


This instrument prepared by  
and upon recording return to:  
Freshwater Land Trust  
2308 1<sup>st</sup> Avenue North  
Birmingham, Alabama 35203

**AMENDMENT TO  
CONSERVATION EASEMENT**

  
20130418000158450 1/28 \$93.00  
Shelby Cnty Judge of Probate, AL  
04/18/2013 11:14:53 AM FILED/CERT

STATE OF ALABAMA                    )  
  )  
COUNTY OF TUSCALOOSA        )

**THIS AMENDMENT TO CONSERVATION EASEMENT** (this “Amendment”) is executed as of this 5<sup>th</sup> day of April, 2013, by **THE WESTERVELT COMPANY, INC.** (“Grantor”), and the **FRESHWATER LAND TRUST**, an Alabama nonprofit corporation (“Grantee”).

**WHEREAS**, pursuant to that certain Conservation Easement in favor of the Grantee (the “Easement,” capitalized terms used herein and not otherwise defined shall have the meanings given to them in the Easement) dated January 2, 2007, and recorded January 12, 2007 in the Probate Records of Shelby County, Alabama under file number 20070112000021630, Grantee is the holder of a conservation easement on certain real property located in Shelby County, Alabama (the “Protected Property”);

**WHEREAS**, the Easement places certain limitations and affirmative obligations on the Protected Property for the protection, restoration and enhancement of stream water quality and aquatic and riparian habitats, and in order that the Protected Property shall remain substantially in its natural and/or restored condition in perpetuity;

**WHEREAS**, as contemplated by the Easement, Grantee has completed a Conservation Easement Baseline Documentation Report documenting the conservation values and condition of the Protected Property as of the time of the execution of said Easement, a copy of which is attached hereto as Exhibit “A”; and

**WHEREAS**, Grantor and Grantee wish to document the conservation values and condition of the Protected Property as of the time of the execution of the Easement by recording the Conservation Easement Baseline Documentation Report as an amendment to the Easement.

**NOW, THEREFORE**, in consideration of the premises and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Grantor and Grantee hereby agree that the Easement is hereby amended to incorporate the Conservation Easement Baseline Documentation Report. All of the provisions of the Easement are incorporated herein by reference and shall remain and continue in full force and effect as amended by this Amendment.

**[SIGNATURES ON FOLLOWING PAGE]**

IN WITNESS WHEREOF, the parties hereto have executed this Amendment as of the date first written above.

**GRANTOR:**

**THE WESTERVELT COMPANY, INC.**

By: Ray F. Robbins, III

Name: Ray F. Robbins, III

Its: Vice President

STATE OF ALABAMA )

COUNTY OF TUSCALOOSA )

I, the undersigned, a notary public in and for said county in said state, hereby certify that Ray F. Robbins III, whose name is signed to the foregoing Amendment and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, she executed the same voluntarily on the day the same bears date.

GIVEN under my hand and official seal this 5<sup>th</sup> day of April, 2013.

Jessie D. Taylor

Notary Public

My commission expires: MY COMMISSION EXPIRES FEB. 16, 2014

[ SIGNATURES CONTINUE ON FOLLOWING PAGE ]



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**GRANTEE:**

**FRESHWATER LAND TRUST**, an Alabama  
nonprofit corporation

By: Brian R. Rushing

Name: BRIAN R. RUSHING

Its: CONSERVATION DIRECTOR

STATE OF ALABAMA           )  
  )  
COUNTY OF JEFFERSON    )

I, the undersigned, a notary public in and for said county in said state, hereby certify that  
BRIAN R. RUSHING, whose name as  
CONSERVATION DIRECTOR of Freshwater Land Trust, an Alabama  
nonprofit corporation, is signed to the foregoing Amendment and who is known to me,  
acknowledged before me on this day that, being informed of the contents of said instrument, he/she  
executed the same voluntarily for and as the act of said corporation on the day the same bears date.

GIVEN under my hand and official seal this 18<sup>th</sup> day of FEBRUARY, 2013.

Rhonda R. R. R.

Notary Public

My commission expires: 3/23/2016



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## **Exhibit “A”**


### **Conservation Easement Baseline Documentation Report**

#### **Yellowleaf Mitigation Bank Shelby Co., AL**

## **I. Introduction**

### **Ownership Information**

Westervelt Ecological Services  
P. O. Box 48999  
Tuscaloosa, Alabama 35404



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### **Conservation Easement Purpose**

The Westervelt Company, Inc. (“Grantor”) intends to restore, preserve, and maintain approximately 547.2 +/-acres (“Property”) in perpetuity as a wetland and stream mitigation bank under the terms of a mitigation banking instrument (“MBI”) dated August 10, 2006 and approved by the United States Army Corps of Engineers. The Property has been under active timber management for many decades, and the Grantor intends to convert the Property from this use to wildlife and biological conservation management and to restore disturbed forests and streams to a natural condition. See Attachment “C” for a map showing habitat restoration polygons. The Grantor intends to continue hunting and engage in passive forms of recreational uses on the property, but will cease all management for timber production once the restoration activities detailed in the MBI have been completed. Thereafter, the only vegetative management allowed within the conservation easement will be for invasive species control and to enhance long-term ecological health of the site, per the directive of the MBI.

### **Purpose of the Baseline Documentation**

The purpose of this report is to serve as an accurate representation of the property at the time of the conservation easement grant and as an objective, though nonexclusive, information baseline for monitoring compliance with the terms of the conservation easement.

### **Public Benefit & Conservation Values**

*IRS-Defined Conservation Purposes that Benefit the Public:* This property functions as a Wetlands Mitigation Bank, off-setting developmental impacts of jurisdictional waters of the U.S. by preservation, enhancement, and restoration of jurisdictional waters of the U.S. as defined by the U. S. Army Corps of Engineers. This mitigation bank will restore critical stream habitat for a diverse freshwater mussel assemblage and important adjacent wetlands and upland areas that protect water quality in the stream and harbor important flora and fauna as well. The conservation easement will ensure the perpetual protection if the restored stream, wetland, and upland areas in their restored state.

*Specific Conservation Values Protected by this Conservation Easement:*

- ✓ *Water quality protection*
- ✓ *Riparian buffers*
- ✓ *Rare / endangered species*

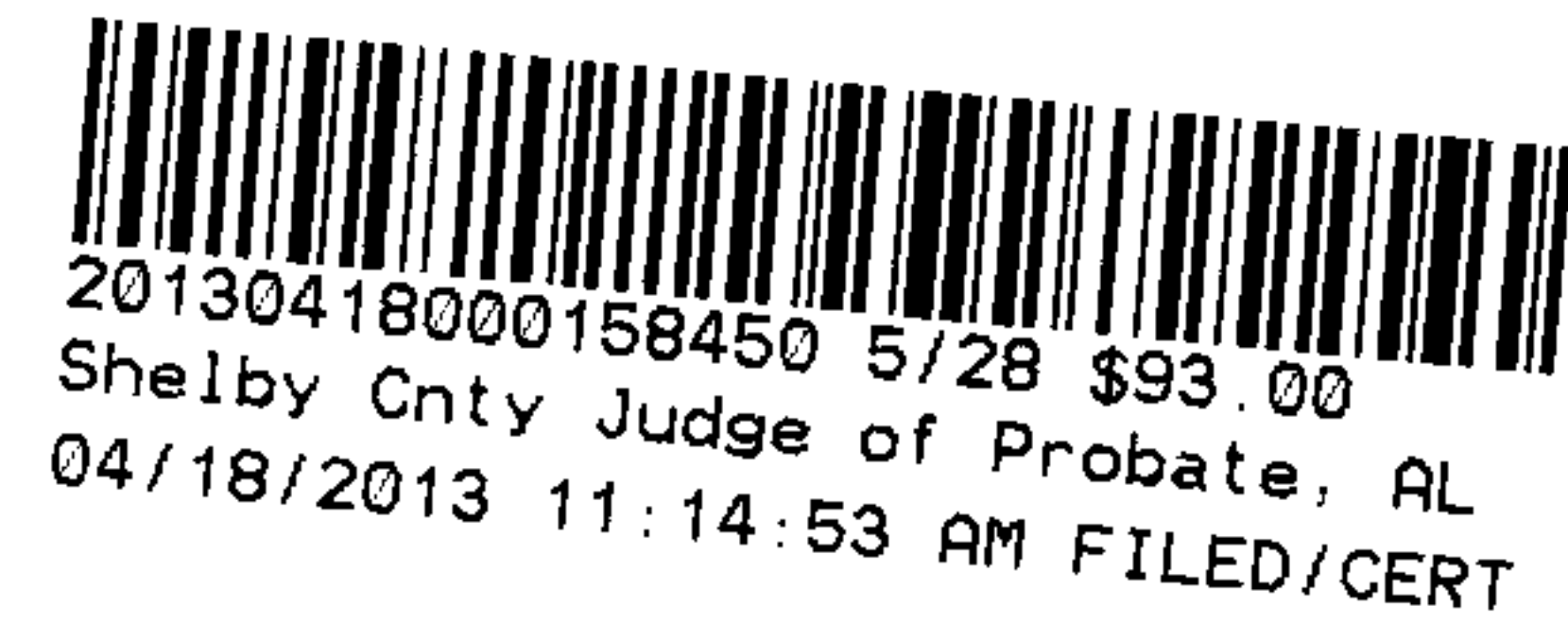
## **II. Property Description**

### **Area**

547.2 AC +/-

### **Zoning Classification**

Agriculture



### **Geographic Location**

Located in Sections 1 and 12, Township 20 South Range 1 East and Section 7, Township 20 South Range 2 East.

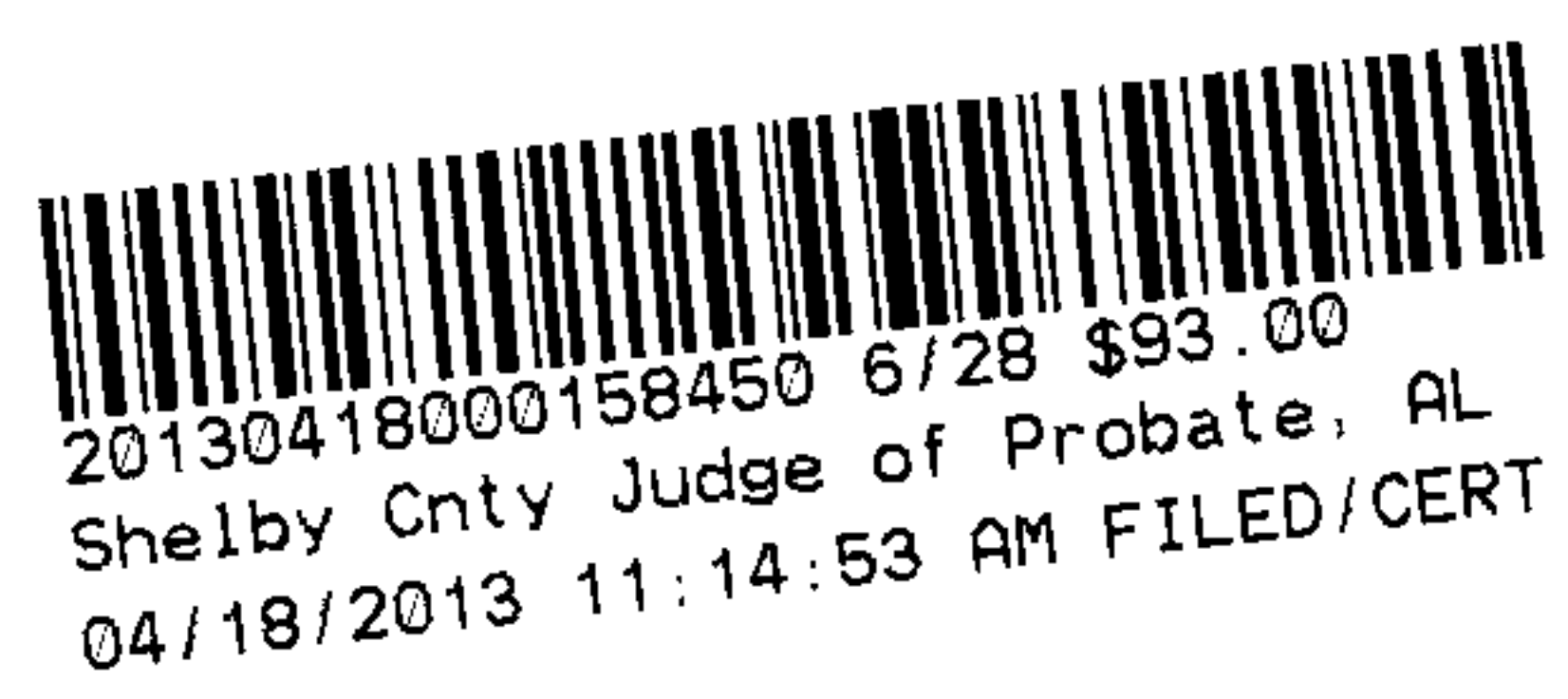
### **Legal Description**

A parcel of land located in the South Half of the Southwest Quarter of Section 36, Township 19 South, Range 1 East and in Sections 1 & 12, Township 20 South, Range 1 East and in the Northwest Quarter, the Southwest Quarter and the West half and the Southwest Quarter of the Southeast Quarter of Section 7, Township 20 South, Range 2 East and in the Southwest Quarter and the Southwest Quarter of the Northwest Quarter of Section 6, Township 20 South, Range 2 East, Huntsville Meridian, in Shelby County, Alabama, containing Five Hundred Forty Seven and Two Tenths (547.2) Acres, more or less, and being more particularly described as follows:

Start at a 2" Iron Pipe Found accepted to mark the Southwest corner of said Section 6, Township 20 South, Range 2 East and run North 0 degrees 07 minutes 57 seconds East (Assumed) and along the Western Boundary of said Section 6 for a distance of 422.96 feet to the POINT OF BEGINNING, said point lying South 0 degrees 07 minutes 57 seconds West and a distance of 4896.25 feet from a Concrete Monument accepted to mark the Northwest Corner of said Section 6, Township 20 South, Range 2 East; thence run South 80 degrees 03 minutes 24 seconds East for a distance of 221.16 feet to an iron pin set; thence run North 5 degrees 43 minutes 36 seconds East for a distance of 699.65 feet to an iron pin set; thence run North 14 degrees 28 minutes 28 seconds East for a distance of 936.07 feet to an iron pin set; thence run North 39 degrees 06 minutes 51 seconds East for a distance of 1210.00 feet to an iron pin set, said iron pin lying on the Western boundary of the Southeast Quarter of the Northwest Quarter of said Section 6; thence run South 1 degree 00 minutes 59 seconds West and along the Western boundary of the Southeast Quarter of the Northwest Quarter of said Section 6 for a distance of 300.00 feet to an Iron Pipe Found, said Iron Pipe accepted to mark the Southwest Corner of the Southeast Quarter of the Northwest Quarter of said Section 6; thence run North 89



degrees 53 minutes 09 seconds East and along the Southern boundary of said Southeast Quarter of the Northwest Quarter of said Section 6 for a distance of 350.00 feet to an iron pin set; thence run South 24 degrees 25 minutes 08 seconds West for a distance of 2027.28 feet to an iron pin set; thence run South 00 degrees 54 minutes 44 seconds West for a distance of 780.24 feet to an iron pin set, said Iron Pin lying on the Southern boundary of said Section 6; thence run North 89 degrees 57 minutes 47 seconds West and along the Southern Boundary of said Section 6 for a distance of 300.56 feet to an Iron Pipe Found, said Iron Pipe marking the intersection of the Southern Boundary of said Section 6 and the centerline of a creek, said Iron Pipe lying North 89 degrees 53 minutes 00 seconds East and a distance of 479.55 feet from the Southwest Corner of said Section 6; thence run in a Southeasterly direction and along the meandering centerline of said creek to the intersection of said creek and the centerline of Yellowleaf Creek, said intersection lying South 47 degrees 41 minutes 39 seconds East and a chord distance of 547.83 feet from the aforementioned Iron Pipe Found; thence run along the meandering centerline of said Yellowleaf Creek to the intersection of said Yellowleaf Creek and the Southern Boundary of Section 7, Township 20 South, Range 2 East, said point lying South 20 degrees 14 minutes 48 seconds East and a chord distance of 5233.35 feet from the aforementioned intersection of said creeks; thence run North 89 degrees 48 minutes 54 seconds West and along the accepted Southern boundary of said Section 7 for a distance of 50.71 feet to the Southeast Corner of the Southeast Quarter of the Southwest Quarter of said Section 7; thence run South 88 degrees 47 minutes 55 seconds West and along the accepted Southern boundary of the Southeast Quarter of the Southwest Quarter of said Section 7 for a distance of 247.00 feet to an iron pin set, said iron pin lying North 88 degrees 47 minutes 55 seconds East and a distance of 1092.90 feet from a Iron Pipe Found accepted to mark the Southwest Corner of the Southeast Quarter of the Southwest Quarter of said Section 7; thence run North 29 degrees 07 minutes 47 seconds West for a distance of 876.98 feet to an iron pin set; thence run North 65 degrees 24 minutes 11 seconds West for a distance of 670.00 feet to an iron pin set; thence run North 83 degrees 57 minutes 29 seconds West for a distance of 317.17 feet to an iron pin set; thence run North 17 degrees 21 minutes 33 seconds West for a distance of 442.53 feet to an iron pin set; thence run North 76 degrees 00 minutes 57 seconds West for a distance of 223.65 feet to an iron pin set; thence run North 35 degrees 37 minutes 08 seconds West for a distance of 301.82 feet to an iron pin set; thence run South 44 degrees 36 minutes 27 seconds West for a distance of 1028.44 feet to an iron pin set; thence run North 43 degrees 20 minutes 56 seconds West for a distance of 492.79 feet to an iron pin set; thence run North 41 degrees 08 minutes 43 seconds East for a distance of 1666.50 feet to an iron pin set; thence run North 17 degrees 03 minutes 05 seconds West for a distance of 1593.69 feet to an iron pin set, said iron pin lying 90' South of the centerline of Yellowleaf creek; thence run along a line 90' South of and parallel to the meandering centerline of said Yellowleaf Creek, to a point, said point lying South 47 degrees 59 minutes West and a chord distance of 1913 feet from the aforementioned iron pin set; thence run in a Southerly direction to a point lying 120 feet South of the centerline of said Yellowleaf Creek; thence run along a line 120' South of and parallel to the meandering centerline of said Yellowleaf Creek to a point, said point lying North 32 degrees 40 minutes West and a chord distance of 4892 feet from the aforementioned point; thence run in a Southerly direction to a point lying 90' North of the centerline of said Yellowleaf





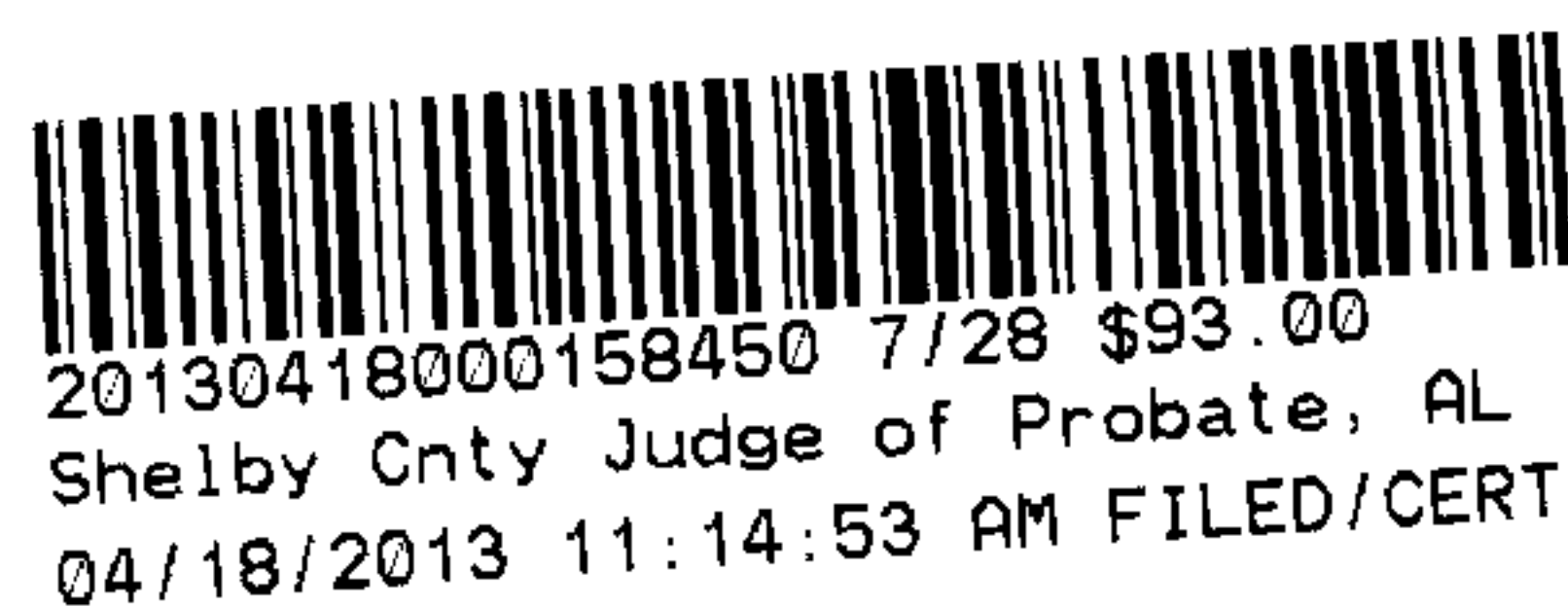
Creek; thence run along a line 90' North of and parallel to the meandering centerline of said Yellowleaf Creek, to a point, said point lying North 35 degrees 01 minutes West and a chord distance of 1231 feet from the aforementioned point; thence run North 1 degree 16 minutes 34 seconds East for a distance of 948.15 feet to an iron pin set; thence run North 30 degrees 55 minutes 05 seconds East for a distance of 478.72 feet to an iron pin set; thence run North 7 degrees 56 minutes 26 seconds West for a distance of 702.35 feet to an iron pin set; thence run North 0 degrees 53 minutes 54 seconds West for a distance of 628.88 feet to an iron pin set; thence run South 89 degrees 44 minutes 01 seconds East for a distance of 505.73 feet to an iron pin set; thence run South 5 degrees 56 minutes 43 seconds East for a distance of 1308.44 feet to an iron pin set; thence run South 11 degrees 47 minutes 53 seconds West for a distance of 669.28 feet to an iron pin set; thence run South 28 degrees 23 minutes 08 seconds East for a distance of 809.45 feet to an iron pin set; thence run South 56 degrees 28 minutes 53 seconds East for a distance of 249.90 feet to an iron pin set; thence run North 58 degrees 22 minutes 59 seconds East for a distance of 554.16 feet to an iron pin set; thence run South 63 degrees 23 minutes 15 seconds East for a distance of 659.67 feet to an iron pin set; thence run South 2 degrees 05 minutes 11 seconds West for a distance of 1790.68 feet to an iron pin set; thence run South 65 degrees 02 minutes 48 seconds West for a distance of 501.27 feet to an iron pin set; thence run South 38 degrees 30 minutes 58 seconds West for a distance of 552.00 feet to an iron pin set; thence run South 35 degrees 01 minutes 05 seconds West for a distance of 266.66 feet to an iron pin set; thence run South 66 degrees 03 minutes 53 seconds East for a distance of 141.35 feet to an iron pin set; thence run North 87 degrees 30 minutes 09 seconds East for a distance of 812.67 feet to an iron pin set; thence run North 86 degrees 03 minutes 56 seconds East for a distance of 1081.49 feet to an iron pin set; thence run North 7 degrees 08 minutes 54 seconds East for a distance of 890.93 feet to an iron pin set; thence run North 22 degrees 00 minutes 20 seconds East for a distance of 223.24 feet to an iron pin set; thence run South 85 degrees 41 minutes 28 seconds East for a distance of 153.15 feet to an iron pin set; thence run South 57 degrees 26 minutes 19 seconds East for a distance of 535.05 feet to an iron pin set; thence run North 89 degrees 26 minutes 32 seconds East for a distance of 255.05 feet to an iron pin set; thence run South 2 degrees 18 minutes 55 seconds East for a distance of 297.95 feet to an iron pin set; thence run South 80 degrees 03 minutes 24 seconds East for a distance of 293.53 feet to the POINT OF BEGINNING.

**Less and Except** any and all easements, more specifically a 100' Alabama Power Company Easement and an outfall easement for the Enviro-Systems Sewage Treatment Plant as shown on the attached Conservation Easement Survey.

(See Attachment "D" for approximate boundary of the conservation easement.)

#### **Directions from Birmingham**

Take US Hwy. 280 south from Birmingham toward Harpersville. 1.3 miles before the intersection with US Hwy. 231 in Harpersville, you come to Gallups Crossroads. At Gallups Crossroads, turn right onto Gallups Crossroad. At Y bear straight on Dead Hollow Road North. Continue on Dead Hollow Road North for two miles and turn right into the property.





### **Access**

Exterior access is through a locked gate off of Dead Hollow Road North. Interior access is open.

### **Current Land Use and Improvements**

Two major land use types are on the property a wooded riparian zone bordering Yellowleaf Creek and a clearcut with a secondary growth of native vegetation. Clearcut areas have been replanted by Westervelt Ecological Services. A NNW-SSE running high tension powerline crosses the property and Yellowleaf Creek in the eastern 1/3 section of the property. Several deer stands are present, primarily around the perimeter of the delineated wetland zone at the edge of the hardwood riparian zone. Attachment "D" presents a current aerial view of the conservation easement area.

### **Notable/Special Features**

The stretch of Yellowleaf Creek encompassed by the property supports 10 species of freshwater mussels, three which are listed by the U.S. Fish and Wildlife Service as endangered (E). The 10 species are the Alabama spike (*Elliptio arca*), fine-lined pocketbook (*Lampsilis altilis*)(E), fragile papershell (*Leptodea fragilis*), southern clubshell (*Pleurobema decisum*)(E), triangular kidneyshell (*Ptychobranhus greenii*)(E), Alabama orb (*Quadrula asperata*), ridged mapleshell (*Quadrula rumphiana*), pistolgrip (*Quadrula (Tritigonia) verrucosa*), Coosa creekmussel (*Villosa umbrans*), and southern rainbow (*Villosa vibex*). One species of federally endangered freshwater snail is present, the cylindrical lioplax (*Lioplax cyclostomaformis*)(E). Until its recent discovery in Yellowleaf Creek it was believed to have been extirpated from the Coosa River drainage, surviving only in the Cahaba River drainage. Several stands of the Cahaba lily (*Hymenocallis coronaria*), intermixed with beds of water willow (*Justicia americana*), are in this stretch of Yellowleaf Creek.

Stream channel of Yellowleaf Creek is entrenched about 3-4 m below the upper level of the bank. Substrate within the channel is rock, cobble, and sand. The channel width is approximately 20 m, with depths up to 1 m. Major aquatic habitat types within the channel are riffles, short runs, and shallow pools. A bed of water willow (*Justicia americana*) is generally found in association with the shallow riffles and runs. The channel is well-shaded with overhanging trees. Riparian zone is in good condition but narrow along some portions of the stream. Several small beaver dams are located along the channel.

### **Adjacent Land Uses**

Neighboring properties are owned by Westervelt / Culf States Paper, and are managed for timber. At the north end of the subject site is located the Enviro-Systems Sewage Treatment Plant consisting of two settling ponds, suggesting only primary levels of sewage treatment. This facility discharges directly into Yellow Leaf Creek and may potentially be a significant source of nutrients in the creek.

### **Utility rights-of-Way/Easements**

Power line ROW that transects the eastern portion of the site north to south.



**Hazardous or Toxic Waste**

Based upon field observations there is no evidence of hazardous or toxic waste on the subject property. The wastewater treatment facility to the north may be a source of nutrients and bacteria in Yellowleaf Creek.

**Trash/Other Debris**

Based upon field observations no debris or refuse was observed on the subject property.

**Erosion/Non-Point Source Pollution**

None evident

**III. Vegetation****Riparian Forest Cover**

The riparian zone width ranged from approximately 5 m to 50 m; a zone at least 20 m wide appeared typical. Within this forested strip were the following tree species: red maple (*Acer rubrum*), sugar maple (*Acer saccharum*), pawpaw (*Asimina triloba*), river birch (*Betula nigra*), ironwood (*Carpinus caroliniana*), hickory (*Carya* spp.), flowering dogwood (*Cornus florida*), beech (*Fagus grandifolia*), sweetgum (*Liquidambar styraciflua*), tulip poplar (*Liriodendron tulipifera*), hop hornbeam (*Ostrya virginiana*), sycamore (*Platanus occidentalis*), and oak (*Quercus* spp.). Species of the shrubby understory include buckeye (*Aesculus* sp.), alder (*Alnus serrulata*), sweetshrub (*Calycanthus floridus*), witch-hazel (*Hamamelis virginiana*), oak-leaf hydrangea (*Hydrangea quercifolia*), rhododendron (*Rhododendron* sp.), high bush blueberry (*Vaccinium elliotii*), and viburnum (*Viburnum* sp.). See Attachment "A" for complete woody plant species list.

**Aquatic Vegetation**

Vegetation within the stream was predominantly beds of water willow (*Justicia americana*), with embedded stands of Cahaba lily (*Hymenocallis coronaria*). A few individuals of golden club (*Orontium aquaticum*) were seen upstream of the powerline crossing.

**Clearcut vegetation**

Woody species noted in the clearcut which could achieve overstory status include sourwood (*Oxydendrum arboreum*) and cypress (*Taxodium ascendens*). Sourwood is a species of mesic sites while cypress occupies hydric sites. The lack of more overstory species is an indication of the disturbance that has taken place on the site. Shrubby species observed were alder (*Alnus serrulata*), devil's-walking stick (*Aralia spinosa*), buttonbush (*Cephalanthus occidentalis*), hawthorn (*Crataegus* sp.), persimmon (*Diospyros virginiana*), cherry (*Prunus* sp.), sumac (*Rhus glabra*), black willow (*Salix nigra*), and sassafras (*Sassafras albidum*). These listings of shrubby species represent those of mesic and hydric conditions. Herbaceous plants often associated with wetlands which were noted were mallow (*Hibiscus* sp.), ludwigia (*Ludwigia* sp.), knotweed

(*Polygonum* sp.), meadow beauty (*Rhexia* sp.), bulrush (*Scirpus* sp.), sphagnum moss (*Sphagnum*), and cattail (*Typha* sp.). See Attachment “B” for complete woody plant species list.

### **Invasive Species**

Invasive species observed include the Asiatic clam (*Corbicula fluminea*), privet (*Ligustrum sinense*), and Japanese honeysuckle (*Lonicera japonica*).



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#### IV. Photopoint Survey

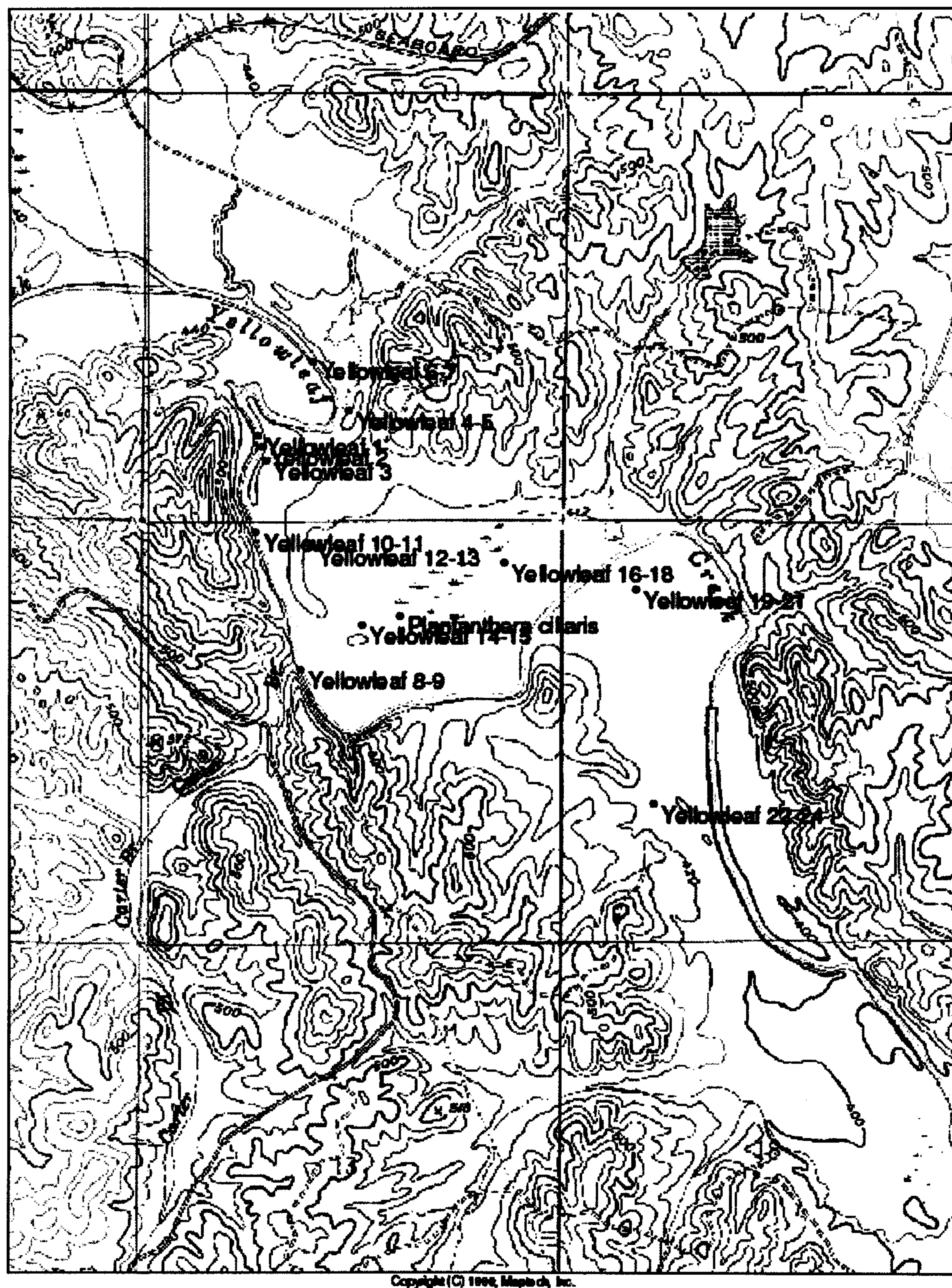


Figure 1. Distribution of the locations of the photopoint reference sites.








**Point 1.**  $33^{\circ} 18' 57.7''$  N/ $86^{\circ} 29' 43.7''$  W. Heading  $16^{\circ}$  (upstream). Yellowleaf Creek.



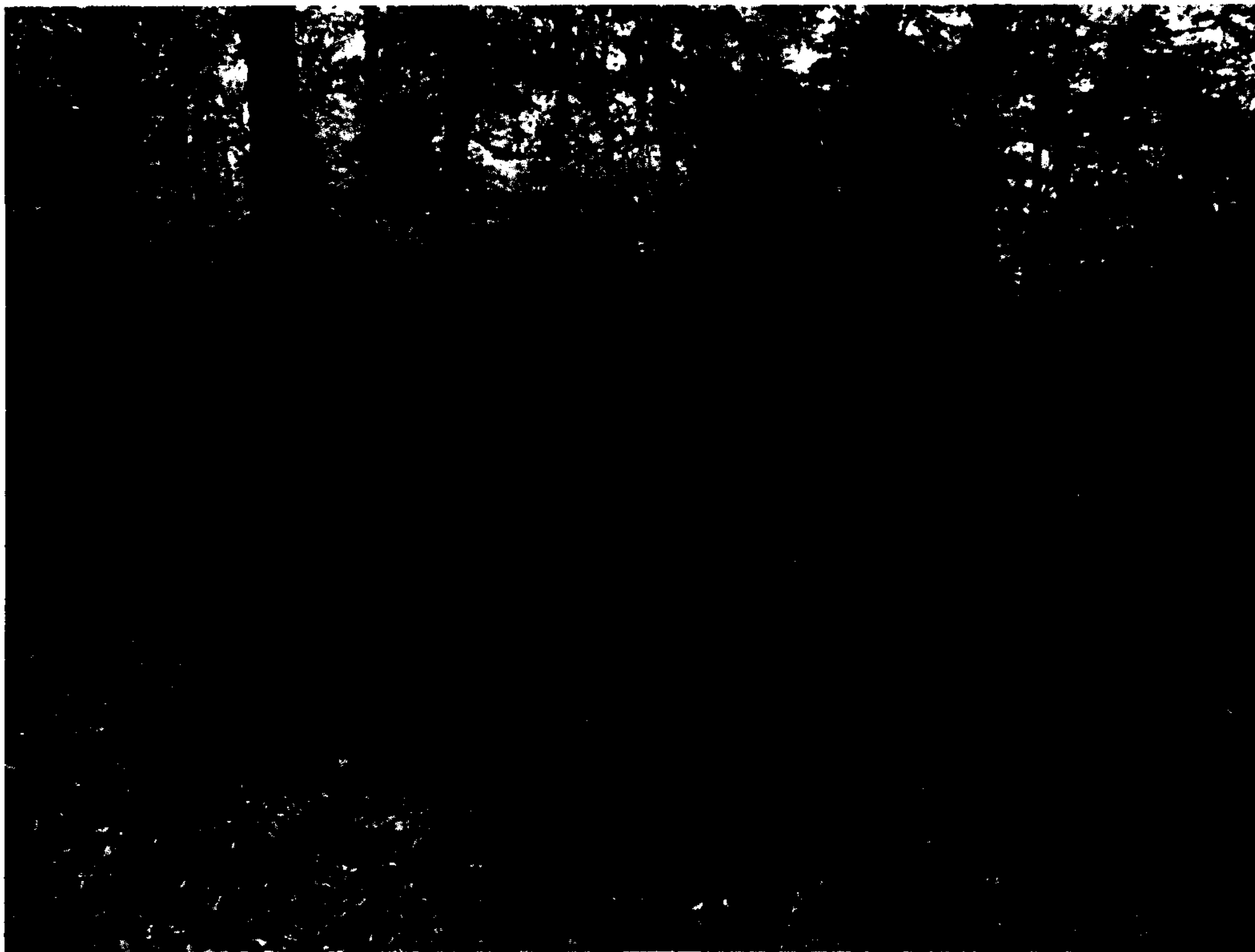
**Point 2.**  $33^{\circ} 18' 56.5''$  N/ $86^{\circ} 29' 43.0''$  W. Heading  $202^{\circ}$  (downstream). Yellowleaf Creek.

  
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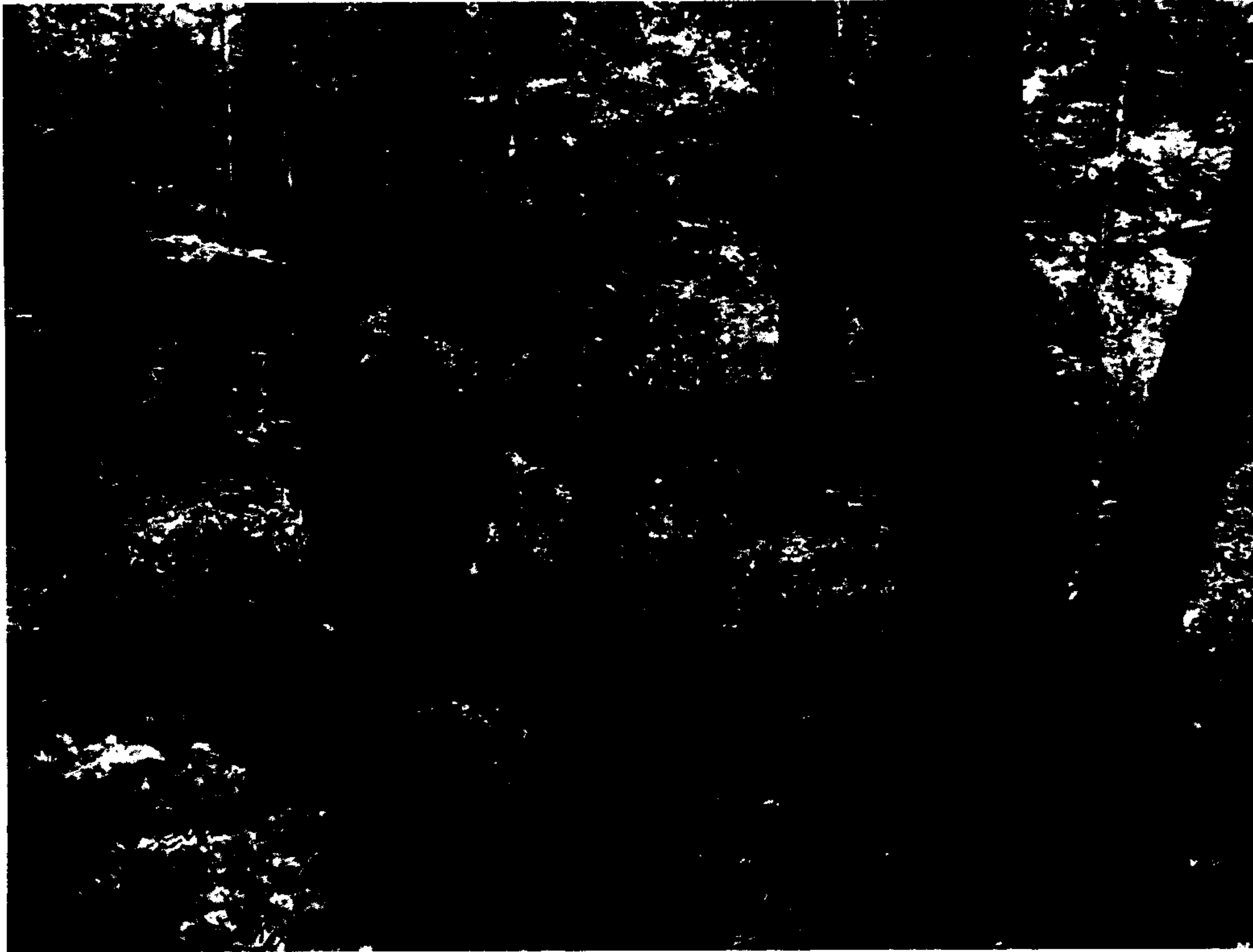
**Point 3.**  $33^{\circ} 18' 54.7''$  N/ $86^{\circ} 29' 42.6''$  W. Heading  $315^{\circ}$ . Riparian forest.



**Point 4.**  $33^{\circ} 19' 00.8''$  N/ $86^{\circ} 29' 30.5''$  W. Heading  $22^{\circ}$ . Riparian forest.



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**Point 5.**  $33^{\circ} 19' 00.8''$  N/  $86^{\circ} 29' 30.5''$  W. Heading  $80^{\circ}$ . Riparian forest.



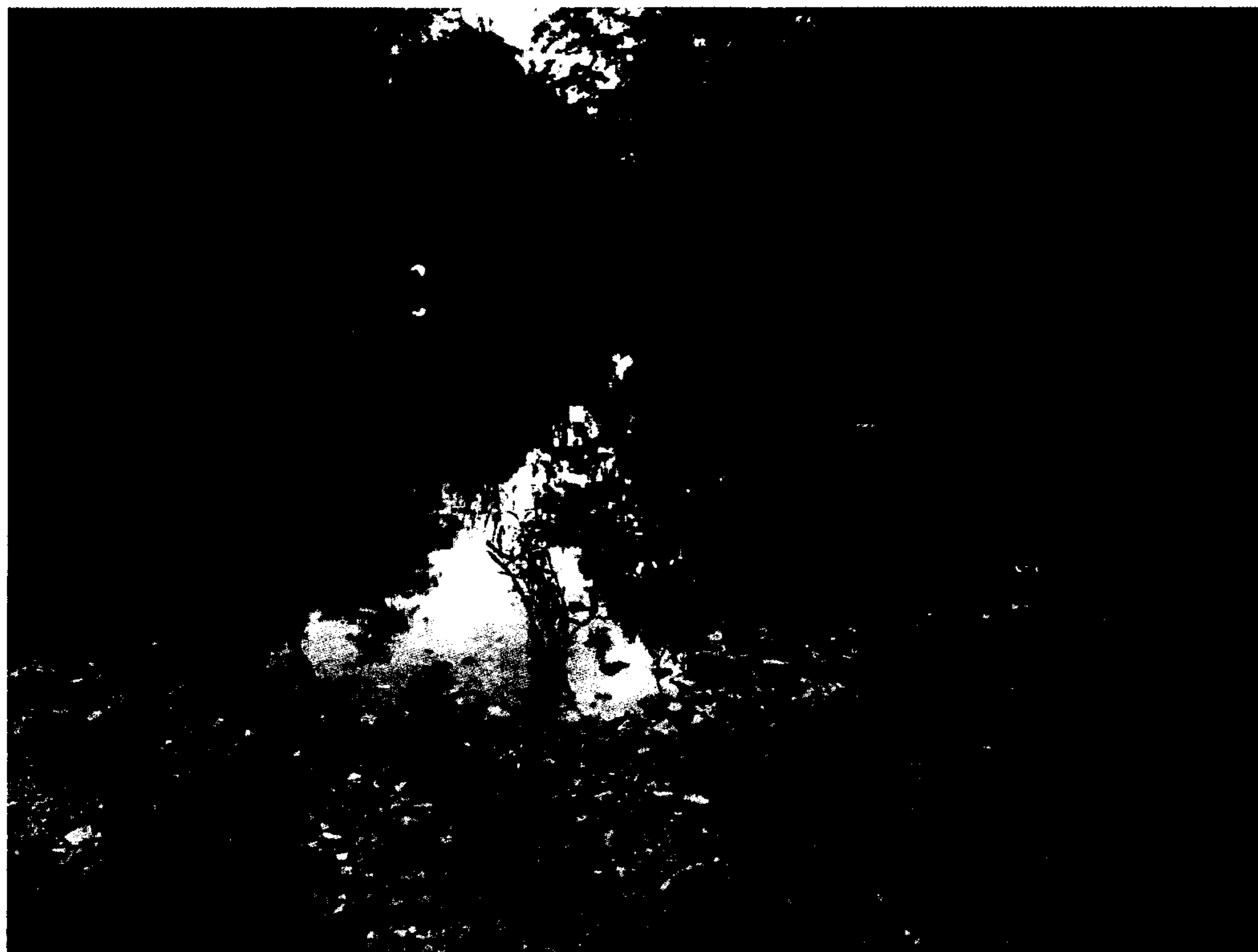
**Point 6.**  $33^{\circ} 19' 07.0''$  N/ $86^{\circ} 29' 35.6''$  W. Heading  $320^{\circ}$  (upstream). Yellowleaf Creek.

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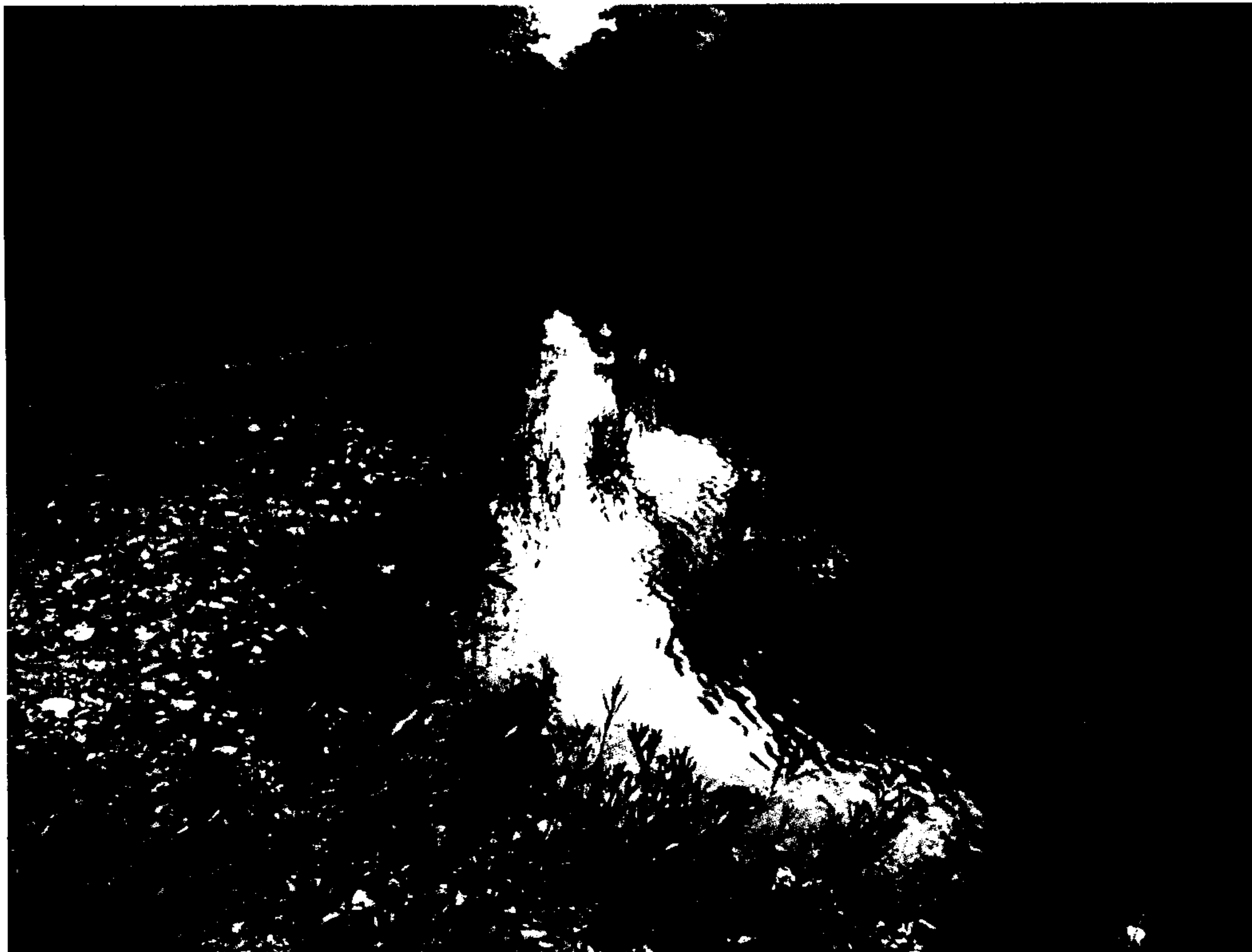
**Point 7.**  $33^{\circ} 19' 07.0''$  N/ $86^{\circ} 29' 35.6''$  W. Heading  $140^{\circ}$  (downstream). Yellowleaf Creek.



**Point 8.**  $33^{\circ} 18' 28.6''$  N/ $86^{\circ} 29' 37.6''$  W. Heading  $346^{\circ}$  (upstream). Yellowleaf Creek.




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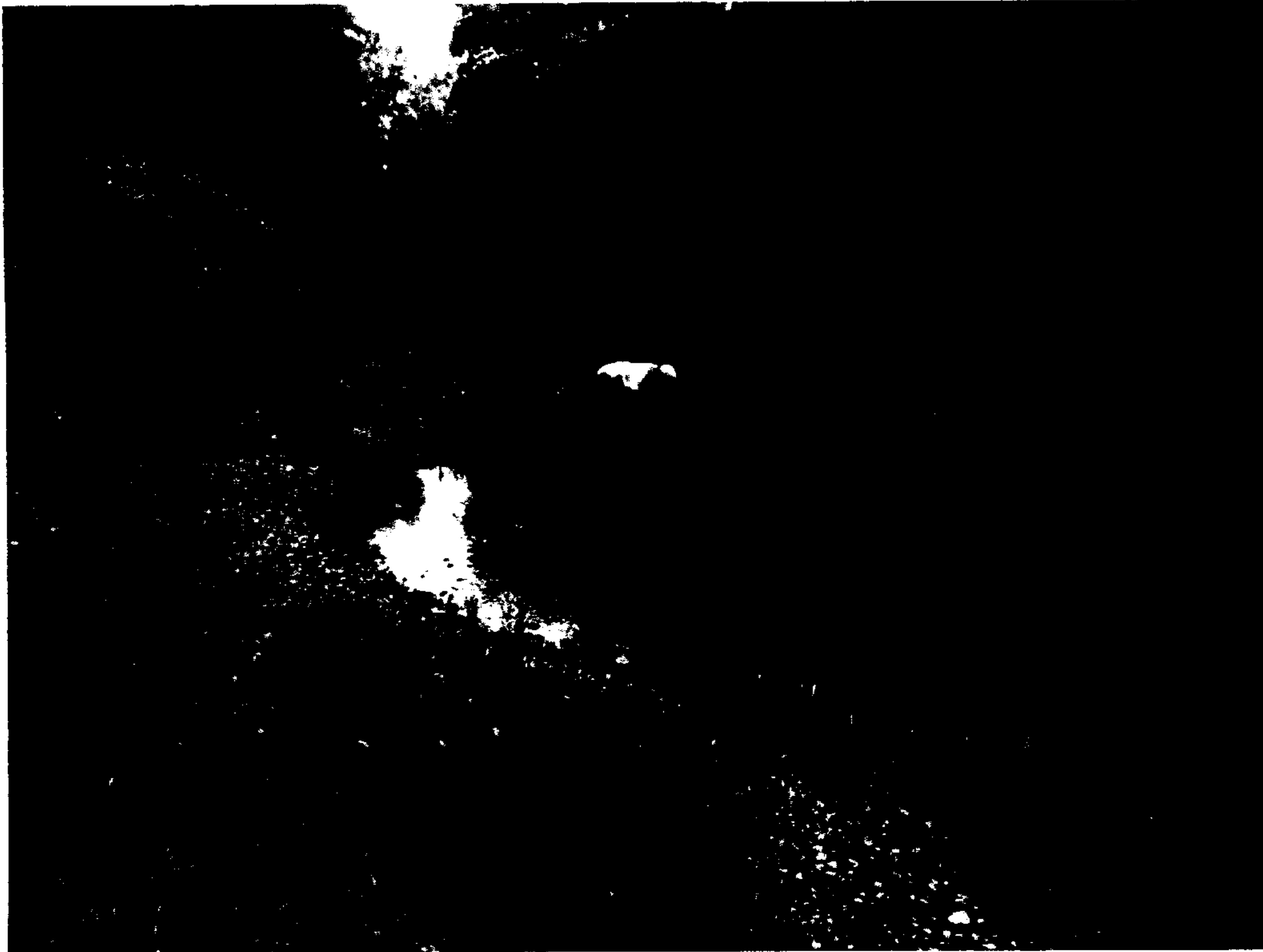
**Point 9.**  $33^{\circ} 18' 28.6''$  N/ $86^{\circ} 29' 37.6''$  W. Heading  $166^{\circ}$  (downstream). Yellowleaf Creek.



**Point 10.**  $33^{\circ} 18' 45.8''$  N/ $86^{\circ} 29' 44.0''$  W. Heading  $340^{\circ}$  (upstream). Yellowleaf Creek.

  
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**Point 11.**  $33^{\circ} 18' 45.8''$  N/ $86^{\circ} 29' 44.0''$  W. Heading  $160^{\circ}$  (downstream). Yellowleaf Creek.



**Point 12.**  $33^{\circ} 18' 43.9''$  N/ $86^{\circ} 29' 36.0''$  W. Heading  $298^{\circ}$ . Clearcut, down road.



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**Point 13.**  $33^{\circ} 18' 43.9''$  N/ $86^{\circ} 29' 36.0''$  W. Heading  $208^{\circ}$ . Clearcut.



**Point 14.**  $33^{\circ} 18' 34.2''$  N/ $86^{\circ} 29' 28.5''$  W. Heading  $270^{\circ}$ . Clearcut.



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**Point 15.**  $33^{\circ} 18' 34.2''$  N/ $86^{\circ} 29' 28.5''$  W. Heading  $0^{\circ}$ . Clearcut.



**Point 16.**  $33^{\circ} 18' 42.1''$  N/ $86^{\circ} 29' 07.1''$  W. Heading  $180^{\circ}$ . Clearcut.



**Point 17.**  $33^{\circ} 18' 42.1''$  N/ $86^{\circ} 29' 07.1''$  W. Heading  $270^{\circ}$ . Clearcut.



**Point 18.**  $33^{\circ} 18' 42.1''$  N/ $86^{\circ} 29' 07.1''$  W. Heading  $0^{\circ}$ . Clearcut.



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**Point 19.**  $33^{\circ} 18' 38.8''$  N/ $86^{\circ} 28' 47.5''$  W. Heading  $270^{\circ}$ . Clearcut.



**Point 20.**  $33^{\circ} 18' 38.8''$  N/ $86^{\circ} 28' 47.5''$  W. Heading  $0^{\circ}$ . Clearcut.



**Point 21.**  $33^{\circ} 18' 38.8''$  N/ $86^{\circ} 28' 47.5''$  W. Heading  $90^{\circ}$ . Clearcut.



**Point 22.**  $33^{\circ} 18' 11.9''$  N/ $86^{\circ} 28' 44.9''$  W. Heading  $270^{\circ}$ . Clearcut.

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**Point 23.**  $33^{\circ} 18' 11.9''$  N/ $86^{\circ} 28' 44.9''$  W. Heading  $0^{\circ}$ . Clearcut.



**Point 24.**  $33^{\circ} 18' 11.9''$  N/ $86^{\circ} 28' 44.9''$  W. Heading  $90^{\circ}$ . Clearcut.

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## Attachment “A”

### Riparian Vegetation

Scientific Name	Common Name
<i>Acer rubrum</i>	red maple
<i>Acer saccharum</i>	sugar maple
<i>Aesculus</i> sp.	buckeye
<i>Alnus serrulata</i>	alder
<i>Arundinaria gigantea</i>	cane
<i>Asimina triloba</i>	pawpaw
<i>Betula nigra</i>	River birch
<i>Calycanthus floridus</i>	Sweetshrub
<i>Carpinus caroliniana</i>	Ironwood
<i>Carya</i> sp.	Hickory
<i>Cornus florida</i>	Flowering dogwood
<i>Fagus grandifolia</i>	Beech
<i>Hamamelis virginiana</i>	Witch-hazel
<i>Hydrangea quercifolia</i>	Oak-leaf hydrangea
<i>Ligustrum sinense</i>	privet
<i>Liquidambar styraciflua</i>	Sweet-gum
<i>Liriodendron tulipifera</i>	Tulip poplar
<i>Lonicera japonica</i>	Japanese honeysuckle
<i>Mitchella repens</i>	Partridge berry
<i>Ostrya virginiana</i>	Hop hornbeam
<i>Platanus occidentalis</i>	Sycamore
<i>Quercus</i> spp.	Oak
<i>Rhododendron</i> sp.	Rhododendron
<i>Rhus radicans</i>	Poison ivy
<i>Sambucus canadensis</i>	Elderberry
<i>Vaccinium elliotii</i>	High bush blueberry
<i>Viburnum</i> sp.	Viburnum
<i>Vitis</i> sp.	muscadine




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**Attachment “B”**  
**Clearcut Vegetation**

Scientific Name	Common Name
<i>Alnus serrulata</i>	alder
<i>Aralia spinosa</i>	Devil’s-walking stick
<i>Cephalanthus occidentalis</i>	Buttonbush
<i>Crataegus</i> sp.	Hawthorn
<i>Diospyros virginiana</i>	Persimmon
<i>Hibiscus</i> sp.	mallow
<i>Ludwigia</i> sp.	Ludwigia
<i>Oxydendrum arboreum</i>	Sourwood
<i>Phytolacca americana</i>	pokeweed
<i>Plantanthera ciliaris</i>	Orange fringed orchid
<i>Polygala curtissii</i>	Polygala
<i>Polygonum</i> sp.	Knotweed
<i>Prunus</i> sp.	Cherry
<i>Rhexia</i> sp.	Meadow beauty
<i>Rhus glabra</i>	Smooth sumac
<i>Rubus</i> sp.	Blackberry
<i>Sabatia</i> - 2 spp.	Sabatia
<i>Salix nigra</i>	Black willow
<i>Scirpus</i> sp.	bulrush
<i>Sassafras albidum</i>	Sassafrass
<i>Shrankia microphylla</i>	Sensitive briar
<i>Sphagnum</i>	Sphagnum moss
<i>Taxodium ascendens</i>	Cypress
<i>Typha</i> sp.	Cattail

  
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Wetland Protection and Management

Wetland Protection and Management	POLYGON
Wetland Protection and Management	10, 40, 7, 11, 18, 20
Wetland Protection and Management	12, 13, 40, 6, 7, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19
Wetland Protection and Management	13, 15, 17, 18, 19
Wetland Protection and Management	14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100
Wetland Protection and Management	14

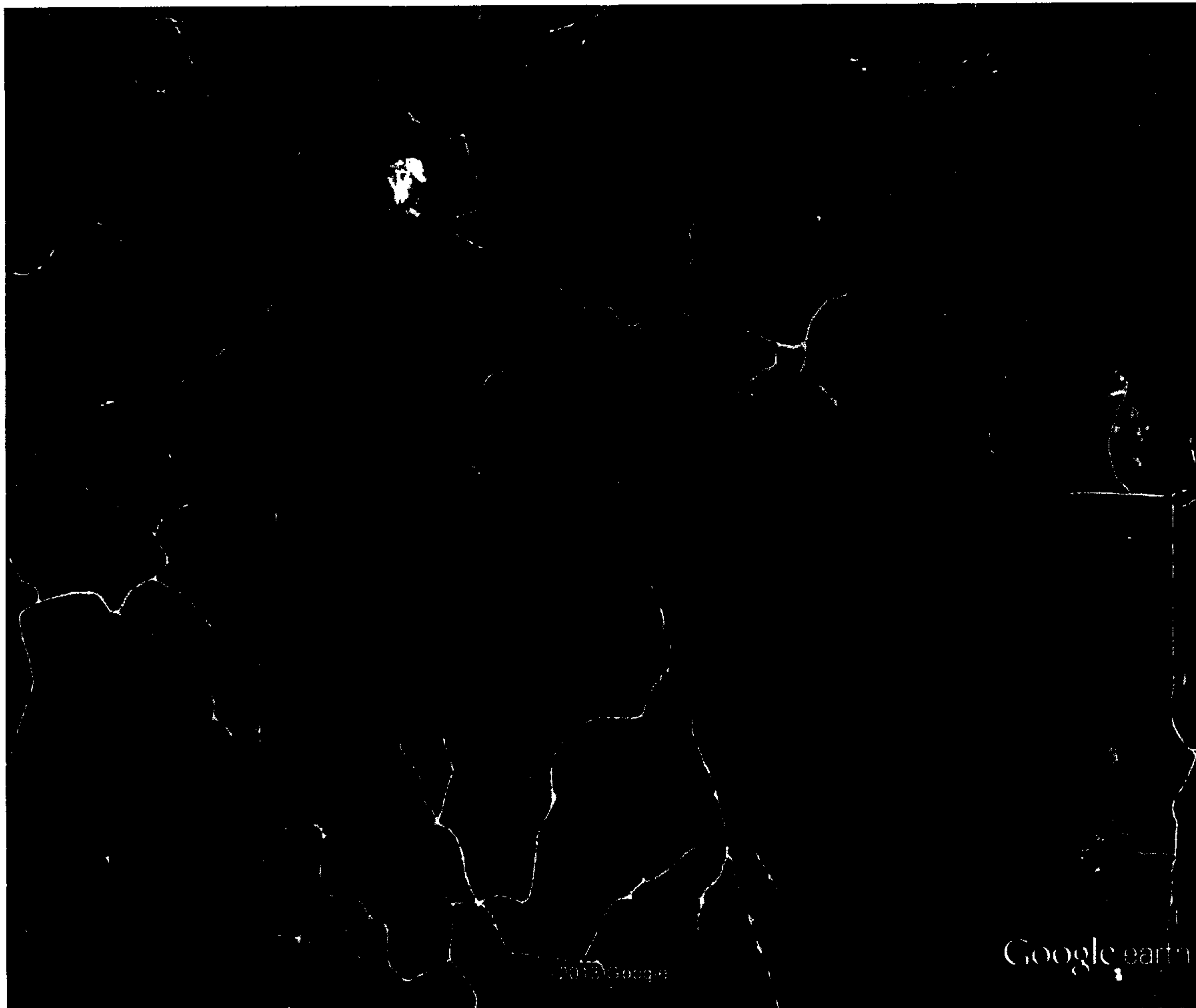
	POLYCOAS
MANAGEMENT STRATEGY	10, 40, 70, 80, 85, 90
INTEGRATED MANAGEMENT STRATEGY	10, 15, 40, 60, 70, 80, 85, 90, 95, 98
WORLD RESTORATION	10, 15, 17, 18, 19
WORLD PRESERVATION	10, 15, 20, 60, 70, 80, 85, 90, 95, 98
EXISTENCE CONTOUR	A, B, C, D, E, F, G, H, I, J, K, L, M, N, O, P, Q, R, S, T, U, V, W, X, Y, Z
Permanent protection and management	10, 15, 20, 25, 30, 35, 40, 45, 50, 55, 60, 65, 70, 75, 80, 85, 90, 95, 98

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**Attachment "D"**  
(Approximate Conservation Easement Boundary)



**Red line denotes conservation easement boundary**  
**Blue lines denote perennial streams**



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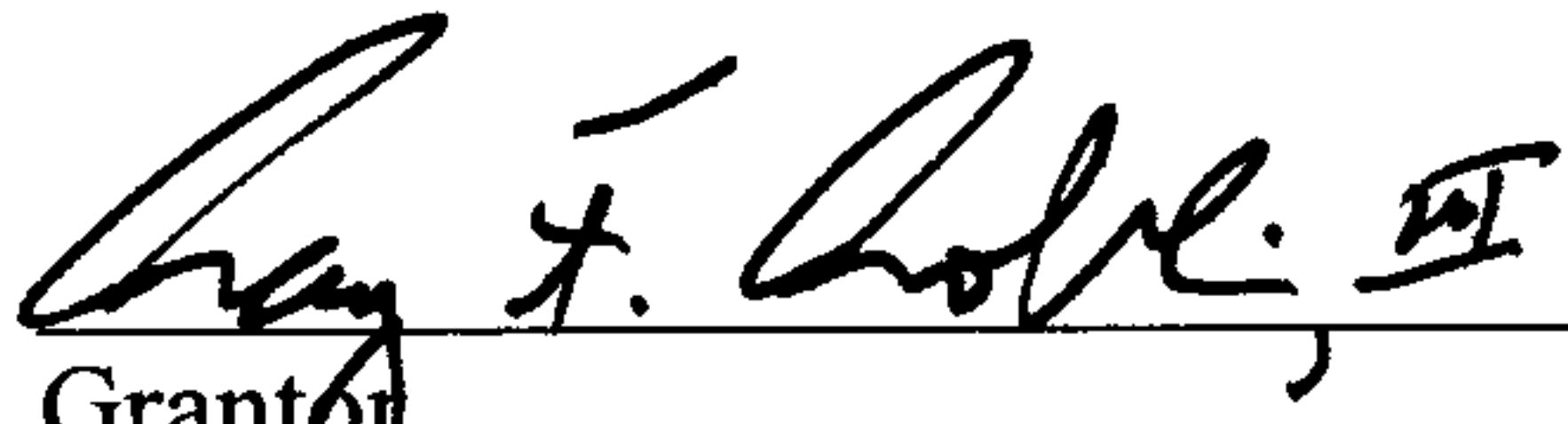
**Date of Inspection:** 7/31/2007

**Date of Report Preparation:** 8/12/2007


**Investigator:** Jim Godwin, Zoologist, Alabama Natural Heritage Program / B.S. Biology, M.S. Zoology

**Report Preparers:** Jim Godwin & Brian Rushing, FWLT Conservation Director / B.S. Natural Resources, M.S. Environmental Planning and Management, Master of Business Administration


*In compliance with Section 1.170A-14(g)(5) of the federal tax regulations, this natural resources inventory is an accurate representation of the property at the time of the conservation easement donation.*

  
Grantor

3/5/13  
Date

  
Grantee, for the Freshwater Land Trust

9/15/2007  
Date

  
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