

STATE OF ALABAMA)
:
COUNTIES OF JEFFERSON)
AND SHELBY)

Clerk: NICOLE

**AMENDMENT TO DECLARATION OF
PROTECTIVE COVENANTS OF TRACE CROSSINGS (BUSINESS)**

THIS AMENDMENT TO DECLARATION OF PROTECTIVE COVENANTS OF TRACE CROSSINGS (BUSINESS) (this "Amendment") is made and entered into as of the 23rd day of February, 2016 by **UNITED STATES STEEL CORPORATION**, a Delaware corporation, as successor in interest to the **HARBERT-USR REALTY JOINT VENTURE**, an Alabama general partnership ("Developer").

RECITALS:

Developer has heretofore entered into the Declaration of Protective Covenants of Trace Crossings (Business) dated March 20, 1987 (the "Declaration") which has been recorded in Real 646, Page 515 in the Office of the Judge of Probate of Jefferson County, Alabama and in Real 127, Page 649 in the Office of the Judge of Probate of Shelby County, Alabama.

Developer is the owner of that certain real property (the "Lake Wilborn Property") which is more particularly described in **Exhibit A** attached hereto and incorporated herein by reference.

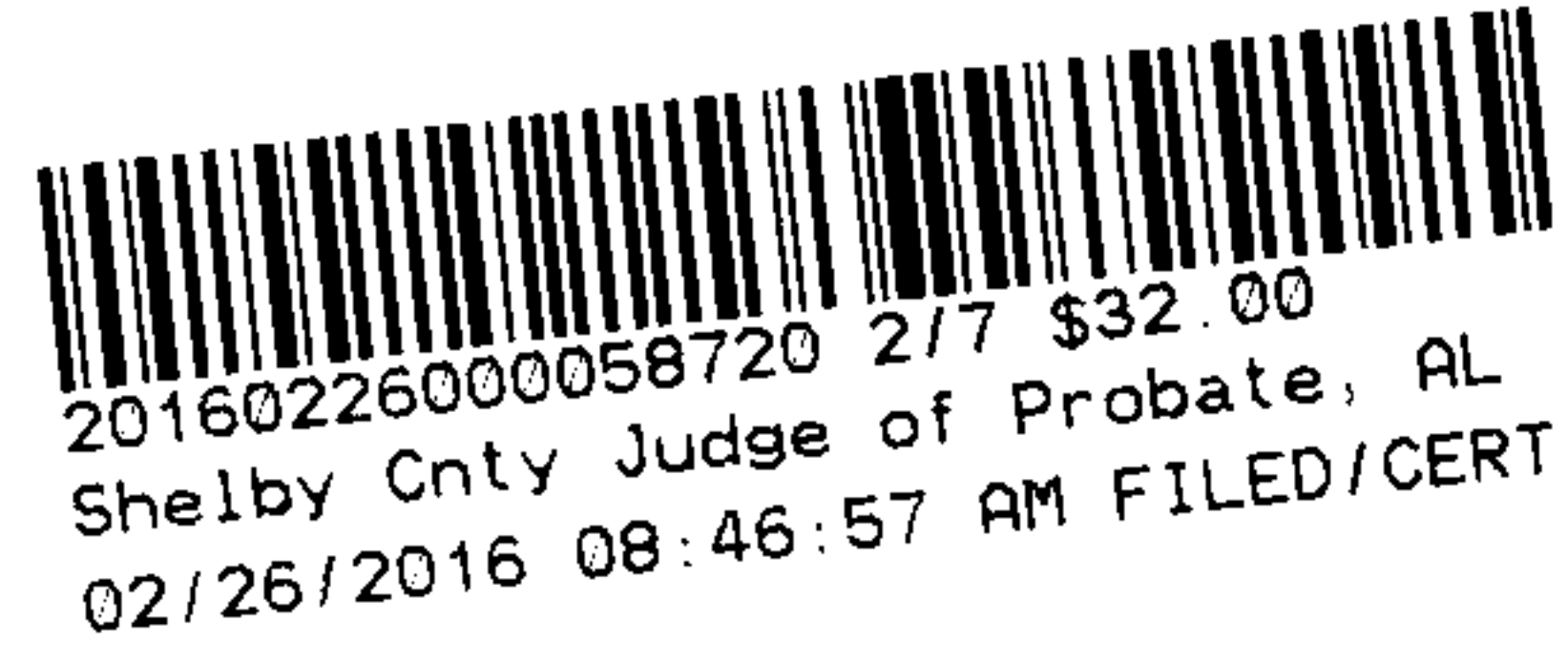
Developer desires to (i) subject those portions of the Lake Wilborn Property depicted on the map attached as **Exhibit B** hereto and incorporated herein by reference (the "Planned Commercial Property") to the Declaration, and (ii) remove (except for the Planned Commercial Property) all other portions of the Lake Wilborn Property from the terms and provisions of the Declaration.

NOW, THEREFORE, in consideration of the premises and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Developer does hereby acknowledge and agree that the Declaration is hereby amended as follows:

1. **Planned Commercial Property.** The Declaration is hereby modified and amended to provide that the Planned Commercial Property shall be included as a part of the "Trace Crossings Property" described in the Declaration, and hereafter the Planned Commercial Property shall be subject to the terms and conditions of the Declaration in its entirety.
2. **Lake Wilborn Property.** Except for the Planned Commercial Property, which shall be subject to the Declaration as set forth herein, the Declaration is hereby amended to remove and exempt all of the remaining Lake Wilborn Property from the terms and provisions of the Declaration, and hereafter any reference to the "Trace Crossing Property", as defined in the

Declaration, shall not include any of the Lake Wilborn Property except for the Planned Commercial Property as set forth herein.

[Remainder of Page Left Intentionally Blank]



IN WITNESS WHEREOF, Developer has caused this Amendment to be executed as of the day and year first above written.

UNITED STATES STEEL CORPORATION, a Delaware corporation, as successor in interest to Harbert-USR Realty Joint Venture, an Alabama general partnership

By: W. L. Silver, III
W. L. Silver, III
Director – Real Estate, a division of
United States Steel Corporation


STATE OF ALABAMA)
 :
COUNTY OF JEFFERSON)

I, the undersigned, a notary public in and for said county in said state, hereby certify that W.L. Silver, III, whose name as Director-Real Estate, a division of UNITED STATES STEEL CORPORATION, a Delaware corporation, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal this 23rd day of February, 2016.

William Cunningham
Notary Public
My commission expires: 8/16/16

[NOTARIAL SEAL]


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Shelby Cnty Judge of Probate, AL
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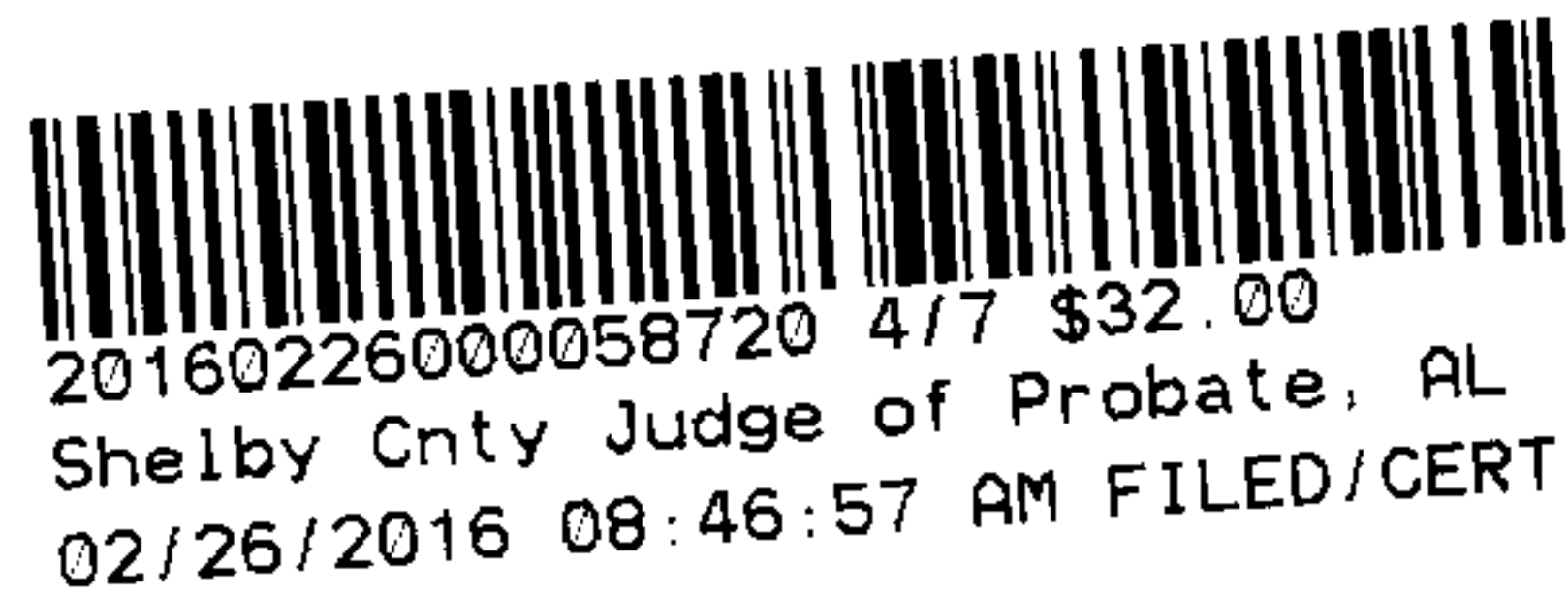


EXHIBIT A

Legal Description of Lake Wilborn Property

A tract of land located in Sections 32 and 33, Township 19 South, Range 3 West, Jefferson County, Alabama and Sections 4, 5, and 9, Township 20 South, Range 3 West, Shelby County, Alabama, more particularly described as follows:

Commence at the Southwest Section corner of said Section 33, Township 19 South, Range 3 West and run North 00 degrees, 29 minutes, 20 seconds West along the West line of said Section 33 for a distance of 200.00 feet to the **POINT OF BEGINNING**; thence run North 69 degrees, 30 minutes, 40 seconds East for a distance of 903.68 feet to the Southwest boundary of an Alabama Power Company transmission lines corridor; thence South 35 degrees, 05 minutes, 14 seconds East along said transmission lines corridor for a distance of 655.60 feet to an iron pin set with SSI cap on the South line of said Section 33; thence run South 89 degrees, 03 minutes, 17 seconds East along the South line of said Section 33 a distance of 95.07 feet to an iron pin found with Coleman cap at the Southeast corner of the Southwest Quarter of the Southwest Quarter of said Section 33; thence run South 89 degrees, 01 minutes, 19 seconds East along the South line of the Southeast Quarter of the Southwest Quarter of said Section 33 for a distance of 1172.77 feet to an iron pin set with SSI cap on the Eastern right-of-way line of a public road (Stadium Trace Parkway) being also on a curve to the right having a central angle of 02 degrees, 47 minutes, 26 seconds, a radius of 813.94 feet and a chord bearing of South 51 degrees, 22 minutes, 26 seconds West; thence run in a Southwesterly direction along the arc of said curve for a distance of 39.64 feet to an iron pin set with SSI cap at the intersection of said Eastern right-of-way line with the center line of a sanitary sewer easement granted to Jefferson County, Alabama by United States Steel Corporation by document dated April 13, 2006; thence Run South 35 degrees, 53 minutes, 07 seconds East along said center line for a distance of 380.36 feet to an iron pin set with SSI cap at the intersection of said center line with a tract of land conveyed to the Hoover Board of Education (School Tract) by United States Steel Corporation by document dated February 28, 2006; thence run South 54 degrees, 01 minutes, 38 seconds West along said School Tract for a distance of 221.12 feet to an iron pin set with SSI cap at the Western most point of said School Tract; thence run South 24 degrees, 03 minutes, 52 seconds East along said School Tract a distance of 314.36 feet to an iron pin found with GSA cap; thence run South 03 degrees, 46 minutes, 21 seconds West along said School Tract a distance of 733.20 feet to an iron pin found with GSA cap at the Northeast boundary of an Alabama Power Company transmission lines corridor; thence run South 35 degrees, 04 minutes, 09 seconds East along said School Tract and also along said transmission lines corridor boundary a distance of 426.40 feet to an iron pin found with GSA cap; thence run South 35 degrees, 04 minutes, 47 seconds East along said transmission lines corridor boundary a distance of 1001.08 feet to an iron pin found with Paragon cap on the South line of the Southwest Quarter of the Northeast Quarter of Section 4, Township 20 South, Range 3 West; thence run North 89 degrees, 11 minutes, 56 seconds West along the South line of said Quarter Quarter Section for a distance of 308.55 feet to the Southwest boundary of said transmission lines corridor; thence run South 35 degrees, 04 minutes, 47 seconds East along said transmission lines corridor boundary for a distance of 1678.16 feet to the center line of the Cahaba River; thence run (downstream) along the meanders of said Cahaba river center line the following bearings and distances; South 67 degrees, 15

minutes, 14 seconds West, 863.00 feet; South 79 degrees, 02 minutes, 56 seconds West, 571.85 feet; South 80 degrees, 01 minutes, 19 seconds West, 670.49 feet; South 31 degrees, 52 minutes, 21 seconds West, 482.35 feet; South 20 degrees, 21 minutes, 48 seconds West, 295.04 feet; South 27 degrees, 34 minutes, 58 seconds West, 351.87 feet; South 20 degrees, 28 minutes, 49 seconds West, 250.07 feet; South 02 degrees, 50 minutes, 06 seconds West, 242.25 feet; South 08 degrees, 50 minutes, 51 seconds East, 409.51 feet; South 55 degrees, 00 minutes, 12 seconds East, 271.73 feet; North 67 degrees, 36 minutes, 25 seconds East, 329.35 feet; South 79 degrees, 12 minutes, 18 seconds East, 214.42 feet; South 63 degrees, 26 minutes, 37 seconds East, 145.79 feet; North 80 degrees, 59 minutes, 59 seconds East, 291.14 feet; South 76 degrees, 19 minutes, 21 seconds East, 346.20 feet; South 30 degrees, 53 minutes, 09 seconds East, 236.88 feet; South 28 degrees, 01 minutes, 41 seconds West, 154.48 feet; South 41 degrees, 31 minutes, 05 seconds West, 144.15 feet; South 26 degrees, 21 minutes, 16 seconds West, 476.92 feet; South 52 degrees, 54 minutes, 09 seconds West, 490.01 feet; South 39 degrees, 21 minutes, 57 seconds West, 221.06 feet; South 48 degrees, 31 minutes, 42 seconds West, 332.63 feet; South 27 degrees, 45 minutes, 19 seconds West, 233.19 feet; South 09 degrees, 40 minutes, 09 seconds West, 274.61 feet; South 44 degrees, 20 minutes, 04 seconds West, 268.77 feet to the Eastern boundary of a CSX Transportation Company right-of-way line; thence run North 41 degrees, 21 minutes, 27 seconds West along said Eastern right-of-way line for a distance of 396.64 feet to an iron pin set with SSI cap at a point on a curve to the right having a central angle of 34 degrees, 50 minutes, 36 seconds, a radius of 1472.00 feet and a chord bearing of North 23 degrees, 56 minutes, 09 seconds West; thence run in a Northwesterly direction along the arc of said curve and also along said Eastern right-of-way line for a distance of 895.17 feet to an iron pin set with SSI cap; thence run North 06 degrees, 30 minutes, 51 seconds West along said Eastern right-of-way line for a distance of 1829.93 feet to an iron pin set with SSI cap at a point on a curve to the left having a central angle of 14 degrees, 04 minutes, 07 seconds, a radius of 2888.00 feet and a chord bearing of North 13 degrees, 32 minutes, 54.5 seconds West; thence run in a Northwesterly direction along the arc of said curve and also along said Eastern right-of-way line for a distance of 709.13 feet to an iron pin set with SSI cap on the South line of the Southwest Quarter of the Southwest Quarter of said Section 4; thence run South 89 degrees, 17 minutes, 28 seconds East along said South line for a distance of 12.92 feet to an iron pin set with SSI cap at a point on a curve to the right having a central angle of 11 degrees, 05 minutes, 34 seconds, a radius of 1183.94 feet and a chord bearing of North 29 degrees, 04 minutes, 26 seconds West; thence run in a Northwesterly direction along the arc of said curve and also along said Eastern right-of-way line for a distance of 229.22 feet to an iron pin set with SSI cap; thence run North 23 degrees, 31 minutes, 40 seconds West along said Eastern right-of-way line for a distance of 1231.72 feet to an iron pin set with SSI cap on the North line of the Southeast Quarter of the Southeast Quarter of Section 5, Township 20 South, Range 3 West; thence run South 89 degrees, 04 minutes, 47 seconds East along said North line for a distance of 43.94 feet to an iron pin set with SSI cap; thence run North 23 degrees, 35 minutes, 54 seconds West along said Eastern right-of-way line for a distance of 473.22 feet to an iron pin set with SSI cap on a curve to the left having a central angle of 19 degrees, 39 minutes, 33 seconds, a radius of 2954.79 feet and a chord bearing of North 34 degrees, 20 minutes, 50.5 seconds West; thence run in a Northwesterly direction along the arc of said curve and also along said Eastern right-of-way line for a distance of 1013.84 feet to a PK nail set; thence run North 44 degrees, 50 minutes, 04 seconds West along said Eastern right-of-way line for a distance of 95.16 feet to a PK nail set on the South line of the Southeast Quarter of the Northeast Quarter of said Section 5; thence run

North 89 degrees, 03 minutes, 04 seconds West along said South line for a distance of 36.02 feet to an iron pin set with SSI cap; thence run North 45 degrees, 10 minutes, 01 seconds West along said Eastern right-of-way line for a distance of 673.62 feet to an iron pin set with SSI cap on the West line of the Southeast Quarter of the Northeast Quarter of said Section 5; thence run North 01 degrees, 03 minutes, 17 seconds West along said East line for a distance of 300.0 feet to an iron pin set with SSI cap; thence run North 14 degrees, 56 minutes, 43 seconds East for a distance of 624.00 feet to an iron pin set with SSI cap; thence run North 28 degrees, 56 minutes, 43 seconds East for a distance of 731.00 feet to an iron pin set with SSI cap; thence run North 34 degrees, 56 minutes, 43 seconds East for a distance of 843.00 feet to an iron pin set with SSI cap; thence run North 67 degrees, 28 minutes, 22 seconds East for a distance of 313.57 feet to the **POINT OF BEGINNING**. Said tract containing 515.69 acres, more or less.

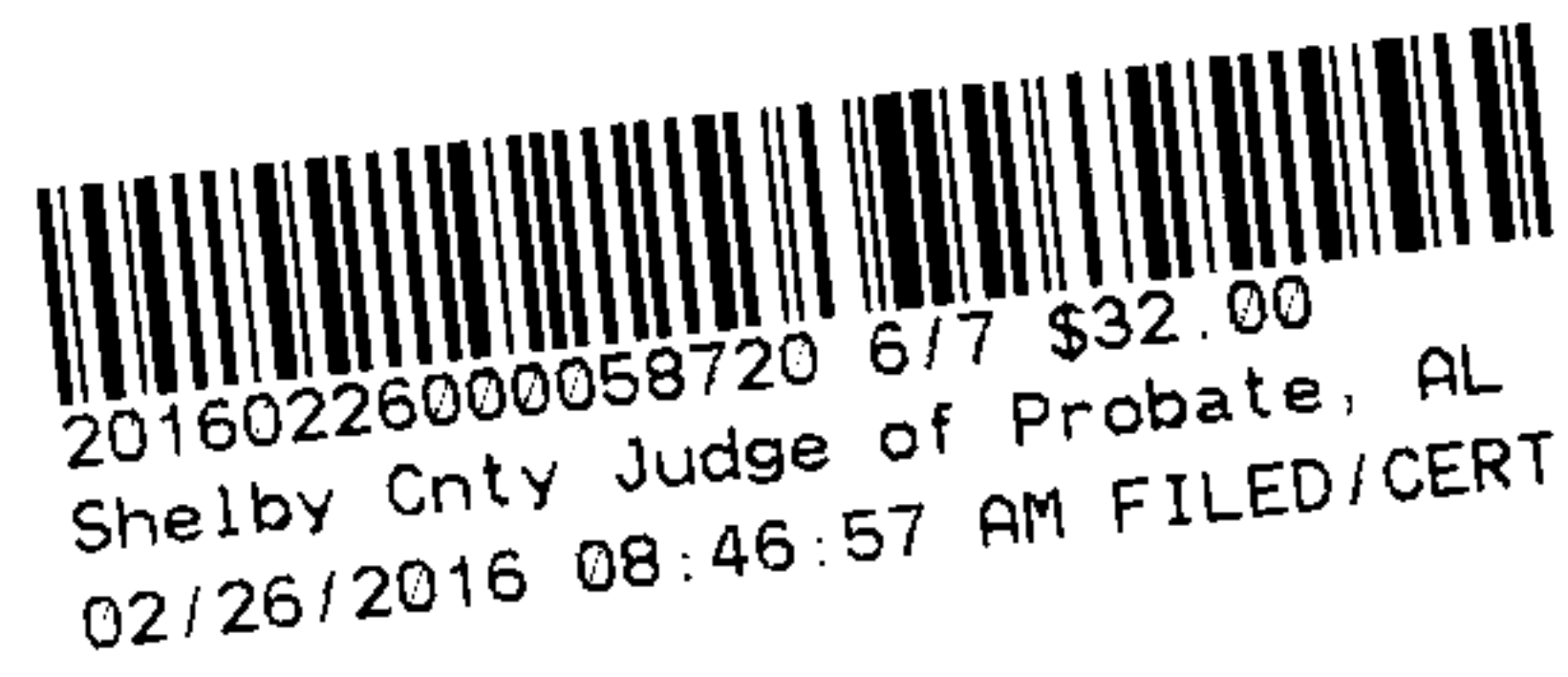


EXHIBIT B

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Shelby Cnty Judge of Probate, AL
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Depiction Planned Commercial Property

