terminate, unless the majority of the then living adult beneficiaries shall direct the Trustee or successor Trustee, in writing, to continue administration of the trust for not exceeding ten additional years. In the event, within a period of not more than three months prior to December 31, 1980, and not less than 30 days prior to said date, the majority of the then living adult beneficiaries do decide to extend administration of this trust for not exceeding ten additional years, and shall notify the Trustee, or successor Trustee, in writing accordingly, the trust estate shall be held together and administered for such additional period of time, not exceeding ten years.


Upon termination of said trust, accelerated or otherwise, the trust property and assets may be distributed in kind, if that form of distribution is agreed to by all of the then living adult beneficiaries, or if not so agreed to, by liquidation and sale of the trust properties and distribution of the proceeds of sale and other liquid assets, to the beneficial owners in the proportions herein provided for.

The Trustee shall be charged with paying all ad valorem taxes on the trust properties, and assessing same for taxes each year, and with keeping the insurance on buildings in force and effect. Upon renting or leasing the property, the Trustee shall require the lessee to make all necessary repairs to buildings and fences and to keep the pastures in as good shape, natural causes excepted, as they are now in.

In the event, prior to termination, accelerated or otherwise, the living adult beneficiaries wish to sell the trust property, or any part thereof, at and for a price acceptable to them, the Trustee, upon the written approval of all of the then living adult beneficiaries, shall have the right and duty to effect such sale and convey the property as agreed upon.

IN WITNESS WHEREOF, the undersigned K. E. Cooper and wife, Grace Cooper, have hereunto set their hands and seals on this the 10th day of December, 1970.


K. E. Cooper

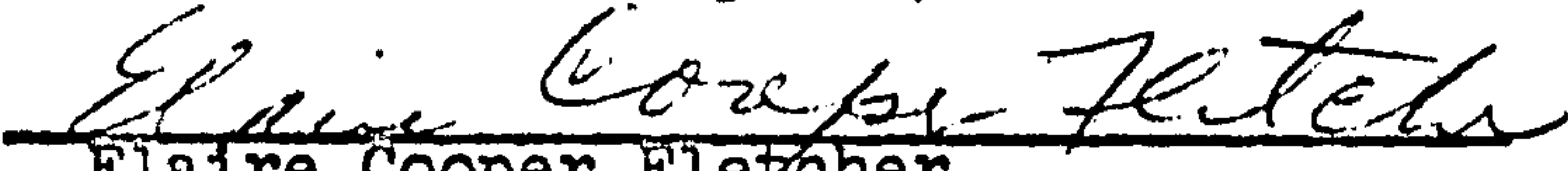

Grace Cooper

APPROVED:



Coy Cooper, as Trustee

The undersigned beneficiaries consent to and approve the foregoing amendment, this December _____, 1970.


Kenneth Maru Cooper


Elaine Cooper Fletcher


Coy M. Cooper


Erlin Cantey Cooper

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED

1970 DEC 14 AM 11:00

U.C.C. FILE NUMBER OR
REC. BK. & PAGE AS SHOWN ABOVE
Consolidated
JUDGE OF RECIPIENT