

20051213000645140 1/5 \$38.00
Shelby Cnty Judge of Probate, AL
12/13/2005 03:17:49PM FILED/CERT

UCC FINANCING STATEMENT

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

A. NAME & PHONE OF CONTACT AT FILER [optional] <i>Mark E. Hoffman, Esquire (205)241-</i>	
B. SEND ACKNOWLEDGMENT TO: (Name and Address) <i>9643</i> <i>Mark E. Hoffman, Esquire</i> <i>2229 First Avenue North</i> <i>Birmingham, AL 35209</i>	

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1. DEBTOR'S EXACT FULL LEGAL NAME - insert only one debtor name (1a or 1b) - do not abbreviate or combine names

1a. ORGANIZATION'S NAME <i>Hastings General Contracting, Inc.</i>				
OR 1b. INDIVIDUAL'S LAST NAME				
1c. MAILING ADDRESS <i>5900 County Road 490</i>				
CITY <i>Hanceville</i>		STATE <i>AL</i>	POSTAL CODE <i>35077</i>	COUNTRY <i>Cullman</i>
ADD'L INFO RE ORGANIZATION DEBTOR	1e. TYPE OF ORGANIZATION <i>Corporation</i>	1f. JURISDICTION OF ORGANIZATION <i>Alabama</i>	1g. ORGANIZATIONAL ID #, if any	

2. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - insert only one debtor name (2a or 2b) - do not abbreviate or combine names

2a. ORGANIZATION'S NAME <i>Hastings Land & Timber, LLC</i>				
OR 2b. INDIVIDUAL'S LAST NAME				
2c. MAILING ADDRESS <i>5900 County Road 490</i>				
CITY <i>Hanceville</i>		STATE <i>AL</i>	POSTAL CODE <i>35077</i>	COUNTRY <i>Cullman</i>
ADD'L INFO RE ORGANIZATION DEBTOR	2e. TYPE OF ORGANIZATION <i>Limited Liability Co.</i>	2f. JURISDICTION OF ORGANIZATION <i>Alabama</i>	2g. ORGANIZATIONAL ID #, if any	

3. SECURED PARTY'S NAME (or NAME of TOTAL ASSIGNEE of ASSIGNOR S/P) - insert only one secured party name (3a or 3b)

3a. ORGANIZATION'S NAME <i>ServisFirst Bank</i>				
OR 3b. INDIVIDUAL'S LAST NAME				
3c. MAILING ADDRESS <i>3300 Cahaba Road, Suite 300</i>				
CITY <i>Birmingham</i>		STATE <i>AL</i>	POSTAL CODE <i>35209</i>	COUNTRY <i>Jefferson</i>

4. This FINANCING STATEMENT covers the following collateral:

See Attached Exhibit "A".

5. ALTERNATIVE DESIGNATION (if applicable):		LESSEE/LESSOR	CONSIGNEE/CONSIGNOR	BAILEE/BAILOR	SELLER/BUYER	AG. LIEN	NON-UCC FILING
6. This FINANCING STATEMENT is to be filed (for record) (or recorded) in the REAL ESTATE RECORDS. Attach Addendum (if applicable)		7. Check to REQUEST SEARCH REPORT(S) on Debtor(s) (ADDITIONAL FEE) (optional)		All Debtors		Debtor 1	Debtor 2
8. OPTIONAL FILER REFERENCE DATA							

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UCC FINANCING STATEMENT ADDENDUM

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9. NAME OF FIRST DEBTOR (1a or 1b) ON RELATED FINANCING STATEMENT

9a. ORGANIZATION'S NAME	<i>Hastings General Contracting, Inc.</i>		
OR	9b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME, SUFFIX

10. MISCELLANEOUS:

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11. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - insert only one name (11a or 11b) - do not abbreviate or combine names

11a. ORGANIZATION'S NAME	<i>Hastings Properties, LLC</i>				
OR	11b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX	
11c. MAILING ADDRESS	CITY		STATE	POSTAL CODE	COUNTRY
<i>5900 County Road 490</i>	<i>Hanceville</i>		<i>AL</i>	<i>35077</i>	<i>Cullman</i>
ADD'L INFO RE ORGANIZATION DEBTOR	11e. TYPE OF ORGANIZATION	11f. JURISDICTION OF ORGANIZATION	11g. ORGANIZATIONAL ID #, if any		
	<i>Limited Liability Co.</i>	<i>Alabama</i>			
<input type="checkbox"/> NONE					

12. ☒ ADDITIONAL SECURED PARTY'S ☐ OR ☐ ASSIGNOR S/P'S NAME - insert only one name (12a or 12b)

12a. ORGANIZATION'S NAME					
OR	12b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX	
	<i>Hastings</i>	<i>Carl</i>	<i>W.</i>		
12c. MAILING ADDRESS	CITY		STATE	POSTAL CODE	COUNTRY
<i>5900 County Road 490</i>	<i>Hanceville</i>		<i>AL</i>	<i>35077</i>	<i>Cullman</i>

13. This FINANCING STATEMENT covers ☐ timber to be cut or ☐ as-extracted collateral, or is filed as a ☐ fixture filing.

14. Description of real estate:

16. Additional collateral description:

15. Name and address of a RECORD OWNER of above-described real estate (if Debtor does not have a record interest):

17. Check only if applicable and check only one box.

Debtor is a ☐ Trust or ☐ Trustee acting with respect to property held in trust or ☐ Decedent's Estate

18. Check only if applicable and check only one box.

☐ Debtor is a TRANSMITTING UTILITY

☐ Filed in connection with a Manufactured-Home Transaction — effective 30 years

☐ Filed in connection with a Public-Finance Transaction — effective 30 years



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9a. ORGANIZATION'S NAME		
OR <i>Hastings General Contracting, Inc.</i>		
9b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME, SUFFIX

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11. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - insert only one name (11a or 11b) - do not abbreviate or combine names

11a. ORGANIZATION'S NAME			
OR			
11b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX
<i>Hastings</i>	<i>Ramona</i>	<i>M.</i>	
11c. MAILING ADDRESS		CITY	STATE POSTAL CODE COUNTRY
<i>5900 County Road 490</i>		<i>Hanceville</i>	<i>AL 35077 Cullman</i>
ADD'L INFO RE ORGANIZATION DEBTOR	11e. TYPE OF ORGANIZATION	11f. JURISDICTION OF ORGANIZATION	11g. ORGANIZATIONAL ID #, if any

12. ☐ ADDITIONAL SECURED PARTY'S or ☐ ASSIGNOR S/P'S NAME - insert only one name (12a or 12b) ☐ NONE

12a. ORGANIZATION'S NAME			
OR			
12b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX
12c. MAILING ADDRESS		CITY	STATE POSTAL CODE COUNTRY

13. This FINANCING STATEMENT covers ☐ timber to be cut or ☐ as-extracted collateral, or is filed as a ☐ fixture filing.

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17. Check only if applicable and check only one box.

Debtor is a ☐ Trust or ☐ Trustee acting with respect to property held in trust or ☐ Decedent's Estate

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- ☐ Debtor is a TRANSMITTING UTILITY
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EXHIBIT "A"

1. All buildings, structures and improvements of every nature whatsoever now or hereafter situated on the Land, and all gas and electric fixtures, radiators, heaters, engines and machinery, boilers, ranges, elevators and motors, plumbing and heating fixtures, carpeting and other floor coverings, water heaters, awnings and storm sashes, and cleaning apparatus which are or shall be attached to said buildings, structures or improvements, and all other furnishings, furniture, fixtures, machinery, equipment, appliances, vehicles and personal property of every kind and nature whatsoever now or hereafter owned by Borrower and located in, or about, or used or intended to be used with or in connection with the construction, use, operation or enjoyment of the Premises, including all extensions, additions, improvements, betterments, renewals and replacements, substitutions, or proceeds from a permitted sale of any of the foregoing, and all building materials and supplies of every kind now or hereafter placed or located on the Land (collectively the "Improvements"), all of which are hereby declared and shall be deemed to be fixtures and accessions to the Land and a part of the Premises as between the parties hereto and all persons claiming by, through or under them, and which shall be deemed to be a portion of the security for the indebtedness herein described and to be secured by this Mortgage.
2. All easements, rights-of-way, strips and gores of land, vaults, streets, ways, alleys, passages, sewer rights, waters, water courses, water rights and powers, minerals, flowers, shrubs, crops, trees, timber and other emblements now or hereafter located on the Land or under or above the same or any part or parcel thereof, and all ground leases, estates, rights, titles, interests, privileges, liberties, tenements, hereditaments and appurtenances, reversions, and remainders whatsoever, in any way belonging, relating or appertaining to the Premises or any part thereof, or which hereafter shall in any way belong, relate or be appurtenant thereto, whether now owned or hereafter acquired by them.
3. All rents, issues, profits and revenues of the Premises from time to time accruing, including, without limitation, all sums due under any leases or tenancies, together with all proceeds of insurance, condemnation payments, security deposits and escrow funds, and all of the estate, right, title, interest, property, possession, claim and demand whatsoever at law, as well as in equity, of Borrower of, in and to the same, reserving only the right to Borrower to collect the same so long as an Event of Default has not occurred hereunder or such collection is not otherwise restricted by this Mortgage.

TRACT IX: The Southeast Quarter of the Northeast Quarter of Section 29, Township 11 South, Range 3 West, containing 40 acres more or less. Subject to the followins: Right of Way Easement for Public Road recorded in Deed Book 369, page 715; easements for public utilities.

TRACT X: A tract or parcel of land containing 0.34 acre of land, more or less and being a part of the Northeast Quarter of the Northwest Quarter of Section 32, Township 11 South, Range 3 West, Cullman County, Alabama, and being more particularly described as follows: Commence at a found capped rebar marking the Northeast corner of said Northeast Quarter of the Northwest Quarter and run S89°38'07" W and run along the north line a distance of 671.50 feet to a point in cemetery road; thence run S 21°24'50" W a distance of 52.56 feet to a set rebar in said cemetery road and the point of beginning; thence S 40°00'06" W a distance of 100.00 feet to a set rebar on the northerly right of way of Good Hope Beech Road; thence S 48°28'27" E and run along said northerly right of way line a distance of 150 feet to a set rebar, thence N 40°0'06" E departing said right of way line a distance of 100.00 feet to a set rebar; thence N 48°28'27" W a distance of 150 feet to the point of beginning. Subject to any rights of way and/or easements of record.

SHELBY COUNTY PROPERTY

TRACT XI:

Parcel I: Commence at the Northwest corner of the Southwest Quarter of Section 23, Township 21 South, Range 3 West, Shelby County, Alabama; thence run East along the North line of said quarter section a distance of 48.16 feet; thence turn right 76 degrees 27 minutes 55 seconds and run Southeasterly a distance of 12.97 feet to the point of beginning; thence continue along the last described course a distance of 706.34 feet to the Northerly right of way line of Shelby County road #80; said right of way line being in a curve to the right having a radius of 3859.72 feet and an interior angle of 2 degrees 22 minutes 30 seconds; thence turn left 86 degrees 42 minutes 12 seconds to the tangent of said curve and run Easterly along said right of way line an arc distance of 160.0 feet; thence from the tangent or said curve, turn left 82 degrees 08 minutes 13 seconds and run North a distance of 655.98 feet; thence turn left 89 degrees 22 minutes 03 seconds and run West a distance of 323.35 feet to the point of beginning.

PARCEL II: Commence at the Northwest corner of the Southwest Quarter of Section 23, Township 21 South, Range 3 West, Shelby County, Alabama; thence run East along the North line of said quarter section a distance of 48.16 feet to the point of beginning; thence continue along the lastdescribed course a distance of 236.36 feet; thence turn right 90 degrees and run South a distance of 16.18 feet; thence turn right 90 degrees 37 minutes 57 seconds and run West a distance of 323.35 feet; thence turn right 104 degrees 10 minutes 02 seconds and run Northwesterly a distance of 12.97 feet to the point of beginning.

PARCEL III: A part of the Southwest Quarter of Section 23, Township 21 South, Range 3 West, situated in Shelby County, Alabama, and being more particularly described as follows: Commence at the Northwest corner of the Southwest Quarter of Section 23, Township 21 South, Range 3 West; thence run Easterly along the North line of same a distance of 374.52 feet to the point of beginning of the property described herein; thence continue along the last named course, and along said North line a distance of 262.70 feet; thence turn right 86 degrees 29 minutes 30 seconds and run Southerly a distance of 645.98 feet to the Northerly right of way line of County Highway No. 80; thence turn Right 90 degrees 00 minutes and run Westerly along said right of way line a distnace of 13.97 feet to the point of a curve to the left having a radius of 3859.72 feet and a central angle of 4 degrees 21 minutes 17 seconds; thence run Southwesterly along the arc of said curve and along said right of way line a distance of 293.36 feet; thence turn right 97 degrees 51 minutes 47 seconds to tangent to said curve and run Northerly a distance of 672.16 feet to the point of beginning.

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