

IN THE CIRCUIT COURT FOR
JEFFERSON COUNTY, ALABAMA
EQUITY DIVISION

MORRISON ASSURANCE
COMPANY, INC.,

Plaintiffs,

vs.

CENTRAL BANK OF
BIRMINGHAM, a corporation;
JACK A. GOWAN;
W. K. BENNETT;
SOUTH EAST SURFACE MINING
INSURANCE, INC., a corporation;
ASSOCIATED AGENCIES OF
ALABAMA, INC., a cor-
poration; and GREEN VALLEY
RECLAMATION, INC., a
corporation,

Defendants.

Civil Action No.
CV-81-500-142-JDC
IN EQUITY

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CERTIFICATE OF JUDGMENT

I, the undersigned, as Register of the Circuit Court, Tenth
Judicial Circuit of Alabama, Equity Division, do hereby certify that on the
21st day of March, 1984, a judgment was rendered by said Court in the
above stated cause, in favor of the plaintiff, Morrison Assurance Company,
Inc., and against the defendant, Green Valley Reclamation, Inc., for the sum
of One Million and No/100 Dollars (\$1,000,000), and against the defendant,
W. K. Bennett, for the sum of Two Million Two Hundred Fifty Thousand and
No/100 Dollars (\$2,250,000), and against the defendants Jack A. Gowan,
Associated Agencies of Alabama, Inc. and South East Surface Mining

BRADLEY, ARANT, ROSE & WHITE

1400 PARK PLACE TOWER

BIRMINGHAM, ALABAMA 35203

TELEPHONE 252-4500 AREA CODE 205

Insurance, Inc. for the sum of Six Million Seven Hundred Fifty Thousand and No/100 Dollars (\$6,750,000) and also the sum of One Hundred Eighty Two and 50/100 Dollars (\$182.50) cost of said suit, and that James C. Rawls of Powell, Goldstein, Frazer & Murphy, 1100 C & S National Bank Building, 35 Broad Street, N. W., Atlanta, Georgia, 30335, and John H. Morrow of Bradley, Arant, Rose and White, 1400 Park Place Tower, Birmingham, Alabama, 35203, are the attorneys of record for plaintiff Morrison Assurance Company, Inc. in said cause. The aforesaid Judgment dated March 21, 1984, was entered on the record of the said Court on March 27, 1984.

I further certify that on the 30th day of March, 1984, the said Court rendered a judgment in the above-stated cause in favor of plaintiff, Morrison Assurance Company, Inc. for all income accruing after March 21, 1984, on collateral funds held by the Central Bank of Birmingham pursuant to a certain collateral trust agreement. This Judgment was entered on the record of the said Court on April 3, 1984.

I further certify that on May 4, 1984, the Judgment dated March 30, 1984 was amended to add to the March 30, 1984 Judgment in favor of Morrison Assurance Company, Inc. all undistributed interest which has accrued on collateral in the Collateral Trust Account at any time. In the May 4, 1984 Amendment to Judgment, the said Court specified that there is no just reason for delay in these judgments becoming final and the Court expressly directed entry of judgment on the issues covered by the Judgment dated March 21, 1984, and the Judgment dated March 30, 1984

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and the Amendment to Judgment, pursuant to Rule 54(b) of the Alabama Rules of Civil Procedure. The aforesaid Amendment to Judgment dated May 4, 1984, was entered on the record of the said Court on May 10, 1984.

The addresses of the defendants, as shown in the said Court's proceedings: Central Bank of Birmingham, Jefferson County, Alabama; W. K. Bennett, Mobile County, Alabama; South East Surface Mining Insurance, Inc., Shelby County, Alabama; Associated Agencies of Alabama, Inc., Shelby County, Alabama; Jack A. Gowan, Jefferson County, Alabama.

Witness my hand this 8 day of June, 1984.

McAuliffe

Register

[SEAL]

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

1984 JUN 14 AM 9:14

Thomas G. Saunders, Jr.
JUDGE OF PROBATE

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