

\$500.⁰⁰

STATE OF ALABAMA)
 :
COUNTY OF SHELBY)

FIRST AMENDMENT TO SANITARY SEWER EASEMENT AGREEMENT

THIS FIRST AMENDMENT TO SANITARY SEWER EASEMENT AGREEMENT (this "Amendment") is made and entered into as of the 30th day of August, 2017 by and between **EBSCO INDUSTRIES, INC.**, a Delaware corporation ("EBSCO") and **CT BTS, LLC**, an Arkansas limited liability company ("CT").

RECITALS:

EBSCO and CT have heretofore entered into a Sanitary Sewer Easement Agreement dated as of February 23, 2017 (the "Agreement") which has been recorded as Instrument No. 20170224000065900 in the Office of the Judge of Probate of Shelby County, Alabama. *Capitalized terms not otherwise expressly defined herein shall have the same meanings given to them in the Agreement.*

EBSCO and CT desire to amend the legal description of the CT Property and the EBSCO Easement Property.


NOW, THEREFORE, in consideration of the premises and other good and valuable consideration, the receipt and sufficiency which are hereby acknowledged, the parties do hereby agree as follows:

1. Exhibit A. Exhibit A (which was erroneously referred to as Exhibit B in the Agreement) is deleted in its entirety and Exhibit A-1 attached hereto and incorporated herein by reference is substituted in lieu thereof. From and after the date hereof, any and all references to the CT Property shall mean and refer to the real property described in Exhibit A-1 hereto

2. Legal Description of EBSCO Easement Property. Exhibit B to the Agreement is deleted in its entirety and Exhibit B-1 attached hereto and incorporated herein by reference is substituted in lieu thereof. From and after the date hereof, any and all references to the EBSCO Easement Property shall mean and refer to the real property described in Exhibit B-1 hereto.

3. Full Force and Effect. Except as expressly modified and amended herein, all of the terms and provisions of the Agreement shall remain in full force and effect and are hereby ratified, confirmed and approved by the parties hereto.

[Signatures on the following pages]


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Shelby Cnty Judge of Probate, AL
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IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed as of the day and year first above written.

EBSCO:

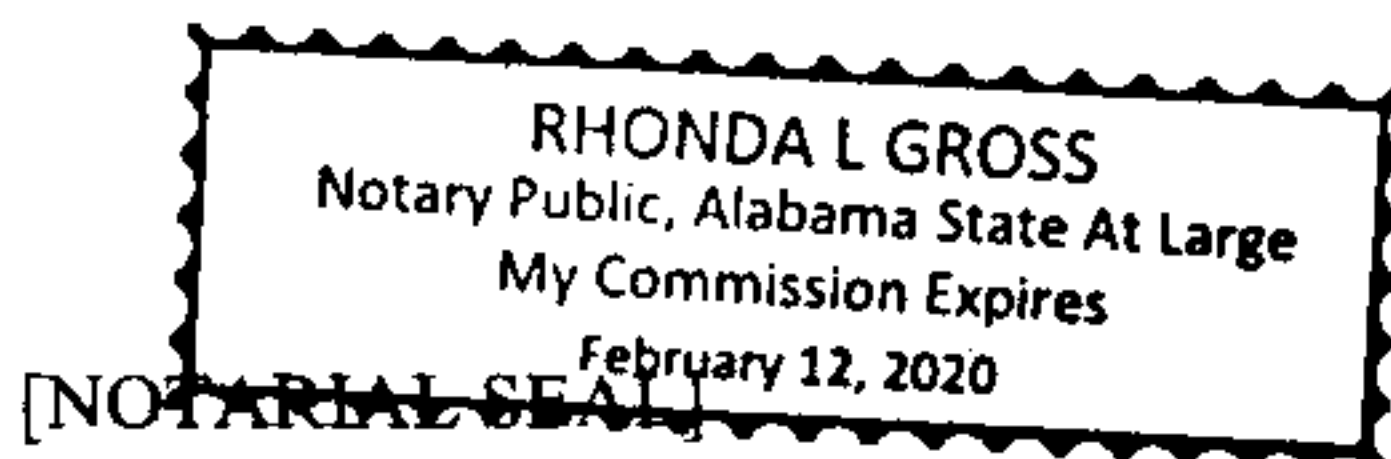
EBSCO INDUSTRIES, INC., a Delaware corporation

By: Brooks Knapp
Printed Name: Brooks Knapp
Its: Vice President

STATE OF ALABAMA)
Shelby :
JEFFERSON COUNTY)

I, the undersigned, a notary public in and for said county in said state, hereby certify that Brooks Knapp, whose name as Vice President of EBSCO INDUSTRIES, INC., 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 30th day of August, 2017.



Rhonda L Gross
Notary Public
My commission expires: 2-12-2020
2-12-2020

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Shelby Cnty Judge of Probate: AL
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CT:

CT BTS, LLC, an Arkansas limited liability company

By: The McLain Group, LLC, an Arkansas limited liability company, Its Manager

By: [Signature]
Printed Name: Christian Baldwin its Manager via
Title: Manager of The McLain Group, LLC

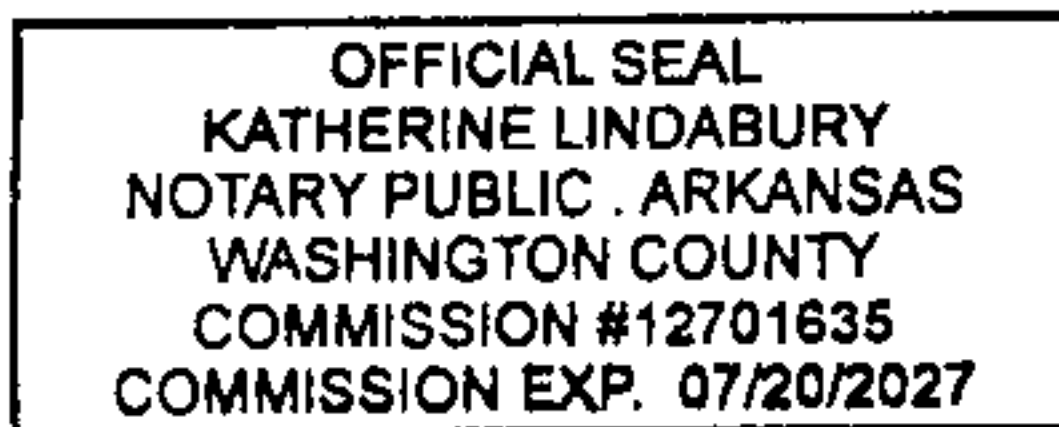
STATE OF ARKANSAS)
COUNTY OF Washington)

I, the undersigned, a notary public in and for said county in said state, hereby certify that Christian Baldwin, whose name as Manager of The McLain Group, LLC, an Arkansas limited liability company, as Manager of CT BTS, LLC, an Arkansas limited liability company, 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 Manager and with full authority, executed the same voluntarily for and as the act of said limited liability company in its capacity as Manager of CT BTS, LLC.

Given under my hand and official seal this 30 day of August, 2017.

Katherine Lindabury
Notary Public
My commission expires: 7/20/2027

[NOTARIAL SEAL]



This instrument prepared by and upon recording should be returned to:
Stephen R. Monk, Esq.
Bradley Arant Boult Cummings LLP
One Federal Place
1819 Fifth Avenue North
Birmingham, Alabama 35203
(205) 521-84290

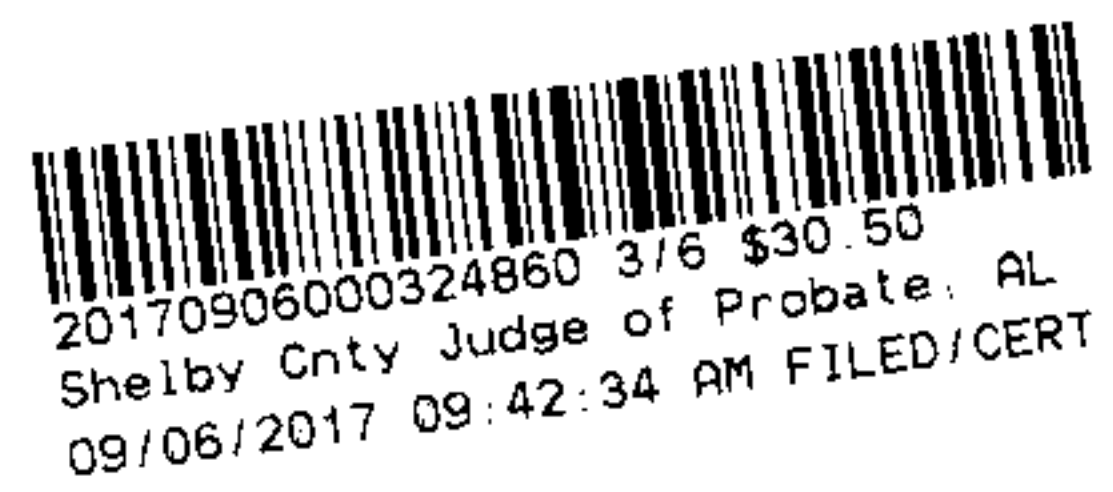


EXHIBIT A-1

CT Property

Lot 2, according to the Tattersall Park Survey No. 1, as recorded in Map Book 46, Page 85 in the Office of the Judge of Probate of Shelby County, Alabama.

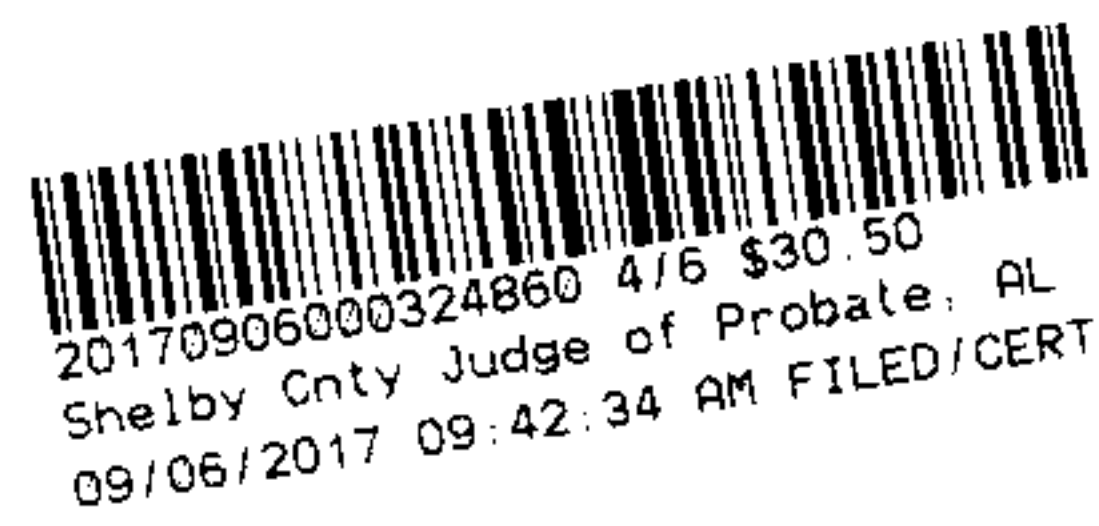


EXHIBIT B-1

EBSCO Easement Property

LEGAL DESCRIPTION FOR UTILITY EASEMENT

A 15 foot wide easement for public utilities lying 7.50 feet each side of, parallel to and abutting a centerline situated in the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ and the Southeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 32, Township 18 South, Range 1 West, Shelby County, Alabama, being more particularly described as follows:

Commence at the Southwest corner of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 32, Township 18 South, Range 1 West; thence east along the south $\frac{1}{4}$ - $\frac{1}{4}$ section line for a distance of 305.72 feet to a point, said point being a corner of Lot 2, TATTERSALL PARK SURVEY NO. 1, as recorded in Map book 46, Page 85 of the Shelby County Probate Office; thence continue along the south $\frac{1}{4}$ - $\frac{1}{4}$ line and along lot line of said Lot 2 a distance of 25.16 feet to a corner of said Lot 2 and a P.C. (point of curvature) of a curve to the right, having a radius of 30.00 feet and a central angle of $44^{\circ}30'17''$; thence along the arc of said curve and along the lot line of said Lot 2 in a southerly and southeasterly direction a distance of 23.30 feet to a point, said point being the southernmost corner of said Lot 2; thence turn an angle to the left of $180^{\circ}00'00''$ (angle measured to tangent) in a northwesterly direction and along the lot line of said Lot 2 a distance of 117.08 feet to a point; thence turn an angle to the right of $90^{\circ}00'00''$ in a northeasterly direction for a distance of 7.50 feet to the POINT OF BEGINNING; thence turn an angle to the right of $90^{\circ}00'00''$ in a Southeasterly direction a distance of 117.08 feet to the P.C. (point of curvature) of a curve to the right, having a radius of 157.50 feet and a central angle of $38^{\circ}05'37''$; thence continue along the arc of said curve in a southeasterly direction a distance of 104.72 feet to the P.T.(point of tangent) of said curve; thence continue tangent to said curve in a southeasterly direction a distance of 39.12 feet to the P.C.(point of curvature) of a curve to the right, having a radius of 162.40 feet and a central angle of $41^{\circ}24'41''$; thence continue along the arc of said curve in a southeasterly, southerly and southwesterly direction a distance of 117.38 feet to the P.T.(point of tangent) of said curve; thence tangent to said curve in a southwesterly direction a distance of 97.56 feet to a point; thence turn an angle to the right of $36^{\circ}57'07''$ in a southwesterly direction a distance of 39.50 feet to a point; thence turn an angle to the left of $36^{\circ}07'57''$ in a southwesterly direction a distance of 10.18 feet to the POINT OF ENDING, said point lying on the Northeasterly right-of-way line of U.S. Highway 280



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UTILITY EASEMENT EXHIBIT

TATTERSALL PARK
SHELBY COUNTY, ALABAMA

