

WHEN RECORDED RETURN TO:

Nicholas A. Goodling, Esq.  
EDP Renewables North America LLC  
808 Travis, Suite 700  
Houston, Texas 77002

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**FIRST AMENDMENT TO SHORT FORM OF OPTION AGREEMENT**

THIS FIRST AMENDMENT TO SHORT FORM OF OPTION AGREEMENT (this "Amendment") is made and entered into as of JANUARY 10<sup>TH</sup>, 2020 (the "Effective Date"), by and between The Westervelt Company, a Delaware corporation ("Optionor") and EDP Renewables North America LLC, a Delaware limited liability company ("Optionee"). Optionor and Optionee are sometimes referred to individually herein as a "Party" and collectively as the "Parties".

**RECITALS**

A. The Parties have entered into that certain unrecorded Option Agreement dated effective as of November 8, 2018 (the "Option Agreement"), as evidenced by that certain Short Form of Option Agreement dated as of November 8, 2018, recorded on November 28, 2018, as Instrument No. 20181128000416840 in the Official Records of Shelby County, Alabama (the "Short Form"), affecting that certain real property situated in Shelby County, Alabama, more particularly described on Exhibit A attached to the Short Form (the "Property").

B. The Parties have executed and acknowledged this Amendment and are recording the same to provide constructive notice of the Option Agreement and this Amendment and Optionee's rights thereunder to all third parties.

**AGREEMENT**

NOW, THEREFORE, for good and valuable consideration paid to Optionor, the receipt and sufficiency of which are hereby acknowledged, the Parties hereby agree as follows:

1. Capitalized Terms. Capitalized terms not defined herein shall have the meanings ascribed to such terms in the Short Form.

2. Amendment. The Short Form is hereby amended and modified, such that Exhibit A attached to the Short Form is replaced with Exhibit A attached hereto and made a part hereof. The Parties acknowledge and agree that the Property as described on Exhibit A to this Amendment correctly identifies all of the Property under the Short Form.

3. Force and Effect. Except as expressly amended hereby, the Short Form is hereby ratified and confirmed in each and every respect and remains in full force and effect. The terms, conditions and covenants of the Option Agreement are incorporated herein by reference as though fully set forth herein. This Amendment does not supersede, modify, amend or otherwise change, and shall not be used in interpreting, the terms, conditions or covenants of the Option Agreement. In the event of any conflict between this Amendment and the Option Agreement, the Option Agreement shall control. All references in the Short Form to the "Option Agreement" and "Short Form" shall be deemed to refer to the Option Agreement, and the Short Form as amended by this Amendment, respectively.

4. Counterparts. This Amendment may be executed with counterpart signature pages and in duplicate originals, each of which shall be deemed an original, and all of which shall collectively constitute a single instrument.

5. Governing Law. This Amendment shall be governed by and interpreted in accordance with the laws of the State of Alabama applicable to contracts made and to be performed within the State of Alabama, without reference to the choice of law principles of such state or any other state.

**(SIGNATURES FOLLOW ON NEXT PAGE)**

IN WITNESS WHEREOF, the Parties have executed this Amendment as of the Effective Date.

The Westervelt Company,  
a Delaware corporation

By: James J. King, II  
Name: James J. King, II  
Title: VP

OPTIONEE:

EDP Renewables North America LLC,  
a Delaware limited liability company

By: Steve Irvin  
Name: Steve Irvin  
Title: Executive Vice President,  
Western and Central Regions and Mexico

(ACKNOWLEDGEMENTS FOLLOW ON NEXT PAGE)

ACKNOWLEDGMENT OF OPTIONOR

STATE OF ALABAMA

COUNTY OF TUSCALOOSA

I, the undersigned Notary Public in and for said County in said State, hereby certify that, JAMES I. KING, JR., whose name as VICE PRESIDENT of THE WESTERVELT CO. a(n) 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 the instrument, s/he, as such VICE PRESIDENT and with full authority, executed the same voluntarily for and as the act of said THE WESTERVELT CO.

Given under my hand and official seal this the 10<sup>th</sup> day of JANUARY, 2020.

Robert A. Rimer  
Notary Public

My commission expires Robert A. Rimer  
Notary Public, Alabama State At Large  
My Commission Expires April 17, 2023

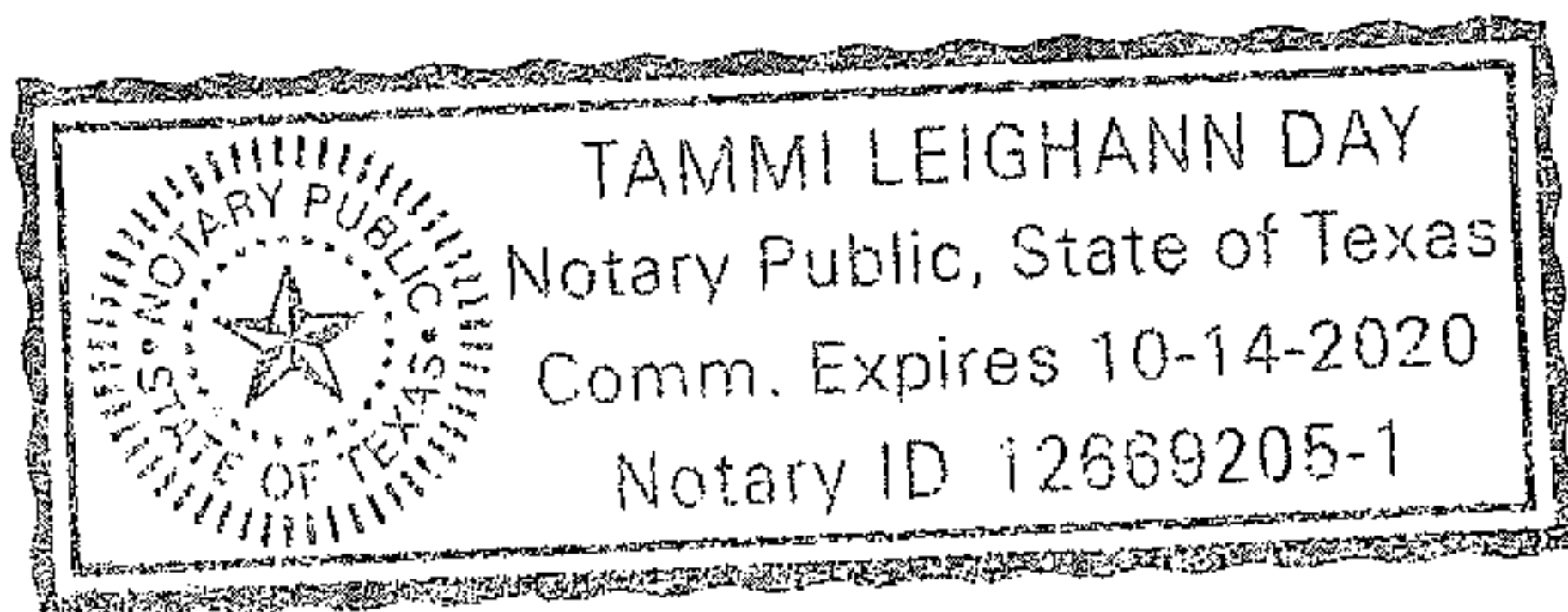
ACKNOWLEDGMENT OF OPTIONEE

STATE OF Texas

COUNTY OF Harris

I, the undersigned Notary Public in and for said County in said State, hereby certify that, Steve Irvin, whose name as Executive V.P. of EDP Renewables NA, a(n) Delaware Limited Liability signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, s/he, as such Executive V.P. and with full authority, executed the same voluntarily for and as the act of said EDP Renewables NA.

Given under my hand and official seal this the 14<sup>th</sup> day of January, 20 20



Notary Public  
My commission expires: 10/14/2020

**EXHIBIT A**

Description of the Property

THE FOLLOWING REAL PROPERTY LOCATED IN SHELBY COUNTY, ALABAMA:

ALL LOCATED IN TOWNSHIP 22 SOUTH, RANGE 1 EAST:

The S  $\frac{1}{2}$  of the SW  $\frac{1}{4}$  of Section 4.

**PIN: 302040000030**

AND

The SW  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  of Section 4.

**PIN: 302040000031**

AND

All of Section 9, Less the E. 825 (885' (S)) of the W  $\frac{1}{4}$  of the NE  $\frac{1}{4}$  and less the public road right-of-way

**PIN: 302090000001**

AND

The W  $\frac{1}{2}$  of the NE  $\frac{1}{4}$  of Section 9, Less the W 495' Thereof

**PIN: 302090000002**

AND

The Northeast Quarter of the Northeast Quarter of Section 8; the South Half of the Northeast Quarter of Section 8; the North Half of the Southeast Quarter of Section 8; the Southeast Quarter of the Southeast Quarter of Section 8; and the Northeast Quarter of the Southwest Quarter of Section 8.

**PIN: 303080000001**

AND

NW  $\frac{1}{4}$  of the NE  $\frac{1}{4}$  of Section 8.

**PIN: 303080000002**



Filed and Recorded  
Official Public Records  
Judge of Probate, Shelby County Alabama, County  
Clerk  
Shelby County, AL  
02/05/2020 04:02:37 PM  
\$37.00 CATHY  
20200205000049560

*Allen S. Bayl*

AND

The East Half of the Southeast Quarter of Section 5.

**PIN: 303050000025**