

AMENDMENT TO DECLARATION OF TRUST

EXECUTED THIS 20TH DAY OF APRIL 2010

WHEREAS, BY DECLARATION OF TRUST DATED OCTOBER 6, 1980
AND AMENDMENT TO DECLARATION OF TRUST DATED FEBRUARY 1, 2005

WE CREATED IN WRITING A REVOCABLE TRUST AS A RESULT OF WHICH A BENEFICIAL
INTEREST IN:

THE BUILDINGS STANDING ON LAND LOCATED IN THE TOWN OF STERRETT, COUNTY OF
SHELBY, STATE OF ALABAMA ACCRUED TO:

X THE FOLLOWING ORIGINAL INDIVIDUALS TO SHARE EQUALLY AS
BENEFICIARIES

BILL PAUL THOMPSON - OUR SON
DONALD EARL THOMPSON - OUR SON
KEN (NMN) THOMPSON - OUR SON

WHEREAS, BY THE TERMS OF THE SAID DECLARATION OF TRUST, WE RESERVED FULL
POWER TO REVOKE OR AMEND SAID TRUST AT ANY TIME WITHOUT THE CONSENT OF OR
NOTICE TO ANY BENEFICIARY OF SAID TRUST CREATED BY US.

SINCE THE ORIGINAL DECLARATION OF TRUST DATED OCTOBER 6, 1980, BILL PAUL
THOMPSON, OUR SON, AND SANDRA THOMPSON, HIS WIFE, HAVE MOVED ONTO THE
PROPERTY AND HAVE A HOME AND OTHER BUILDINGS THAT BELONG EXCLUSIVELY TO
THEM. THESE ITEMS ARE NOT INCLUDED IN THE ORIGINAL TRUST OR THIS AMENDMENT.
ONLY THE HOME/MOBILE HOME AND/OR OTHER BUILDINGS THAT ARE NOW KNOWN AS
375 THOMPSON LANE, STERRETT, ALABAMA ARE INCLUDED.

NOW, THEREFORE, PURSUANT TO SUCH POWER AND RIGHT TO REVOKE OR AMEND, I DO
HEREBY REVOKE THE AFORESAID BENEFICIARY DESIGNATION AND DECLARE THAT
HENCE FORTH UNDER THE TERMS OF THE SAID DECLARATION OF TRUST THE AFORESAID
BENEFICIAL INTEREST IN THE TRUST, CONCERNING THE PROPERTY, MY PERSONAL
RESIDENCE ON THE PROPERTY, AND THE CONTENTS OF SAID RESIDENCE, SPECIFICALLY
A SET OF NORITAKE, GARDENIA PATTERN, FINE CHINA WILL BELONG TO BILL PAUL
THOMPSON, MY SON, WITH THE EXCEPTION OF MY PERSONAL SAFE AND IT'S CONTENTS
WHICH WILL BE DIVIDED BETWEEN MY TWO SONS KEN & BILL THOMPSON, SHALL
ACCRUE TO:

THE FOLLOWING INDIVIDUAL
BILL PAUL THOMPSON

IT IS MY INTENT THAT MY SON, KEN THOMPSON, SHALL HAVE THE RIGHT TO LIVE IN MY
PERSONAL RESIDENCE AS LONG AS HE WISHES.

Robert Paul Thompson
ROBERT PAUL THOMPSON
SETTLOR

Sandra S. Hurst
SIGNATURE OF NOTARY

My commission expires 5/28/, 20 10 -



20100421000122240 2/9 \$15.00
Shelby Cnty Judge of Probate, AL
04/21/2010 03:47:45 PM FILED/CERT



312

DT-103-J

Declaration of Trust

WHEREAS, WE, Robert Paul Thompson and Lillie Mae Thompson, of the City/Town of STERRETT, County of SHELBY, State of ALABAMA, are the owners as joint tenants of certain real property located at (and known as) HENDERSON Road, in the City/Town of STERRETT, State of ALABAMA, which property is described more fully in the Deed conveying it from Edith P. and F. A. H. HENDERSON to Robert P. and wife Lillie Thompson as "that certain piece or parcel of land with buildings thereon standing located in said Shelby County, ALABAMA, being The N.W. 1/4 of N.W. 1/4 of N.W. 1/4, SECTION 19, Township 18S, RANGE 2 EAST, Shelby County, ALABAMA, CONTAINING 10 ACRES, MORE OR LESS. SUBJECT TO MINERAL RIGHTS AND MINING RIGHTS AND RESTRICTIONS THAT APPEAR ON RECORD."

Being the same premises earlier conveyed to the Settlers by an instrument dated JANUARY 8, 1974 and recorded in Vol. 285, Page 877 of the SHELBY COUNTY, ALABAMA Land Records.

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, that we do hereby acknowledge and declare that we hold and will hold said real property and all our right, title and interest in and to said property and all furniture, fixtures and personal property situated therein on the date of the death of the survivor of us, IN TRUST

1. For the use and benefit of the following THREE (3) persons, in equal shares, or the survivor of them/pe-
stirpes: _____

es: Bill Paul Thompson - OUR SON
and ~~Donald~~ Gary Thompson see attached
Ken (NINNY) Thompson - OUR SON

If because of the physical or mental incapacity of both of us certified in writing by a physician, the Successor Trustee hereinafter named shall assume active administration of this trust during our lifetime, such Successor Trustee shall be fully authorized to pay to us or disburse on our behalf such sums from income or principal as appear necessary or desirable for our comfort or welfare. Upon the death of the survivor of us, unless the beneficiaries shall predecease us or unless we all shall die as a result of a common accident or disaster, our Successor Trustee is hereby directed forthwith to transfer said property and all right, title and interest in and to said property unto the beneficiaries absolutely and in fee simple.



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directly for the maintenance, education and support of the beneficiary without the intervention of any guardian and without application to any court. Such payments of income or principal may be made to the parents of such beneficiary or to the person with whom the beneficiary is living without any liability upon the Successor Trustee to see to the application thereof. If such beneficiary survives us but dies before attaining the age of 21 years, at his or her death the Successor Trustee shall transfer, pay over and deliver the trust property being held for such beneficiary to such beneficiary's personal representative, absolutely.

2. Each beneficiary hereunder shall be liable for his proportionate share of any taxes levied upon the total taxable estate of the survivor of us by reason of the death of such survivor.

3. All interests of a beneficiary hereunder shall be inalienable and free from anticipation, assignment, attachment, pledge or control by creditors or by a present or former spouse of such beneficiary in any proceedings at law or in equity.

4. We reserve unto ourselves the power and right during our lifetime (1) to place a mortgage or other lien upon the property, (2) to collect any rental or other income which may accrue from the trust property and to pay such income to ourselves as individuals. We shall be exclusively entitled to all income accruing from the trust property during our lifetime, and no beneficiary named herein shall have any claim upon any such income and/or profits distributed to us.

5. We reserve unto ourselves the power and right at any time during our lifetime to amend or revoke in whole or in part the trust hereby created without the necessity of obtaining the consent of any beneficiary and without giving notice to any beneficiary. The sale or other disposition by us of the whole or any part of the property held hereunder shall constitute as to such whole or part a revocation of this trust.

6. The death during our lifetime, or in a common accident or disaster with us, of all of the beneficiaries designated hereunder shall revoke such designation, and in the former event, we reserve the right to designate a new beneficiary. Should we for any reason fail to designate such new beneficiary, this trust shall terminate upon the death of the survivor of us and the trust property shall revert to the estate of such survivor.

7. In the event of the physical or mental incapacity or death of one of us, the survivor shall continue as sole Trustee. In the event of the physical or mental incapacity or death of the survivor, or if we both shall die in a common accident, we hereby nominate and appoint as Successor Trustee hereunder the beneficiary named first above, unless such beneficiary shall not have attained the age of 21 years or is otherwise legally incapacitated, in which event we hereby nominate and appoint as such Successor Trustee the beneficiary named second above, unless such beneficiary named second above shall not have attained the age of 21 years or is otherwise legally incapacitated, in which event we hereby nominate and appoint

(Name) KEN (NINA) THOMPSON, 0
(Address) ROUTE 4 BOX 331 HAZLEHURST GEORGIA 315
Number Street City State Zi

to be Successor Trustee.

8. This Declaration of Trust shall extend to and be binding upon the heirs, executors, administrators and assigns of the undersigned and upon the Successors to the Trustees.

9. We as Trustee and our Successor Trustee shall serve without bond.

10. This Declaration of Trust shall be construed and enforced in accordance with the laws of the State of ALABAMA.

IN WITNESS WHEREOF, we have hereunto set our hands and seals this 6
day of October, 1980.

(First Settlor sign here) Robert Paul Thompson L.

(Second Settlor sign here) William Thompson L.

I, the undersigned legal spouse of one of the above Settlers, hereby waive all community property, dower or curtesy rights which I may have in the hereinabove-described property and give my assent to the provisions of the trust and to the inclusion in it of the said property.

(Spouse sign here) _____ L.S.

Witness: (1) _____

STATE OF Alabama

COUNTY OF Jefferson

On the 6 day of October, 1980, personally appeared

Witness: (2) Dec 3

City or Town Grand Lake

1980 OCT -7 PM 2:57

Shelby County



20100421000122240 4/9 \$15.00
Shelby Cnty Judge of Probate, AL
04/21/2010 03:47:45 PM FILED/CERT



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Amendment Form A-Joint

Amendment to Declaration of Trust

Executed this Second day of JULY, 19 90
WHEREAS, by Declaration of Trust dated OCTOBER 6, 19 80

we created in writing a Revocable Trust as a result of which a beneficial interest in
REAL PROPERTY LOCATED AT # 1 THOMPSON LANE & HENDERSON ROAD IN THE TOWN OF STERRETT
(Describe the trust asset)

COUNTY OF SHELBY STATE OF ALABAMA

accrued to:

Check ☐ the following individual
One ☐ the following individuals as primary and contingent beneficiary respectively
XXX ☒ the following individuals, to share equally
Insert name(s) BILL PAUL THOMPSON
of original DONALD EARL THOMPSON
beneficiary or KEN (NMN) THOMPSON
beneficiaries _____; and

WHEREAS, by the terms of the said Declaration of Trust, we reserved the power to revoke or amend said Trust at any time without the consent of or notice to any beneficiary of said Trust created by us;
NOW, THEREFORE, pursuant to such power and right to revoke or amend, we do hereby revoke the aforesaid beneficiary designation and declare that henceforth under the terms of the said Declaration of Trust the aforesaid beneficial interest in the trust shall accrue to:

Check ☐ the following individual
One ☐ the following individuals as primary and contingent beneficiary respectively
XX ☒ the following individuals, to share equally
Insert name(s) BILL PAUL THOMPSON
of new KEN (NMN) THOMPSON
beneficiary or _____
beneficiaries _____

In the said Declaration of Trust, we designated an individual to serve as Successor Trustee if the beneficiary had not attained the age of 21 years at that time. With respect to that designation:

Check ☐ We affirm that it remains unchanged
One ☐ We hereby revoke such designation, and in place of such individual we now designate

(Name) _____, of
(Address) _____, of
Number _____ Street _____ City _____ State _____ Zip _____
as Successor Trustee.

Robert Paul Thompson L.S.
Signature of First Settlor

Lillian Mae Thompson L.S.
Signature of Second Settlor

(1) David L. Thomas
Witness

(2) Ellen Hatchett
Witness

I CERTIFY THIS
INSTRUMENT WAS FILED

91 JUL -8 AM 10:11

JUDGE OF PROBATE

P.O. Box 48
Sterrett, AL
35147

1. Bond Fee _____
2. Misc. Fee _____
3. Notarizing Fee _____
4. Recording Fee _____
5. Tax Fee _____
6. Courtroom Fee _____
Total _____



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 Shelby Cnty Judge of Probate, AL
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 Shelby Cnty Judge of Probate, AL
 02/01/2005 14:33:00 FILED/CERTIFIED

AMENDMENT FORM A
 PAGE ONE

ADMENDMENT TO DECLARATION OF TRUST

EXECUTED THIS FIRST DAY OF February 2005

WHEREAS, BY DECLARATION OF TRUST DATED October 06 1980

WE CREATED IN WRITING A REVOCABLE TRUST AS A RESULT OF WHICH A BENEFICIAL
 INTEREST IN THAT CERTAIN PIECE OF LAND IN THE TOWN OF STERRETT-
 (DESCRIBE THE TRUST ASSET) Shelby County, ALABAMA. NOW KNOWN AS Thompson Lane
See EXHIBIT A ACCRUED TO:

CHECK
 ONE

- ☐ THE FOLLOWING INDIVIDUAL
- ☐ THE FOLLOWING INDIVIDUALS AS PRIMARY & CONTINGENT BENEFICIARY(IES) RESPECTIVELY
- ☒ THE FOLLOWING INDIVIDUALS TO SHARE EQUALLY
- ☐ THE FOLLOWING INDIVIDUAL AS PRIMARY BENEFICIARY WITH TWO OF OUR CHILDREN, SHARING EQUALLY AS CONTINGENT BENEFICIARIES

INSERT
 NAME(S)
 OF ORIGINAL
 BENEFICIARY OR
 BENEFICIARIES

BILL PAUL Thompson - OUR SON
DONALD EARL Thompson - OUR SON
Ken (NMN) Thompson - OUR SON
XXXXXXXXXXXXXXXXXXXX

WHEREAS, BY THE TERMS OF THE SAID DECLARATION OF TRUST, WE RESERVED FULL
 POWER TO REVOKE OR AMEND SAID TRUST AT ANY TIME WITHOUT THE CONSENT OF OR
 NOTICE TO ANY BENEFICIARY OF SAID TRUST CREATED BY US.
 NOW. THEREFORE, PURSUANT TO SUCH POWER AND RIGHT TO REVOKE OR AMEND,
 WE DO HEREBY REVOKE THE AFORESAID BENEFICIARY DESIGNATION AND DECLARE
 THAT HENCE FORTH UNDER THE TERMS OF THE SAID DECLARATION OF TRUST THE
 AFORESAID BENEFICIAL INTEREST IN THE TRUST SHALL ACCRUE TO:

CHECK
 ONE

- ☐ THE FOLLOWING INDIVIDUAL
- ☐ THE FOLLOWING INDIVIDUALS AS PRIMARY & CONTINGENT BENEFICIARY RESPECTFULLY
- ☒ THE FOLLOWING INDIVIDUALS TO SHARE EQUALLY
- ☐ THE FOLLOWING INDIVIDUAL AS PRIMARY BENEFICIARY WITH TWO OF OUR CHILDREN SHARING EQUALLY, AS CONTINGENT BENEFICIARIES.



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AMENDMENT FORM A
PAGE 2

INSERT BILL PAUL Thompson - OUR SON
NAME(S) Ken (NMN) Thompson - OUR SON
OF NEW XXXXXXXXXXXXXXXXXXXXXXXXXXXX
BENEFICIARY/
BENEFICIARIES XXXXXXXXXXXXXXXXXXXXXXXXXXXX

Robert Paul Thompson
ROBERT PAUL THOMPSON
SETTLOR

Lillea Inez Thompson
LILLEA INEZ THOMPSON
SETTLOR

Cathy Ingram
Notary MY COMMISSION EXPIRES JULY 25, 2005

EXHIBIT A



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Shelby Cnty Judge of Probate, AL
02/01/2005 14:33:00 FILED/CERTIFIED



312

DT-103-J

Declaration of Trust

WHEREAS, WE, Robert Paul Thompson and Lillian Jane Thompson, of the City/Town of STERRETT, County of SHELBY, State of ALABAMA are the owners as joint tenants of certain real property located at (and known as) HENDERSON ROAD in the City/Town of STERRETT, State of ALABAMA which property is described more fully in the Deed conveying it from HERBERT P. AND LILLIAN J. THOMPSON to HERBERT P. AND LILLIAN J. THOMPSON as "that certain piece or parcel of land with buildings thereon standing, located in said Shelby County, ALABAMA, being THE N.W. 1/4 OF N.W. 1/4 OF N.W. 1/4, SECTION 19, TOWNSHIP 18S, RANGE 2 EAST, SHELBY COUNTY, ALABAMA, CONTAINING 10 ACRES, MORE OR LESS. SUBJECT TO MINERAL RIGHTS AND MINING RIGHTS AND RESTRICTIONS THAT APPEAR ON RECORD.

BOOK 325 PAGE 980

Being the same premises earlier conveyed to the Settlers by an instrument dated JANUARY 8, 1974 and recorded in Vol. 285, Page 577 of the Shelby County, ALABAMA Land Records.

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, that we do hereby acknowledge and declare that we hold and will hold said real property and all our right, title and interest in and to said property and all furniture, fixtures and personal property situated therein on the date of the death of the survivor of us, IN TRUST

1. For the use and benefit of the following THREE (3) persons, in equal shares, or the survivor of them/peers:

BILL PAUL THOMPSON - OUR SON
DONALD EARL THOMPSON - OUR SON
KEN (NINA) THOMPSON - OUR SON

If because of the physical or mental incapacity of both of us certified in writing by a physician, the Successor Trustee hereinafter named shall assume active administration of this trust during our lifetime, such Successor Trustee shall be fully authorized to pay to us or disburse on our behalf such sums from income or principal as appear necessary or desirable for our comfort or welfare. Upon the death of the survivor of us, unless the beneficiaries shall predecease us or unless we all shall die as a result of a common accident or disaster, our Successor Trustee is hereby directed forthwith to transfer said property and all right, title and interest in and to said property unto the beneficiaries absolutely and thereby terminate this trust; provided, however, that if any beneficiary hereunder shall not have attained the age of 21 years, the Successor Trustee shall hold such beneficiary's share of the trust assets in continuing trust until such beneficiary shall have attained the age of 21 years. During such period of continuing trust the Successor Trustee, in his absolute discretion, may retain the specific trust property herein described if he believes it in the best interest of the beneficiary so to do, or he may sell or otherwise dispose of such specific trust property, investing and reinvesting the proceeds as he may deem appropriate. If the specific trust property shall be productive of income or if it be sold or otherwise disposed of, the Successor Trustee may apply or expend any or all of the income or principal

Robert Paul Thompson
P.O. Box 48 Sterrett, ALABAMA



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AMENDMENT TO DECLARATION OF TRUST

EXECUTED THIS 1st DAY OF FEBRUARY 2005

WHEREAS, BY DECLARATION OF TRUST DATED OCTOBER 6 1980

WE CREATED IN WRITING A REVOCABLE TRUST AS A RESULT OF WHICH A BENEFICIAL INTEREST IN
THE BUILDINGS STANDING ON LAND LOCATED IN THE TOWN OF STERRETT, COUNTY OF SHELBY,
STATE OF ALABAMA ACCRUED TO:

X THE FOLLOWING ORIGINAL INDIVIDUALS TO SHARE EQUALLY AS BENEFICIARIES

BILL PAUL THOMPSON— OUR SON
DONALD EARL THOMPSON— OUR SON
KEN [NMN] THOMPSON—OUR SON

SINCE THE ORIGINAL DECLARATION OF TRUST DATED OCTOBER 6, 1980, BILL PAUL THOMPSON, OUR SON, AND SANDRA THOMPSON, HIS WIFE, HAVE MOVED ONTO THE PROPERTY AND HAVE A HOME AND OTHER BUILDINGS THAT BELONG EXCLUSIVELY TO THEM. THESE ITEMS ARE NOT INCLUDED IN THE ORIGINAL TRUST OR THIS AMENDMENT. ONLY THE HOME/MOBILE HOME AND/OR OTHER BUILDINGS THAT ARE NOW KNOWN AS 375 THOMPSON LANE, STERRETT, ALABAMA ARE INCLUDED.

WHEREAS, BY THE TERMS OF THE SAID DECLARATION OF TRUST, WE RESERVED FULL POWER TO REVOKE OR AMEND SAID TRUST AT ANY TIME WITHOUT THE CONSENT OF OR NOTICE TO ANY BENEFICIARY OF SAID TRUST CREATED BY US.

NOW, THEREFORE, PURSUANT TO SUCH POWER AND RIGHT TO REVOKE OR AMEND, WE DO HEREBY REVOKE THE AFORESAID BENEFICIARY DESIGNATION AND DECLARE THAT HENCE FORTH UNDER THE TERMS OF THE SAID DECLARATION OF TRUST THE AFORESAID BENEFICIAL INTEREST IN THE TRUST, CONCERNING OUR PERSONAL RESIDENCE ON THE PROPERTY, AND THE CONTENTS OF SAID RESIDENCE, WITH THE EXCEPTION OF OUR PERSONAL SAFE AND IT'S CONTENTS, WHICH WILL BE DIVIDED EQUALLY BETWEEN OUR 2 SONS KEN & BILL THOMPSON, AND A SET OF NORITAKE, GARDENIA PATTERN, FINE CHINA WHICH WILL BELONG TO BILL PAUL THOMPSON, OUR SON, SHALL ACCRUE TO:

X THE FOLLOWING INDIVIDUAL

KEN [NMN] THOMPSON

Robert Paul Thompson

ROBERT PAUL THOMPSON
SETTLOR

Lillea Inez Thompson

LILLEA INEZ THOMPSON
SETTLOR

Cathy Ingram
SIGNATURE OF NOTARY

MY COMMISSION EXPIRES JULY 25, 2005



Printed and for Sale by Roberts & Son, Birmingham

THE STATE OF ALABAMA }
SHELBY COUNTY }

BILL OF SALE

KNOW ALL MEN BY THESE PRESENTS, That DONALD W HODGE AND WIFE
BEINIA C. HODGE in consideration of
EIGHT THOUSAND AND NO ONE HUNDREDTHS (\$8000.00) DOLLARS, to
paid by _____ the receipt whereof is

by acknowledged, do bargain, sell and deliver to said ROBERT PAUL THOMPSON AND
LEA INEZ THOMPSON TRUSTEES UNDER DECLARATION OF TRUST
following goods and chattels, to wit: ONE TWENTY FOUR (24) FOOT WIDE BY SIXTY
FOOT LONG, DOUBLE WIDE, PRE-ENGINEERED HOME, STOVE, REFRIGERATOR,
TELEVISIONS, PAINT, ELECTRIC SERVICE POLE W/BOXES, PORCHES AND STEPS ATTACHED
TO THE FOUNDATION CONCRETE BLOCKS, FIRE PLACE W/ CHIMNEY, AND WOOD BURNING STOVE
AS IMMEDIATELY ADJACENT SUBJECT HOME.

IT IS SOLD AS IS, TO BE MOVED AT 47 ADAMS ST. SHELBY CO. AT 2222 HAY 315 PER HODGE
87
Witness my hand and seal this 23rd, day of September, 19 87

Noted in the presence of: Debbie Schmidtke Street-Notary Sworn Before Me On This Date
September 23rd, 1987

Donald W Hodge
Beinia C Hodge

Debbie Schmidtke Street (L. S.)
My Commission Expires Feb. 4, 1989