

# UCC FINANCING STATEMENT

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

A. NAME & PHONE OF CONTACT AT FILER [optional] Phone:(800) 331-3282 Fax: (818) 662-4141	
B. SEND ACKNOWLEDGEMENT TO: (Name and Address) 11467 WACHOVIA BANK	
UCC Direct Services P.O. Box 29071 Glendale, CA 91209-9071	13354577  ALAL FIXTURE
File with: CC AL Shelby, AL	

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 Buchanan Timber Company, Inc						
OR	1b. INDIVIDUAL'S LAST NAME		FIRST NAME	MIDDLE NAME	SUFFIX	
1c. MAILING ADDRESS 1064 Valley Creek Church Road			CITY Selma	STATE AL	POSTAL CODE 36701	COUNTRY USA
1d. SEE INSTRUCTIONS	ADD'L INFO RE ORGANIZATION DEBTOR	1e. TYPE OF ORGANIZATION CORPORATION	1f. JURISDICTION OF ORGANIZATION AL	1g. ORGANIZATIONAL ID #, if any D/C 088-648		<input type="checkbox"/> NONE

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						
OR	2b. INDIVIDUAL'S LAST NAME		FIRST NAME	MIDDLE NAME	SUFFIX	
2c. MAILING ADDRESS			CITY	STATE	POSTAL CODE	COUNTRY
2d. SEE INSTRUCTIONS	ADD'L INFO RE ORGANIZATION DEBTOR	2e. TYPE OF ORGANIZATION	2f. JURISDICTION OF ORGANIZATION	2g. ORGANIZATIONAL ID #, if any		<input type="checkbox"/> NONE

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 Wachovia Bank, National Association						
OR	3b. INDIVIDUAL'S LAST NAME		FIRST NAME	MIDDLE NAME	SUFFIX	
3c. MAILING ADDRESS PO Box 2705			CITY Winston Salem	STATE NC	POSTAL CODE 27101	COUNTRY USA

4. This FINANCING STATEMENT covers the following collateral:

All standing timber to be cut located on that certain parcel located in Shelby County, Alabama as further described in the Exhibit A attached hereto and made a part hereof. All of Debtor's interest in inventory now owned or hereafter acquired consisting of logs and timber products derived from the timber above described. All rights of Debtor as evidenced by that certain Lump Sum Timber Cutting Agreement - Alabama dated January 24, 2008 between Buchanan Timber Company, Inc., and SWF Birmingham, LLC, including the proceeds thereof (and the proceeds of insurance).

Complete only when filing with the Judge of Probate:

The initial indebtedness secured by this financing statement is \$164,050.00

Mortgage tax due (\$.15 per \$100.00 or fraction thereof) \$246.15

5. ALTERNATIVE DESIGNATION [if applicable]	<input type="checkbox"/> LESSEE/LESSOR	<input type="checkbox"/> CONSIGNEE/CONSIGNOR	<input type="checkbox"/> BAILEE/BAILOR	<input type="checkbox"/> SELLER/BUYER	<input type="checkbox"/> AG. LIEN	<input type="checkbox"/> NON-UCC FILING
6. <input checked="" type="checkbox"/> 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]		<input type="checkbox"/> All Debtors <input type="checkbox"/> Debtor 1 <input type="checkbox"/> Debtor 2			
8. OPTIONAL FILER REFERENCE DATA						

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20080206000049530 2/9 \$288.15  
Shelby Cnty Judge of Probate, AL  
02/06/2008 01:17:03PM FILED/CERT

## FINANCING STATEMENT ADDENDUM

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

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

9a. ORGANIZATION'S NAME	Buchanan Timber Company, Inc		
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				
OR	11b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX
11c. MAILING ADDRESS	CITY		STATE	POSTAL CODE
11d. <u>SEE INSTRUCTION</u>	ADD'L INFO RE ORGANIZATION DEBTOR	11e. TYPE OF ORGANIZATION	11f. JURISDICTION OF ORGANIZATION	11g. ORGANIZATIONAL ID #, if any
				<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
12c. MAILING ADDRESS	CITY		STATE	POSTAL CODE

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:

Description: see attached Timber Sale Map for precise description

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

Alvin G. & Dorothea C. Stone

### 16. Additional collateral description:

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

Event No.: SWFBA2008BU01

**EXHIBIT "A"**

**Contract Area Legal Description**

Contract area is approximately 129 acres located in Shelby County, Alabama. Brief legal descriptions follow:

**Township 21 South, Range 4 West**

Section 15: pt. SW $\frac{1}{4}$  SE $\frac{1}{4}$   
Section 21: pt. SE $\frac{1}{4}$  NE $\frac{1}{4}$ ; pt. NE $\frac{1}{4}$  SE $\frac{1}{4}$   
Section 22: pt. NW $\frac{1}{4}$ ; pt. N $\frac{1}{2}$  SW $\frac{1}{4}$ ; pt. SW $\frac{1}{4}$  SW $\frac{1}{4}$ ; pt. NW $\frac{1}{4}$  NE $\frac{1}{4}$


  
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Exhibit "A" - Contract Area Legal Description

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Event No.: SWFBA2008BU01

## EXHIBIT "B"

### Harvest Boundary Identification

**Boundary Lines:** The boundary lines are identified on Exhibit "B-1." All boundary lines are marked on the ground with blue paint, except where harvest is directly on a property line, where it is red paint. The Buyer shall perform all of its logging operations within said boundary lines. Trees within any riparian leave tree area and leave tree retention areas (as identified on Exhibit "B-1") shall not be cut. Buyer shall fall timber in such manner that it shall lie within the boundaries of the Contract Area and no tops or other debris shall extend outside the boundaries of the Contract Area and Buyer shall be solely responsible for any loss or damage including but not limited to plantation damage caused by yarding/decking, suffered by Seller or other owners in the event of the violation of the provisions of this paragraph.

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SWP Birmingham, LLC  
1008 Harvest Map  
Buchanan Timber Company,  
Cataula Unit (39)  
Compartment 23  
Comp. Acres: 2160.26

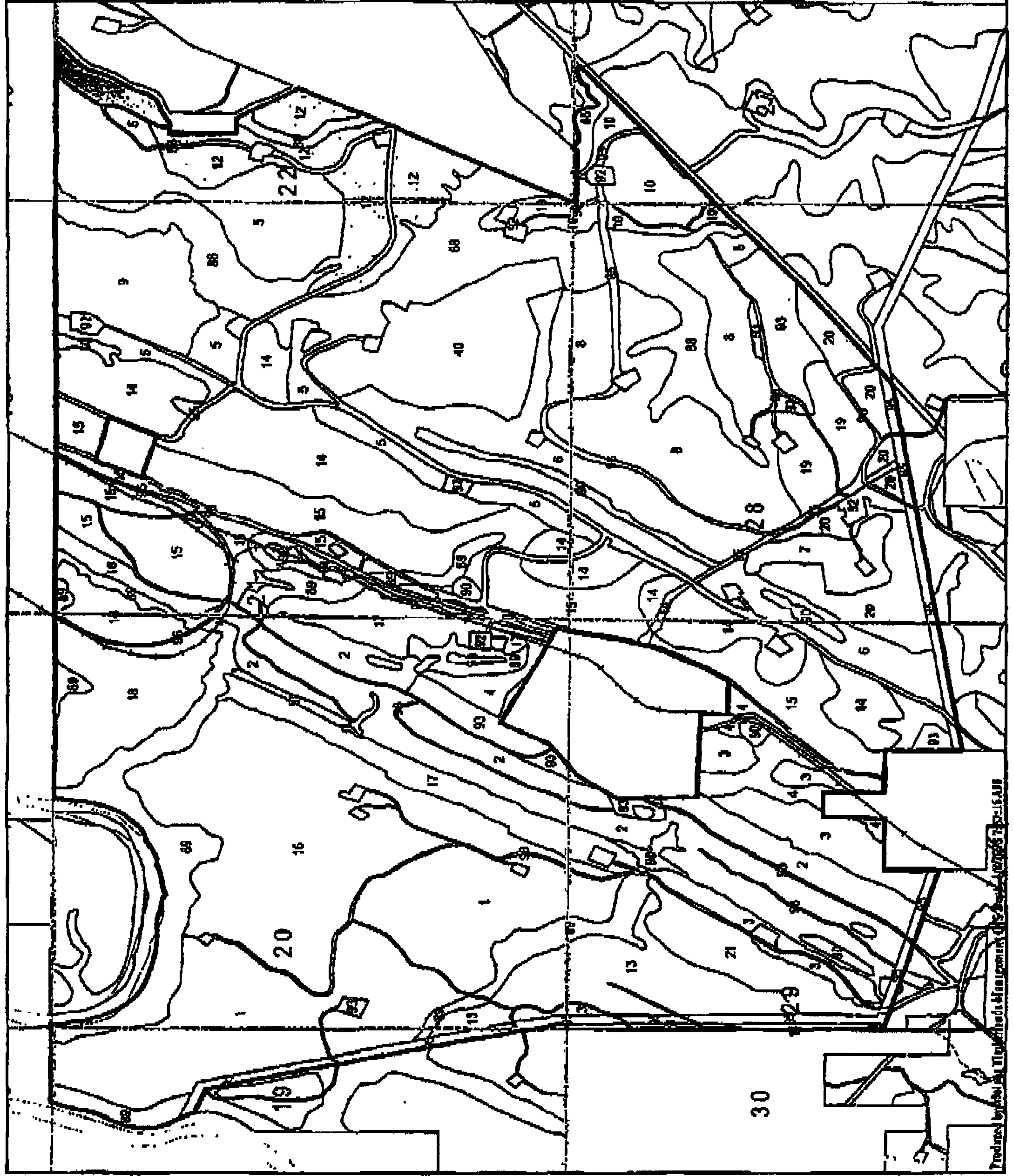
Map Scale: 1 inch = 0.25 Miles  
Shelby County, AL  
T11S R4W

ST AC IT SP YR HC TY CUT  
12 77 22 40

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Exhibit "B-1"

The management boundaries on this map do not necessarily represent the legal description of SWP Birmingham, LLC.  
There is no legal land ownership within the management boundaries. The management boundaries are represented on this map only and reflect the actual condition on the ground.  
SWPBA2008BUB01





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SWP Birmingham, LLC  
2008 Harvest Map  
Buchanan Timber Company  
Cahaba Unit (29)  
Compartment 32  
Comp. Acres 1513.17



Map Scale: 1 inch = 0.33 Miles  
Shelby County, AL  
T21SR407

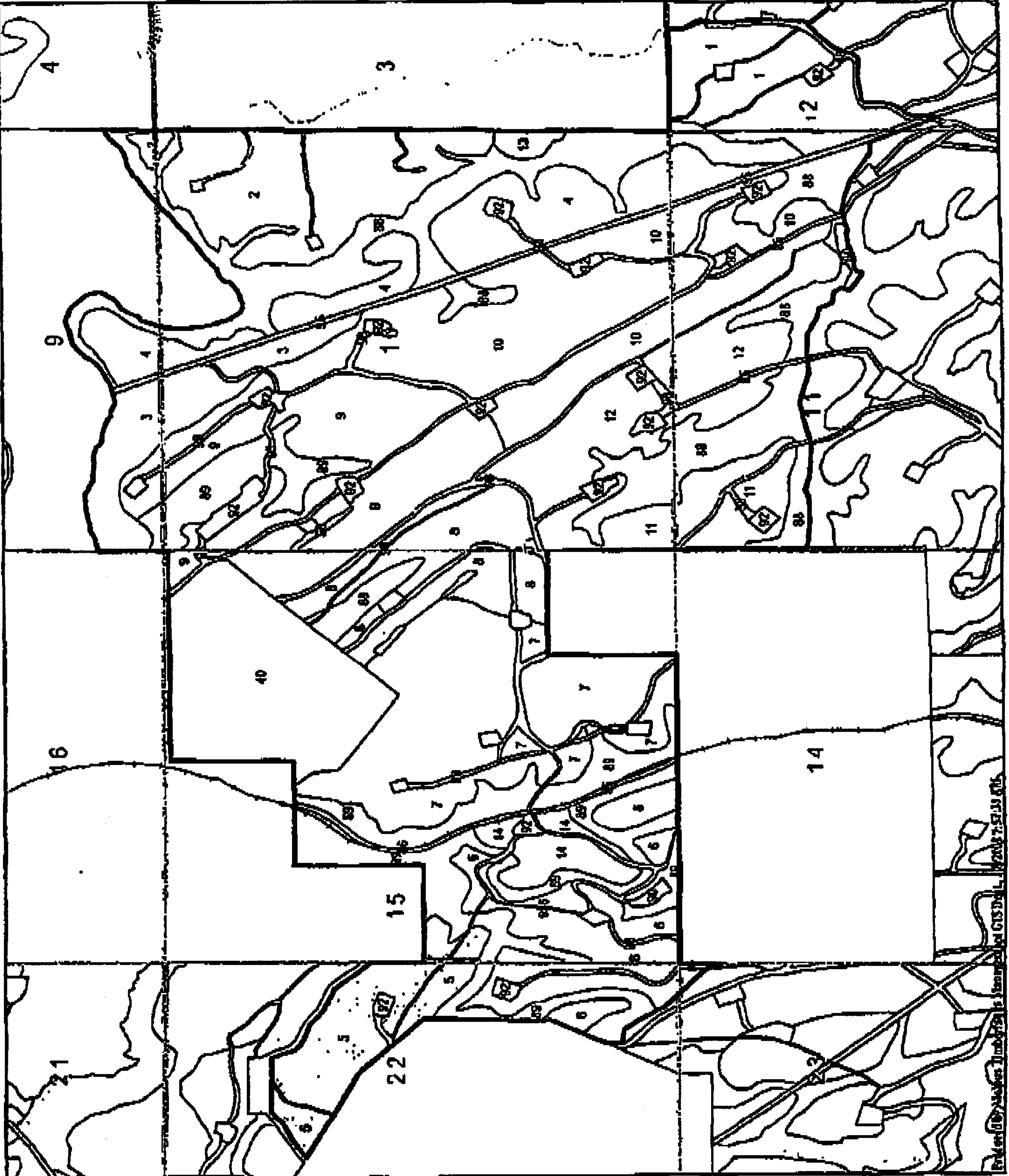
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The on-landmark boundaries on this map do not necessarily represent the legal description of SWP Birmingham, LLC.

Due to on-going land management activities, the actual boundary lines represented on this map may not reflect the actual conditions on the ground.

SWPBA2008BU01



Event No.: SWFBA2008BU01

**EXHIBIT "5.3.1"****Notice to Seller**  
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02/06/2008 01:17:03PM FILED/CERT

To: SWF Birmingham, LLC, a Delaware  
Limited Liability Company  
through Molpus Timberlands Management, LLC  
attn: Don Sanford  
3580 Loma Ridge Drive  
Hoover, AL 35216  
ph: 205.822.7130  
fax: 205.824.7898  
e-mail: [dsanford@molpus.com](mailto:dsanford@molpus.com)

Re: Timber Cutting Agreement – Alabama between SWF Birmingham, LLC  
("Seller") and Buchanan Timber Company, Inc. ("Buyer") dated to be  
effective \_\_\_\_\_ ("Agreement").

Dear Sir:

I write to give Notice to Seller pursuant to paragraph 5.3.1 of the above-referenced Agreement that Buyer that:

(a) The names, addresses and insurance compliance of any sub-contractors, including timber cutting contractors are:

\_\_\_\_\_  
\_\_\_\_\_;

(b) The estimated date timber cutting will commence is \_\_\_\_\_;

(c) We confirm that all activities will be performed pursuant to the Agreement.

If you have any questions concerning this Notice to Seller or Buyer's performance under the Agreement, please contact me.

Sincerely,

**Buchanan Timber Company, Inc.**  
("Buyer")

By: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Exhibit "5.3.1" – Notice to Seller

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Event No.: SWFBA2008BU01

**EXHIBIT "14.3"**

**List of Sensitive, Threatened and Endangered  
Species Known to On the Contract Area**

None.

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