

ORDINANCE NO. 20 -2476

**AN ORDINANCE AUTHORIZING AN AMENDMENT TO A
LEASE OF REAL PROPERTY OF THE CITY OF HOOVER,
ALABAMA FOR PUBLIC PURPOSES TO THE PUBLIC
PARK AND RECREATION BOARD OF THE CITY OF
HOOVER**

WHEREAS, the City of Hoover ("City") currently owns or has a long term ground lease on certain real properties located in the city of Hoover and more particularly described in **Exhibit 1** attached hereto ("**City Property**"); and

WHEREAS, these properties are passive parks in the city of Hoover; and

WHEREAS, the City desires to lease or sublease the City Property to the Public Park and Recreation Board of the City of Hoover ("**Park and Rec Board**") to continue to be used as passive parks; and

WHEREAS, City and the Park and Rec Board entered into a Ground Lease, dated the 19th day of July, 2019 (the "**Lease**"), for the lease of the real property used by the City as active parks and which Lease was amended by the parties on the 27th day of February, 2020 ("**Amendment**") to add additional real property currently used by the City as passive parks to the Lease; and

WHEREAS, the Landlord and Tenant desire to amend the Lease and its Amendment further as set forth herein to include additional real property located in the city of Hoover and currently used by the City for passive park purposes; and

WHEREAS, any approval required for the sublease of any property leased by the City and to be subleased to the Park and Rec Board hereunder has been obtained before the date hereof.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Hoover, Alabama, as follows:

SECTION 1. It is hereby established and declared that a public purpose is served by the lease of the City Property to the Park and Rec Board and that the lease/sublease of this municipal property for use as passive parks for public and community use confers a direct public benefit in furtherance of the public health, safety and welfare.

SECTION 2. The lease/sublease of the City Property by the City to the Park and Rec Board is hereby approved.

SECTION 3. Mayor Frank Brocato and Wendy Dickerson, City Clerk, are hereby authorized and directed to execute and attest, respectively, a Second Amendment to Ground

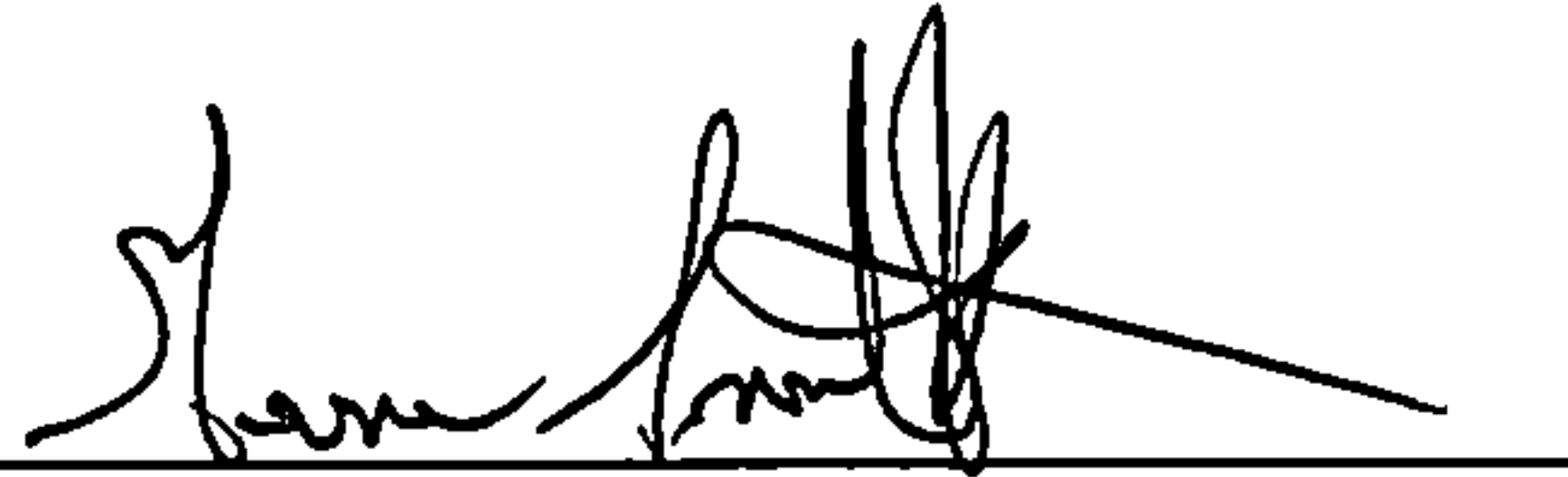


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Lease to the Park and Rec Board in substantially the form attached hereto as **Exhibit 2** for the real property described in **Exhibit 1**.

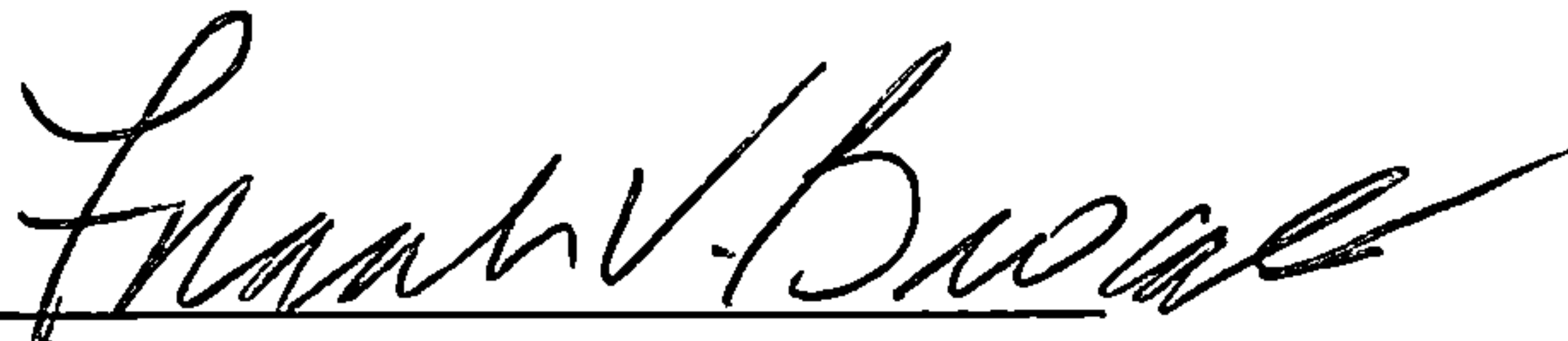
SECTION 4. This ordinance shall become effective immediately upon its adoption and publication as required by law.

ADOPTED this 16th day of March, 2020.



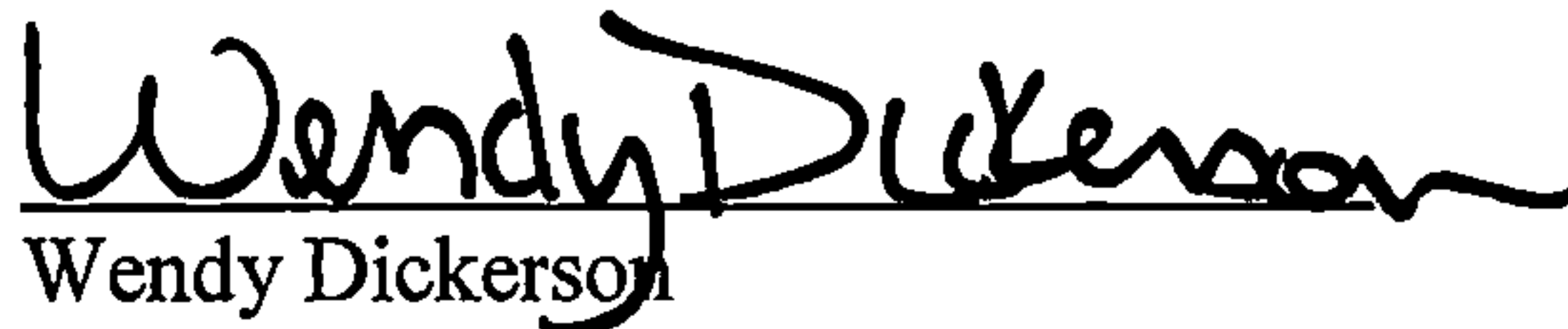
Gene Smith
Council President

APPROVED BY:



Frank V. Brocato
Mayor

ATTESTED BY:



Wendy Dickerson
City Clerk



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EXHIBIT 1

CITY PROPERTY – PASSIVE PARKS

1. Inverness Archery Park (*3308 Afton Circle, Hoover, Alabama*)
2. Greystone Playground at Fire Station 8 (*121 Village Street, Hoover, Alabama*)
3. Howard Lake (*300 Municipal Lane, Hoover, Alabama*)
4. Inverness Park at Fire Station 7 (*100 Inverness Parkway, Hoover, Alabama*)
5. Inverness Nature Trails and Park
6. Riverchase River Trail Park
7. Shades Cliff Park (*517 Cloudland Drive, Hoover, Alabama*)
8. Riverchase Sports Park (*203 Parkway River Road, Hoover, Alabama*)



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EXHIBIT 2

SECOND AMENDMENT TO GROUND LEASE AGREEMENT



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SECOND AMENDMENT TO GROUND LEASE

THIS SECOND AMENDMENT TO GROUND LEASE (this "Second Amendment") is made as of the ____ day of _____, 2020 ("Effective Date"), between The City of Hoover, Alabama, an Alabama municipal corporation ("Landlord"), and The Public Park and Recreation Board of the City of Hoover, an Alabama non-profit corporation ("Tenant").

RECITALS

WHEREAS, Landlord and Tenant entered into a Ground Lease, dated the ____ day of _____, 2019 (the "Lease"), for the lease of the real property located in Jefferson County, Alabama, more particularly described in Exhibit A to the Lease (the "Land"), together with all appurtenant easements, rights and privileges (the Land and such easements, rights and privileges are hereinafter referred to collectively as the "Leased Premises" or "Property"); and

WHEREAS, the Lease was amended by the parties on the ____ day of _____, 2019 ("Amendment") to add to the Lease and its Amendment additional real property that is currently used as passive parks and to further amend Section 12 to allow the subletting of property by the Tenant; and

WHEREAS, the Landlord and Tenant desire to amend the Lease further as set forth herein to include additional real property located in the city of Hoover and to further amend Section 12 to allow only the subletting of Active Park Property by the Tenant.

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are acknowledged, the Landlord and Tenant agree as follows:

1. Amendment to Exhibit A of the Lease, as amended, to add Additional Real Property to the Lease. Landlord and Tenant desire to amend the Lease, as amended, to include in the Lease additional real property currently used by the City as passive parks and which additional property shall include all improvements now or hereafter located thereon, as well as appurtenant easements, rights, and privileges (all such additional property to be known herein as the "Additional Property"). Exhibit A of the Lease as amended is hereby deleted in its entirety and replaced with Exhibit A attached to this Second Amendment. The Additional Property shall be included in the Lease as a part of the Land, the Leased Premises, and the Property. The Additional Property, located in both Jefferson County and Shelby County, is leased subject to the following (the "Permitted Encumbrances"): (a) rights of the public in streets and highways adjoining the Land, if any; (b) zoning and building laws, ordinances, resolutions and regulations; (c) real estate taxes and assessments for public improvements which are not delinquent and not yet due and payable; (d) set back lines, easements, rights of way, encroachments, boundary line disputes and other matters which would be disclosed by an accurate survey and inspection of the Land; (e) all easements, rights of way, agreements, covenants and restrictions of record; (f) any reservations, exceptions or other conveyances of oil, gas, or other minerals as exist of record, and (g) any restrictions on usage that are of record.



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2. Amendment to Section 12 of the Agreement. Section 12 of the Lease as amended is deleted in its entirety and replaced with the following:

Section 12. ASSIGNMENT AND SUBLETTING; LEASING OF THE FIELDS.

Subject to the use restrictions set forth in Section 26, Tenant may sublease (or allow the use thereof by written usage agreement) all or any part of the Leased Premises designated in Exhibit A(1) hereto as "Active Parks" (hereinafter known as "Active Park Property"). Tenant shall otherwise not assign this Lease and/or permit any Person to occupy any Active Park Property other than pursuant to a sublease or a written usage agreement permitted under the first sentence of this Section 12. Each such sublease or usage agreement shall incorporate, at a minimum, Sections 5, 6, 7, 9.1 (wherein any sublessee/user shall also indemnify the City of Hoover and the Board as set forth therein), and 26 set forth in this Lease and shall require any sublessee/user of the Active Park Property or any portion thereof to secure and retain such insurance coverage in such amounts and according to the terms set forth in Exhibit B hereto. Under no circumstances shall a sublessee/user have the right to subject the sublessee's leasehold interest to a mortgage, assignment of lease, security agreement, and/or other method of financing.

Tenant shall not otherwise assign this Lease or permit any Person to occupy the Property other than pursuant to the first sentence of this Section 12 without the prior written consent of the Landlord. This restriction shall not prohibit the use of the Property or any party thereof for community purposes.

3. Memorandum of Lease. This Second Amendment shall be incorporated into a memorandum of lease in recordable form and executed by both parties hereto and recorded with the Judge of Probate in Jefferson and Shelby County, Alabama.

4. Remainder of Agreement Unaffected; Counterparts. The parties hereto acknowledge that, except as expressly modified hereby, the Lease remains unmodified and in full force and effect. This Second Amendment may be executed simultaneously or in counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same amendment.

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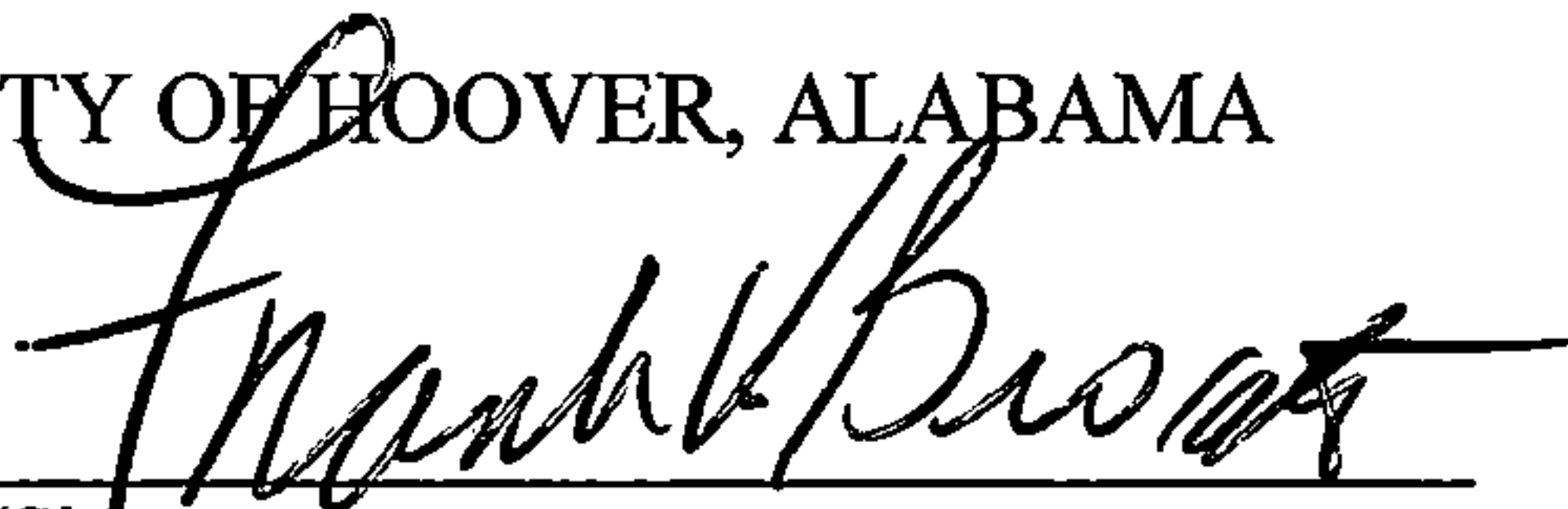
[SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, the parties have caused this Second Amendment to be executed in their respective names as of the dates set forth below.

LANDLORD:

THE CITY OF HOOVER, ALABAMA

By:


(Signature)

Printed Name: Frank V. Brocato

Its: Mayor

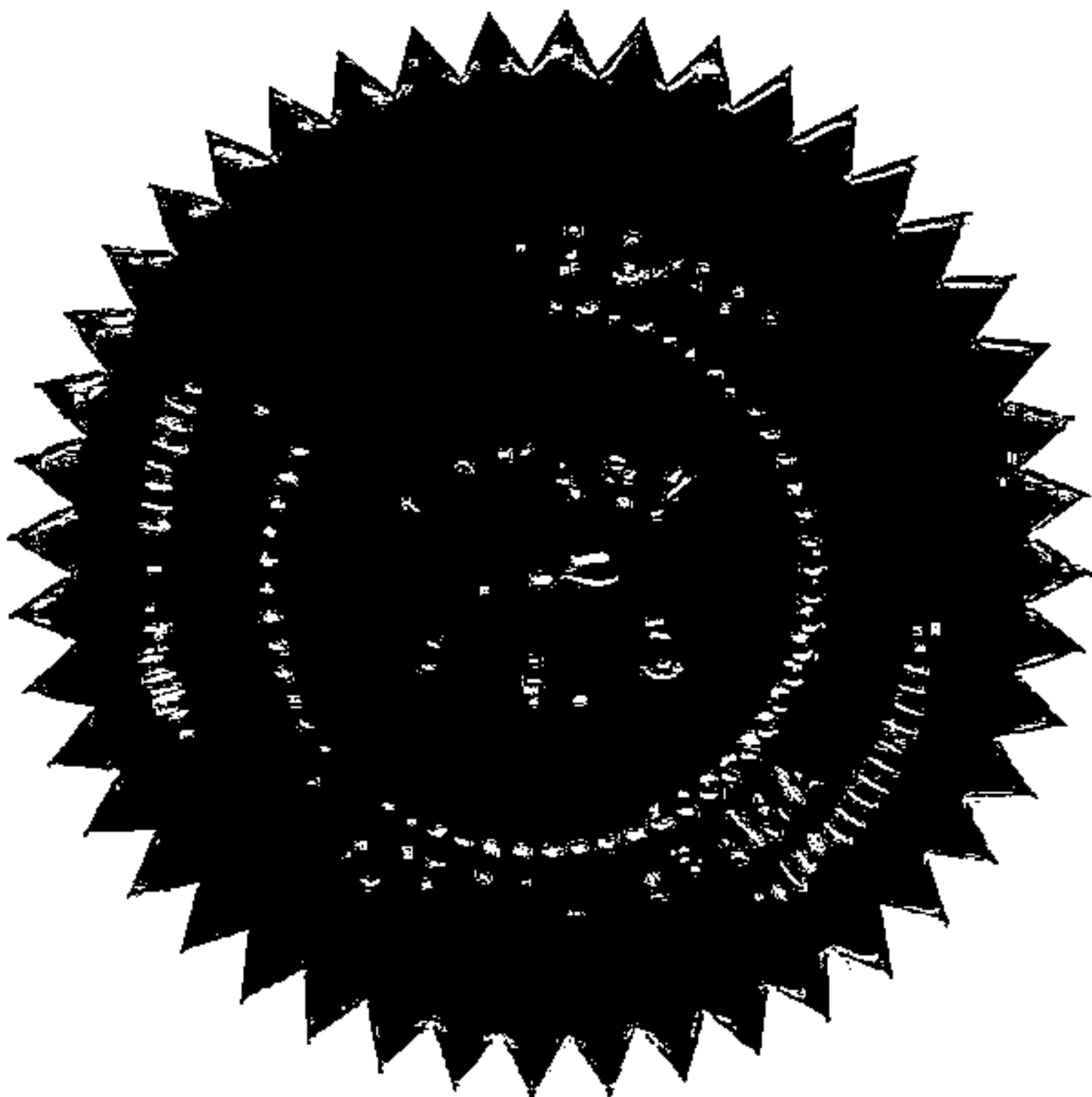
Date: June 17, 2020

STATE OF ALABAMA)

COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Frank V. Brocato, whose name as Mayor of The City of Hoover, Alabama, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day, that being informed of the contents thereof, he, in such capacity and with full authority, executed the same voluntarily for and as the act of said municipal corporation.

Given under my hand and official seal, this the 17 day of June, 2020.




Notary Public

My Commission Expires:

Sept. 20, 2023



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TENANT:

THE PUBLIC PARK AND RECREATION
BOARD OF THE CITY OF HOOVER

By:

(Signature)

Printed Name:

Bobby Humphrey

Its:

Chairman

Date:

6-9-20

STATE OF ALABAMA)

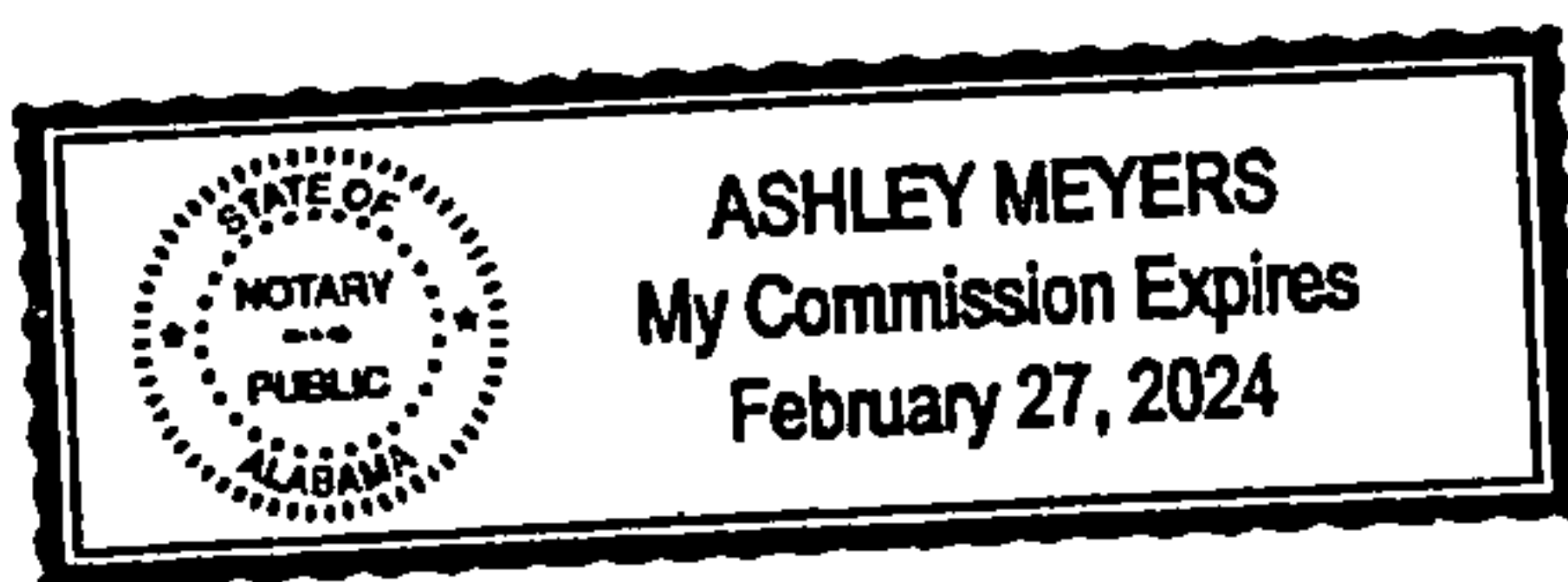
COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Bobby Humphrey, whose name as Chairman of The Public Park and Recreation Board of the City of Hoover, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day, that being informed of the contents thereof, 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 the 9th day of June, 2020.

Ashley Meyers
Notary Public

(SEAL)



My Commission Expires:

February 27, 2024



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EXHIBIT A

Land

I. ACTIVE PARKS

1. **Hoover Sports Park Central** (*3458 Chapel Lane*), approximately 22 acres, more or less: The following consists of the Parcel identification numbers and legal descriptions is meant to account for all land that makes up the Hoover Sports Central Park.

- a. The Parcel ID Number is: 39 00 14 2 006 082.000

LEGAL DESCRIPTION: All the property contained in Real Volume 15, Page 280 in the Office of the Judge of Probate, Jefferson County, Alabama, Bessemer Division; being more particularly described as follows: All that part of the South half of the Southeast Quarter of the Northwest Quarter of Section 14, Township 19 South, Range 3 West which lies on the West side of Chapel Lane which roadway is described in a deed recorded in Deed Record 764, Page 334 in the Office of the Judge of Probate, Bessemer Divisions of Jefferson County.

Minerals and mining rights excepted.

LESS AND EXCEPTED that portion of said property previously deeded to the City of Hoover, a Municipal corporation and recorded in Real Volume 471, Page 609 in the Office of the Judge of Probate, Jefferson County, Alabama, Bessemer Division; and subject to that easement recorded in real Volume 116, Page 855 in the Office of the Judge of Probate, Jefferson County, Alabama, Bessemer Division and subject to all other easements and instruments of record.

- b. The Parcel ID Number is: 39 00 14 2 006 082.001.

LEGAL DESCRIPTION: Commence at the Northwest corner of the South One-Half of the Southeast One-Quarter of the Northwest One-Quarter of Section 14, Township 19 South, Range 3, West; run thence in an Easterly direction along the North line of said South Half of the Southeast Quarter of the Northwest Quarter of Section 14, Township 19 South, Range 3 West for a distance of 477 feet to the point of beginning. From the point of beginning thus obtained, thence turn an angle to the right of 96 degrees and run in a Southwesterly direction for a distance of 304 feet; thence turn an angle to the left of 59 degrees, 30 minutes and run in a Southeasterly direction for a distance of 55 feet; thence turn an angle to the left of 52 degrees and run in a Northeasterly direction for a distance of 225 feet thence turn an angle to the right of 84 degrees, 30 minutes and run in a Southeasterly direction for a distance of 58 feet; thence turn an angle to the left of 47 degrees and run in a Southeasterly direction for a distance of 178 feet; thence turn an angle to



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the left of 87 degrees, 45 minute and run in a Northeasterly direction for a distance of 369 feet, more or less, to its intersection with the Southwesterly right-of-way line of Chapel Lane; which roadway is described in deed recorded in Deed Record 764, Page 334 in the Probate Office of Jefferson County, Bessemer Division; thence run in a Northwesterly direction along the Southwesterly right-of-way line of Chapel lane for a distance of 80 feet more or less to its intersection with the North line of the South Half of the Southeast Quarter of the Northwest Quarter of Section 14, Township 19 South, Range 3 West; thence run in a Westerly direction along the North line of said South Half for a distance of 516 feet more or less to the point of beginning. Said tract containing 4.0 acres, more or less.

- c. The Parcel ID Number is: 39 00 14 2 006 062.000.

LEGAL DESCRIPTION: A tract of land situated in the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 14, Township 19 South, Range 3 West, Jefferson County, Alabama. Begin at the Southeast corner of Lot Five in Huntcliff, 1st Sector, as recorded in Map Book 18 page 99 in the Office of the Judge of Probate of Jefferson County, Alabama; then run in a Northerly direction along the Eastern edge of Lots Five, Four and Three of said Huntcliff Subdivision, for a distance of 330.65 feet to a point on the Southernmost right of way line of Chapel Lane; thence turn an interior angle to the left of 76 degrees 57 minutes 25 seconds and run in a Southeasterly direction along said right of way line for a distance of 191.62 feet to a point on a curve turning to the right, said curve having a radius of 612.27 feet, a central angle of 21 deg. 30 min. 03 sec., a chord distance of 228.41 feet; thence run along the arc of said curve and along said right of way line for a distance of 220.76 feet; thence leaving said right of way line, turn an interior angle to the left of 113 deg. 48 min. 11 sec. from chord of said curve and run in a Southerly direction for a distance of 204.69 feet; thence turn an interior angle to the left of 88 deg. 37 min. 32 sec. and run in a Westerly direction for a distance of 395.83 feet to the point of beginning.

- d. The Parcel ID Number is: 39 00 14 1 007 025.001.

LEGAL DESCRIPTION: Begin at the SW corner of the NE $\frac{1}{4}$ of Section 14, Township 19 South, Range 3 West and run northerly along the west line of said quarter section a distance of 267.33 feet; thence turn 91°30' right and run easterly 40.0 feet; thence turn 56°40'10" right and run southeasterly 35.0 feet to the westerly right-of-way of Al Seier Road; thence turn a 45° right and run southwesterly along said right of way 242 feet, more or less, to the southerly line of aforementioned quarter section line; thence turn 101°48'40" right and run westerly along said line 4.73 feet to the point of beginning. Said property lies in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 14, Township 19 South, Range 3 West and contains 0.18 acres, more or less.

LESS AND EXCEPTED that certain tract of land as described in Real Book 2429 at Page 672, as recorded in the Office of the Judge of Probate for Jefferson County, Alabama, lying in Section 14, Township 19 South, Range 3 West and being more particularly described as follows:

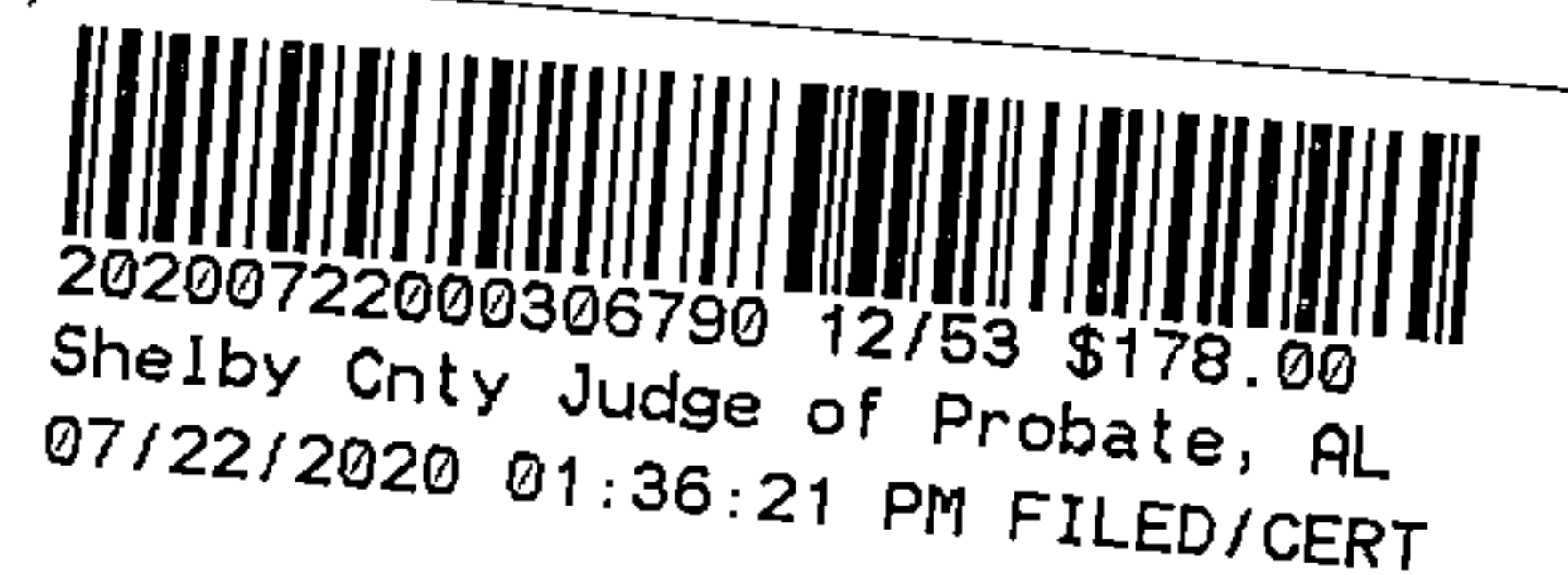
COMMENCE at a capped rebar (Keel) found in place on the right-of-way line of Chambliss Circle, said rebar also being the northwest corner of Lot 5, Block 1 Huntcliff First Sector, as described in Map Book 18, Page 99, as recorded in the Office of the Judge of Probate for Jefferson County, Alabama; Thence S 03°22'08" W a distance of 296.49 feet to a set 5/8" rebar and the POINT OF BEGINNING; Thence S 67°44'51" E a distance of 6.80 feet to a set 5/8" rebar; Thence S 20°53'15" W a distance of 24.85 feet to a set 5/8" rebar; Thence S 19°30'51" W a distance of 20.72 feet to a set 5/8" rebar; Thence S 18°00'04" W a distance of 20.21 feet to a set 5/8" rebar; Thence N 60°19'54" W a distance of 26.19 feet to a set 5/8" rebar; Thence N 30°36'57" E a distance of 15.50 feet to a set 5/8" rebar; Thence N 50°13'08" E a distance of 24.99 feet to a set 5/8" rebar; Thence N 26°50'02" E a distance of 12.95 feet to a set 5/8" rebar; Thence N 27°23'39" E a distance of 12.05 feet to the POINT OF BEGINNING. Said lease area contains 0.022 acres, more or less.



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2. **Hoover Sports Park East** (2649 Old Rocky Ridge Road), approximately 160 acres, more or less.

LEGAL DESCRIPTION: Lot 1, 2, and 3 according to the map or plat of Baker's Addition to Old Rocky Ridge Road, as recorded in Map Book 153, Page 66, Probate office of Jefferson County, Alabama and as rerecorded in Map Book 19, Page 154, Probate Office of Shelby County, Alabama.



3. **Shades Mountain Park** (1211 Al Seier Road), approximately 24 acres, more or less. The following consists of the Parcel identification numbers and legal descriptions is meant to account for all land that makes up the Shades Mountain Sports Park.

- a. The Parcel ID Number is: 39 00 22 2 001 007.001.

LEGAL DESCRIPTION: Lot 1, according to the Survey of Hoovers Addition to Shades Mountain, as recorded in Map Book 23, page 52 in the Probate Office of Jefferson County, Alabama.

Commence at the northeast corner of the Northwest-quarter of the northwest one-quarter of Section 22, Township 19 South, Range 3 West, run thence in a southerly direction along the east line of said quarter-quarter section for a distance along the east line of said quarter-quarter section for a distance of 46.60 feet to the point of beginning. From the point of beginning thus obtained, thence continue along last described course for a distance of 208.71 feet; thence turn an angle to the right of 90 degrees 31 minutes 30 seconds and run in a westerly direction for a distance of 208.71 feet; thence turn an angle to the right of 89 degrees 28 minutes 30 seconds and run in a northerly direction for a distance of 208.71 feet; thence turn an angle to the right of 90 degrees 31 minutes 30 seconds and run in an easterly direction along the south line of Al Seier Road for a distance of 208.71 feet to the point of beginning. Said parcel containing 1 acre.

- b. The Parcel ID Number is: 39 00 22 2 001 003.000.

LEGAL DESCRIPTION: Parcel I: Commence at the Northwest corner of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 22, Township 19, Range 3 West and run east along the North boundary line of said forty acres for 485, more or less, to a point on the easterly line of a tract of land conveyed to B.H. and wife Louise G. Goggans in deed recorded in Real Volume 479, page 751 in Probate Office of Jefferson County, Alabama to point of beginning; thence continue east along same line 175 feet; thence South 330 feet, more or less to the North boundary line of the South 30 acres of said 40 acres, above described; thence west along said north boundary line of said south 30 acres of the 40 acre tract above described 175 feet to a point on the east line of said Goggans tract 330 feet, more or less, to the point of beginning, reserving, however, from the tract of land above described the west twenty five feet thereof for a private road. Parcel II: Begin at the NW corner of the NE $\frac{1}{4}$ of NW $\frac{1}{4}$, Section 22, Township 19, Range 3 West, run thence East 660 feet along section line to the northeast corner of grantee's land for point of beginning; thence continue East 102 feet; thence South 330 feet, more or less; thence West 102 feet; thence North along eastern boundary of grantees said lot 330 feet more or less to point of beginning.



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- c. The Parcel ID Number is: 39 00 22 2 001 004.000.
The Parcel ID Number is: 39 00 22 2 001 005.000.

LEGAL DESCRIPTION: Part of Northwest Quarter of the Northeast Quarter of Section 22, Township 19 South, Range 3 West, Jefferson County, Alabama being more particularly described as follows: Begin at the Northwest corner of Lot 1, Block 4, Third Sector, Trimm's Addition to Birch Tree Estates, as recorded in Map Book 22, Page 18, in the Office of the Judge of Probate, Jefferson County, Alabama, Bessemer Division and run in an easterly direction along the North line of said Lot 1, Block 4, for a distance of 190.33 feet to a point on the North right-of-way of Atdoann Drive; thence continue along last mentioned course for a distance of 32.82 feet to the West line of property conveyed to Steven E. Chambers and Joe. L. Harrell in Real Volume 2737, Page 583, Birmingham Division; thence turn an angle to the left of 91 degrees 19; 30: and run in a Northerly direction along west line of said Chambers and Harrell property for a distance of 180.00 feet; thence turn an angle to the left of 88 degrees 40' 20" and run in a Westerly direction for a distance of 222.66 feet to a point in the East line of Lot 1, God's Little Acre Subdivision as recorded in Map Book 140, Page 6, in the Office of the Judge of Probate, Jefferson County, Alabama; thence turn an angle to the left of 91 degrees 10' 24" and run in a Southerly direction along the East line of said Lot 1, God's Little Acre Subdivision and the East line of Lot 6, Block 1, Reid's Addition to Pinewood, as recorded in Map Book 19, Page 12, in the Probate Office of Jefferson County, Alabama, Bessemer Division for a distance of 180 feet, more or less, to the point of beginning.

- d. The Parcel ID Number is: 39 00 22 2 001 006.000.

LEGAL DESCRIPTION: Part of the NE-1/4 of the NW-1/4 of Section 22, Township 19 South, Range 3 West, situated in Jefferson County, Alabama, Bessemer Divisions, more particularly described as follows: Begin at the NW corner of said 1/4-1/4 section; run thence Eastwardly along the North line of said 1/4-1/4 section for a distance of 210 feet to the NE corner of the tract conveyed to Annie Mae Estes, by deed recorded in Volume 355, Page 205, in the Office of the Judge of Probate of Jefferson county, Alabama Bessemer Division, which point is the point of beginning the property here described; from the point of beginning thus obtained, continue Eastwardly along the North line of said 1/4-1/4 section for a distance of 275 feet; run thence South for a distance of 330 feet, more or less, to a point on the North line of the tract conveyed to L.A. Winfield and wife, Marie Winfield, by deed recorded in volume 694, Page 593, in the Bessemer Division of said Probate office; run thence Westwardly along the North line of said Winfield tract, for a distance of 485 feet, more or less, to the West line of said 1/4-1/4 section, run thence Northwardly along the West line of said 1/4-1/4 section for a distance of 15 feet, more or less the SW corner of the Estes tract for a distance of 210 feet to

the SE corner of said Estes tract; run thence Northwardly along the Easterly line of said Estes tract for a distance of 315 feet, to the point of beginning.

- e. The Parcel ID Number is: 39 00 22 2 001 007.085.

LEGAL DESCRIPTION: Begin at the Southeast corner of the Northwest Quarter of the Northwest Quarter of Section 22, Township 19 South, Range 3 West; run thence in a northerly direction along the East line of said Quarter-Quarter Section for a distance of 998.11 feet; then turn an angle to the left of 88 degrees, 44 minutes and run in a westerly direction for a distance of 50 feet; thence turn an angle to the left of 91 degrees, 16 minutes and run in a southerly direction for a distance of 998.12 feet; thence turn an angle to the left of 88 degrees, 44 minutes, 45 seconds and run in an easterly direction along the South line of the Northwest Quarter of the Northwest Quarter of Section 22, Township 19 South, Range 3 West for a distance of 50 feet to the point of beginning.

- f. The Parcel ID Number is: 39 00 15 3 000 001.002.

LEGAL DESCRIPTION: Commence at the southwest corner of the Southeast quarter of the Southwest quarter of Section 15, Township 19 South, Range 3 West; thence run northerly along the west line of said quarter-quarter section for a distance of 13.40 feet to a point on the northerly right-of-way line of Al Seier Road (right-of-way width: 60 feet), said point also being the southeast corner of Lot 38, as shown on the map of Highland Crest, 2nd Phase, 3rd Sector, as recorded in Map Book 25 at page 26 in the office of the Judge of Probate of Jefferson county, Alabama, said point also being the POINT OF BEGINNING; thence continue northerly along said quarter-quarter section line and along the easterly lot lines of Lots 38, 37, and 36 of said subdivision for a distance of 310.00 feet; thence, leaving said quarter-quarter section line, turn an interior angle to the left of 88°52'06" and run easterly for a distance of 165.00 feet; thence turn an interior angle to the left of 119°55'01" and run southeasterly for a distance of 154.47 feet; thence turn an interior angle to the left of 240°04'59" and run easterly for a distance of 45.55 feet; thence turn an interior angle to the left of 135°33'59" and run southeasterly for a distance of 64.27 feet; thence turn an interior angle to the left of 135°33'56" and run southerly for a distance of 131.00 feet to a point on the aforementioned northerly right-of-way line of Al Seier Road; thence turn an interior angle to left of 88°52'06" and run westerly along said right-of-way line for a distance 330.00 feet to the POINT OF BEGINNING, forming a closing interior angle to the left 91°07'54". Said parcel contains 1.921 acres, more or less.



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- g. The Parcel ID Number is: 39 00 22 2 001 045.000.

LEGAL DESCRIPTION: A parcel of land situated in the Northeast quarter of the Northwest quarter of Section 22, Township 19 south, Range 3 West, Jefferson County, Alabama, more particularly described as follows: Commence at the Northwest corner of said Quarter-Quarter 332.70 feet to the point of beginning; thence continue on last described course 998.11 feet to the Southwest corner of said Quarter-Quarter; thence $88^{\circ} 44' 45''$ to the left in an Easterly direction along the South line of said Quarter-Quarter 659.50 feet; thence $91^{\circ} 17' 11''$ to the left in a Northerly direction 997.98 feet; thence $88^{\circ} 42' 04''$ to the left in a Westerly direction 659.05 feet to the point of beginning.



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4. **Spain Park Sports Complex** (4710 Valleydale Road). The following consists of the Parcel identification number(s) and legal description(s) is meant to account for all land that makes up the Spain Park Softball Fields/Sports Complex.

- a. A portion of Parcel Number: 10 1 11 0 001 017.000.

LEGAL DESCRIPTION: Beginning at an existing iron rebar found on the north line of the NE 1/4 of the SE 1/4 of Section 10, Township 19 South, Range 2 West, Shelby County, thence run in a Southerly direction for a distance of 723.22 ft. to an existing iron rebar, thence turn a slight angle to the right and continue in a southerly direction for a distance of 577.98 ft. to an existing iron rebar, thence run in an easterly direction approximately 540 ft., thence run in a northeasterly direction 800 ft., thence run in a north northeasterly direction a distance of 590 ft. along the back of curb of a Hoover softball field parking lot to a point adjacent to the entrance drive of the parking lot, thence run easterly a distance of 350 ft. to a point along the edge of the entrance drive to the parking lot, thence run in a southeasterly direction a distance of 180ft. to the western right-of-way line of Valleydale Road thence run in a northeasterly direction a distance of 280 ft. to the intersection of the western right-of-way of Valleydale Road and the 1/4 section line, thence travel in a westerly direction along the 1/4 section line of the NW 1/4 of the SW 1/4 of Section 11, Township 19 South, Range 2 West a distance of 1,890 ft. to the point of beginning. Property consists of approximately 32.8 acres, more or less.



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II. PASSIVE PARKS

1. Shades Mountain Community Park/Blue Ridge Park and Trails (1121 Blue Ridge Blvd.)

LEGAL DESCRIPTION

Two parcels of land situated in the West half of Section 35, Township 18 South, Range 3 West, Jefferson County, Alabama, being more particularly described as follows:

Parcel One

Begin at a 1 inch crimped iron found being the Southeast corner of Lot 2, Block 1, Imperial Forrest First Sector, as recorded in Map Book 76, Page 57 in the Office of the Judge of Probate, Jefferson County, Alabama, also being the Northeast corner of Lot 3, Block 1, in said Subdivision; thence run in a Northerly direction along the East line of Lots 2 and 1, Block 1 in said subdivision for a distance of 306.38 feet to a 1 inch crimped iron found at the Northeast corner of said Lot 1, also being on the Southeast right-of-way line of Blue Ridge Boulevard, also being on a curve to the left, having a central angle of 12 degrees, 47 minutes, 06 seconds and a radius of 152.96 feet; thence turn an angle to the right of 26 degrees, 53 minutes, 09 seconds to the chord of said curve and run in a Northeasterly direction along the arc of said curve and also along said right-of-way line for a distance of 34.13 feet to an iron pin set; thence turn an angle to the right of 64 degrees, 57 minutes, 15 seconds from the chord of said curve and run in an Easterly direction for a distance of 219.66 feet to an iron pin set; thence turn an angle to the right of 88 degrees, 09 minutes, 37 seconds and run in a Southerly direction for a distance of 471.05 feet to a iron pin set; thence turn an angle to the right of 90 degrees, 00 minutes, 00 seconds and run in a Westerly direction for a distance of 234.95 feet to a point on the East line of Lot 3, Block 1 in said subdivision; thence turn an angle to the right of 90 degrees, 00 minutes, 00 seconds and run in a Northerly direction along the East line of said Lot 3 for a distance of 141.34 feet to the point of beginning; said parcel of land containing 2.55 acres, more or less.

Parcel Two

To be used as a 50 foot access and utilities easement:

Commence at a 1 inch crimped iron found being the Southeast corner of Lot 2, Block 1, Imperial Forrest First Sector, as recorded in Map Book 76, Page 57 in the Office of the Judge of Probate, Jefferson County, Alabama, also being the Northeast corner of Lot 3, Block 1, in said Subdivision; thence run in a Northerly direction along the East line of Lots 2 and 1, Block 1 in said subdivision for a distance of 306.38 feet to a 1 inch crimped iron found at the Northeast corner of said Lot 1, also being on the Southeast right-of-way line of Blue Ridge Boulevard, also being on a curve to the left, having a central angle of 12 degrees, 47 minutes, 06 seconds and a radius of 152.96 feet; thence turn an angle to the right of 26 degrees, 53 minutes, 09 seconds to the chord of said curve and run in a Northeasterly direction along the arc of said curve and also along said right-of-way line for a distance of 34.13 feet to the point of beginning; thence continue along last stated curve to the left having a central angle of 19 degrees, 03 minutes, 24 seconds and a radius of 152.96 feet; thence run in a Northeasterly direction along the arc of said curve and also along said right-of-way line for a distance of 50.88 feet to a point; thence turn an angle to the right of 80 degrees, 52 minutes, 30 seconds from the chord of said curve and run in an Easterly direction for a distance of 210.03 feet to a point; thence turn an angle to the right of 88 degrees, 09 minutes, 37 seconds and run in a Southerly direction for a distance of 50.03 feet to a point; thence turn an angle to the right of 91 degrees, 50 minutes, 23 seconds and run in a Westerly direction for a distance of 219.66 feet to the point of beginning; said parcel containing 10,670 square feet or 0.2449 acres, more or less.



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2. Georgetown Park (2224 Myrtlewood Drive)

LEGAL DESCRIPTIONS

Parcel A

Begin at the most Northerly corner of Lot 1, Block P, Chapel Hill Subdivision, First Addition, as recorded in Map Book 56, Page 53, in the office of the Judge of Probate, Jefferson County, Alabama; run thence South 88 degrees, 59 minutes East along the North line of Section 12, Township 19 South, Range 3 West, for a distance of 317.13 feet to a point on the Northwestern right of way line of Dundale Road; thence run South 19 degrees 20 minutes West along the Northwestern right of way line of Dundale Road for a distance of 11.72 feet to the point of beginning of a curve to the right, said curve having a central angle of 90 degrees, and a radius of 25 feet; thence run along the arc of said curve in a Southwesterly direction for a distance of 35.36 feet to the end of said curve and the point of beginning of a curve to the left, said curve being the Northerly right of way line of Myrtlewood Drive and having a radius of 145.59 feet; thence run along the arc of said curve to the left a distance of 173.88 feet to the Northeastly corner of Lot 1, Block P, Chapel Hill Subdivision, First Addition, as recorded in Map Book 56, Page 53, in the office of the Judge of Probate, Jefferson County, Alabama; thence run North 54 degrees, 00 minutes West a distance of 142.58 feet to the point of beginning.

Parcel B

Begin at the Northwestern corner of Lot 33, Block F, Chapel Hill Subdivision, First Addition, as recorded in Map Book 56, Page 53, in the office of the Judge of Probate, Jefferson County, Alabama; thence run North 80 degrees, 59 minutes West along the North line of Section 12, Township 19 South, Range 3 West for a distance of 297.98 feet to a point on the Southeastly right of way line of Dundale Road; thence run South 19 degrees, 20 minutes West along the Southeastly right of way line of Dundale Road for a distance of 28.28 feet to the point of beginning of a curve to the left, said curve having a central angle of 90 degrees and a radius of 25 feet; thence run along the arc of said curve to the left for a distance of 35.36 feet to the end of said curve; thence run South 70 degrees, 40 minutes East along the Northeastly right of way line of Myrtlewood Drive for a distance of 258 feet to the Southwestly corner of Lot 33, Block F, of said Chapel Hill Subdivision, First Addition, thence run North 19 degrees, 20 minutes East along said Lot 33 a distance of 146.57 feet to the point of beginning.

Parcel C

Begin at the Northeastly corner of Lot 30, Block J, Chapel Hill Subdivision, First Addition, as recorded in Map Book 56, Page 53, in the office of the Judge of Probate, Jefferson County, Alabama; run thence South 19 degrees, 20 minutes West along the Southeastly line of Lot 30, Block J, of said Chapel Hill Subdivision, First Addition for a distance of 135.15 feet; run thence South 24 degrees, 18 minutes West along the Easterly lines of Lot 229, 28 and 27, Block J, of said Chapel Hill Subdivision, First Addition, for a distance of 266.91 feet; thence run South 14 degrees, 57 minutes, 31 seconds West along the Easterly line of Lot 26, Block J, Chapel Hill Subdivision, First Addition, for a distance of 82.03 feet; thence run South 4 degrees, 42 minutes East along the Easterly line of Lots 25 and 24, Block J, of Chapel Hill Subdivision, First Addition, for a distance of 209.70 feet; thence run South 67 degrees, 27 minutes, 46 seconds East for a distance of 148.76 feet; thence run North 34 degrees, 46 minutes, 36 seconds East for a distance of 254.78 feet, part of said line being along the Northwestern lines of Lots 7 and 8, Block J, of Chapel Hill Subdivision, First Addition; thence run North 30 degrees, 54 minutes, 49 seconds East along the Northwestern lines of Lots 6 and 7, Block J, Chapel Hill Subdivision, First Addition, for a distance of 225.10 feet; thence run North 19 degrees, 20 minutes East along the Northwestern line of Lot 1, Block J, Chapel Hill Subdivision, First Addition, for a distance of 216.64 feet to a point on the Southwestly right of way line of Myrtlewood Drive; thence run North 70 degrees, 40 minutes West along the right of way line of Myrtlewood Drive for a distance of 330.09 feet to the point of beginning.

3. Loch Haven Park (Loch Haven Drive)

LEGAL DESCRIPTION

Part of the East 1/2 of the SE 1/4 of Section 6, T 19 S, R 2 W, and part of the SW 1/4 of SW 1/4 of Section 5, T 19 S, R 2 W all of which is more particularly described as follows: All that part of the East 1/2 of the SE 1/4 of said Section 6, T 19 S, R 2 W, lying east of Block 5 and east and South of Block 3, of Loch Haven Second Sector as recorded in Map Book 57 Page 77 in the Probate Office of Jefferson County, Ala. Also all that part of the SW 1/4 of the SW 1/4 of Section 5, T 19 S, R 2 W which lies north of Loch Haven Drive as recorded in Map Book 95 Page 26 and Map Book 95, Page 27 in the Probate Office of Jefferson County, Alabama and west of Vestavia Knolls First Phase as recorded in Map Book 95, Page 27 in the Probate Office of Jefferson County, Alabama (Subject to rights of ways for Jefferson County Sanitary Sewers and Little Shades Creek). The acreage of the entire property heretofore described is 17.3 acres more or less.



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4. Moss Rock Preserve

LEGAL DESCRIPTION

a. 2000 Acquisition – 250 acres

Commence at the Southeast corner of the Southwest 1/4 of the Southeast 1/4 of Section 16, Township 19 South, Range 3 West, Jefferson County, Alabama, and run in a Westerly direction along the South line of said Section 16 a distance of 481.54 feet to a point on the Easterly right-of-way line of Sulphur Springs Road, said point being the POINT OF BEGINNING; thence turn a deflection angle of 75°31'20" and run to the right in a Northwesterly direction along the Easterly right-of-way line of Sulphur Springs Road a distance of 197.09 feet to the PC of a curve; thence continue in a Northwesterly direction along the Easterly right-of-way line of Sulphur Springs Road and along the arc of a curve to the right having a central angle of 1°05'28" and a radius of 3218.40 feet a distance of 61.29 feet to a point; thence turn an interior angle of 141°33'27" (angle measured from tangent) and run to the right in a Northeasterly direction along the Southeasterly line of Martinwood Estates, 8th Sector, as recorded in Plat Book 24, Page 6, and its Southwesterly projection a distance of 2638.62 feet to a point on the North line of the Northeast 1/4 of the Southeast 1/4 of Section 16; thence turn an interior angle of 115°22'31" and run to the right in an Easterly direction along the North line of said 1/4-1/4 section and along the South line of Martinwood Estates, 5th Sector, as recorded in Plat Book 19, Page 14, a distance of 660.07 feet to the Northeast corner



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of the Northeast 1/4 of the Southeast 1/4 of Section 16; thence turn an interior angle of 225°46'58" and run to the left in a Northeasterly direction along the Southeasterly line of Martinwood East, 6th Sector, as recorded in Plat Book 20, Page 74, and Martinwood East, 3rd Sector, as recorded in Plat Book 18, Page 29, in the Probate Office of Jefferson County, Alabama, a distance of 3194.39 feet to a point; thence turn an interior angle of 223°58'34" and run to the left in a Northerly direction along the East line of Martinwood East, 3rd Sector, as recorded in Plat Book 18, Page 29, a distance of 346.93 feet to a point on the North line of Section 15; thence turn an interior angle of 90°01'28" and run to the right in an Easterly direction along the North line of said Section 15 a distance of 1654.93 feet to the Northeast corner of the Northwest 1/4 of the Northeast 1/4 of said Section 15; thence turn an interior angle of 90°48'15" and run to the right in a Southerly direction along the East line of said 1/4-1/4 section a distance of 13.38 feet to a point, said point being a point along an unnamed branch and being on the Westerly property line of the Hoover Board of Education (the next 23 calls describe points along said branch along said Westerly boundary of the Hoover Board of Education); thence turn an interior angle of 168°12'34" and run to the right in a Southerly direction a distance of 28.83 feet to a point; thence turn an interior angle of 145°30'51" and run to the right in a Southwesterly direction a distance of 34.60 feet to a point; thence turn an interior angle of 193°46'09" and run to the left in Southwesterly direction a distance of 71.67 feet to a point; thence turn an interior angle of 212°35'33" and run to the left in a Southerly direction a distance of 35.74 feet to a point; thence turn an interior angle of 167°55'02" and run to the right in a Southwesterly direction a distance of 282.10 feet to a point; thence turn an interior angle of 210°34'29" and run to the left in a Southeasterly direction a distance of 36.46 feet to a point; thence turn an interior angle of 165°12'14" and run to the right in a Southerly direction a distance of 25.36 feet to a point; thence turn an interior angle of 153°51'41" and run to the right in a Southwesterly direction a distance of 29.24 feet to a point; thence turn an interior angle of 154°17'32" and run to the right in a Southwesterly direction a distance of 32.14 feet to a point; thence turn an interior angle of 208°43'44" and run to the left in a Southwesterly direction a distance of 67.00



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feet to a point; thence turn an interior angle of 158°13'50" and run to the right in a Southwesterly direction a distance of 154.45 feet to a point; thence turn an interior angle of 212°59'03" and run to the left in a Southerly direction a distance of 57.03 feet to a point; thence turn an interior angle of 188°46'59" and run to the left in a Southerly direction a distance of 47.35 feet to a point; thence turn an interior angle of 180°00'00" and continue in a Southerly direction a distance of 11.35 feet to a point; thence turn an interior angle of 143°34'11" and run to the right in a Southwesterly direction a distance of 33.54 feet to a point; thence turn an interior angle of 161°20'24" and run to the right in a Southwesterly direction a distance of 25.87 feet to a point; thence turn an interior angle of 219°45'36" and run to the left in a Southwesterly direction a distance of 42.72 feet to a point; thence turn an interior angle of 146°52'12" and run to the right in a Southwesterly direction a distance of 42.16 feet to a point; thence turn an interior angle of 204°41'37" and run to the left in a Southwesterly direction a distance of 50.54 feet to a point; thence turn an interior angle of 169°11'03" and run to the right in a Southwesterly direction a distance of 180.27 feet to a point; thence turn an interior angle of 201°39'54" and run to the left in a Southwesterly direction a distance of 30.56 feet to a point; thence turn an interior angle of 256°18'31" and run to the left in a Southeasterly direction a distance of 31.05 feet to a point; thence turn an interior angle of 139°15'58" and run to the right in a Southeasterly direction a distance of 57.25 feet to a point; thence turn an interior angle of 107°16'17" and, leaving the unnamed branch and Hoover Board of Education boundary, run to the right in a Southwesterly direction a distance of 150.87 feet to a point; thence turn an interior angle of 204°00'00" and run to the left in a Southwesterly direction a distance of 830.00 feet to a point; thence turn an interior angle of 169°59'57" and run to the right in a Southwesterly direction a distance of 529.99 feet to a point; thence turn an interior angle of 159°59'58" and run to the right in a Southwesterly direction a distance of 680.02 feet to a point; thence turn an interior angle of 219°59'42" and run to the left in a Southwesterly direction a distance of 270.00 feet to a point; thence turn an interior angle of 129°59'33" and run to the right in a Southwesterly direction a distance of 1770.04 feet



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to a point; thence turn an interior angle of $248^{\circ}59'34''$ and run to the left in a Southerly direction a distance of 699.98 feet to a point; thence turn an interior angle of $136^{\circ}28'03''$ and run to the right in a Southwesterly direction along the Northwest line of Highland Crest, 1st Sector, as recorded in Plat Book 24, Page 90, a distance of 1219.36 feet to a point on the South line of Section 16; thence turn an interior angle of $179^{\circ}59'27''$ and run to the right in a Southwesterly direction along the Northwest line of Highland Crest, 1st Sector, a distance of 784.61 feet to a point; thence turn an interior angle of $225^{\circ}22'39''$ and run to the left in a Southerly direction along the West line of said Highland Crest, 1st Sector, a distance of 66.28 feet to a point on the Northerly right-of-way line of Sulphur Springs Road; thence turn an interior angle of $85^{\circ}16'24''$ and run to the right in a Westerly direction along the Northerly right-of-way line of Sulphur Springs Road a distance of 153.85 feet to the PC of a curve; thence continue in a Westerly to Northwesterly direction along the Northerly right-of-way line of said Sulphur Springs Road and along the arc of a curve to the right having a central angle of $35^{\circ}36'00''$ and a radius of 293.31 feet a distance of 182.24 feet to the PT of said curve; thence continue in a Northwesterly direction along the projection of the tangent of the last described curve and along the Northeasterly right-of-way line of Sulphur Springs Road a distance of 50.00 feet to the PC of a curve; thence continue in a Northwesterly direction along the Northeasterly right-of-way line of Sulphur Springs Road and along the arc of a curve to the right having a central angle of $12^{\circ}00'00''$ and a radius of 691.20 feet a distance of 144.76 feet to a point of compound curvature; thence continue in a Northwesterly direction along the Northeasterly right-of-way line of said Sulphur Springs Road and along the arc of a curve to the right having a central angle of $20^{\circ}00'00''$ and a radius of 415.74 feet a distance of 145.12 feet to a point of compound curvature; thence continue in a Northwesterly direction along the Northeasterly right-of-way line of said Sulphur Springs Road and along the arc of a curve to the right having a central angle of $8^{\circ}00'00''$ and a radius of 793.51 feet a distance of 110.80 feet to the PT of said curve; thence continue in a Northwesterly direction along the projection of the tangent of the last described curve and along the Northeasterly right-of-way line of Sulphur Springs Road a distance of 100.00 feet to the PC of a curve;



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thence continue in a Northwesterly direction along the Northeasterly right-of-way line of said Sulphur Springs Road and along the arc of a curve to the left having a central angle of 3°30'00" and a radius of 1457.39 feet a distance of 89.03 feet to the PT of said curve; thence continue in a Northwesterly direction along the Northeasterly right-of-way line of said Sulphur Springs Road and along the projection of the tangent of the last described curve a distance of 2.91 feet to the POINT OF BEGINNING.

RESERVING AND EXCEPTING unto Grantor, Grantor's successors and assigns, from the above subject tract of land certain easements for underground utilities and the right to grant such easements to others for the purpose of providing utility services to Grantor's adjacent lands. The location of said easements shall be mutually approved by Grantor and Grantee to provide reasonable utility services to adjacent lands of Grantor and to minimize any negative impact on the land conveyed hereunder.



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b. 2007 Acquisition – 80 acres

i. Legal 1

State of Alabama County of Jefferson
Property 1-PARCEL C: Begin at the Northeast corner of the Northeast 1/4 of the Southeast 1/4 of Section 10, Township 19 South, Range 3 West, Jefferson County, Alabama; thence run along said Section line South 1 deg. 27 min. 02 sec. East 726.70 feet to a point situated in the Northerly right of way line of Old Chapel Road, said point also being situated on a curve to the left; thence run along the chord of said curve on a chord bearing of North 68 deg. 32 min. 47 sec. West for a chord distance of 146.91 feet; thence run North 42 deg. 23 min. 40 sec. West 102.91 feet to a point situated on the East right of way line of Patton Chapel Road; thence run along said right of way line North 7 deg. 05 min 25 sec. West 300.07 feet; thence run South 82 deg. 56 min. 46 sec. West 69.76 feet; thence run North 7 deg. 01 min. 12 sec. West 99.77 feet; thence run South 83 deg. 21 min. 51 sec. West 20.07 feet; thence run North 7 deg. 02 min. 51 sec West 200.40 feet; thence run North 82 deg. 57 min. 57 sec. East 19.99 feet; thence run North 7 deg. 04 min. 13 sec. West 7.9 feet to a point situated on the North line of the aforesaid 1/4 - 1/4 Section; thence run North 88 deg. 42 min. 58 sec. East 332.21 feet to the point of beginning; being situated in Jefferson County, Alabama.
All being situated in Jefferson County, Alabama.

ii. Legal 2

The Southeast Quarter of the Southeast Quarter of Section 10, Township 19 South, Range 3 West, situated in Jefferson County, Alabama, less and except any part lying within roads and less and except minerals and mining rights.



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iii. Legal 3


Property 3: Exhibit A: Parcel B- Commence at the Southeast corner of the Northeast 1/4 of the Southeast 1/4 of Section 10, Township 19 South, Range 3 West, Jefferson County, Alabama; thence run South 89 deg. 46 min. 19 sec. West 24.22 feet to the point of beginning; thence continue along last described course 192.90 feet to the point situated on the Easterly right of way line of Patton Chapel Road; thence run along said right of way line North 7 deg. 04 min. 13 sec. West 169.29 feet; thence run North 82 deg. 57 min. 06 sec. East 39.97 feet; thence run North 7 deg. 04 min. 41 sec. West 150.23 feet; thence run South 82 deg 55 min. 19 sec. West 40.00 feet; thence run North 7 deg. 03 min. 04 sec. West 149.86 feet; thence run North 35 deg. 54 min. 16 sec. East 77.50 feet to a point situated on the Southerly right of way line of Old Chapel road, said point also being situated on a curve to the right; thence run along the chord of said curve on a chord bearing of South 70 deg. 16 min. 47 sec. East for a chord distance of 175.09 feet; thence run South 53 deg. 50 min. 17 sec. East 66.51 feet; thence run South 1 deg. 27 min. 02 sec. East 297.80 feet to a point situated on the Westerly right of way of Old Chapel Road; thence run along said right of way line South 9 deg. 00 min. 27 sec. West 133.38 feet to the point of beginning; being situated in Jefferson County, Alabama.

Exhibit B: Parcel A-All that part of the Northwest 1/4 of the Southwest 1/4 of Section 11, Township 19 South, Range 3 West, Jefferson County, Alabama, more particularly described as follows: Begin at the Southwest corner of the Northwest 1/4 of the Southwest 1/4 of the aforesaid Section 11; thence run in a Northerly direction along the West boundary line of the said 1/4 - 1/4 Section a distance of 214.32 feet to the intersection of said West boundary line with the Westerly boundary line of the right of way of Chapel Road (Chapel Road having a right of way width of 60.00 feet), which said intersection point is the point of beginning of the tract of land conveyed hereby; thence from the said point of beginning, continue in a Northerly direction along the said West boundary line of the said 1/4 - 1/4 Section for a distance of 242.92 feet to a point on the curve of the West boundary line of the right of way of the said Chapel Road; thence turn an angle of 136 deg. 51 min. 10 sec. to the right to establish a line tangent to the arc of the said curve at the said latter point; thence to the right along the arc of the said curve for a distance of 116.24 feet (the said curve having a radius of 120.00 feet and being subtended by a central angle of 56 deg. 27 min. 20 sec. and having a chord distance of 113.52 feet between the said points on the said curve); thence Southwesterly along the said Westerly boundary line of the right of way of the said Chapel Road, a distance of 91.63 feet to a point; thence continuing along the said Westerly boundary line after turning an angle to the left 10 deg. 27 min. 30 sec. for a distance of 44.31 feet to the point of beginning; being situated in Jefferson County, Alabama. The tract here described is the same irregularly shaped tract of land that is shown lying 60 feet due West of the Westerly boundary of Lot 59 of the plat and map of Verdure Knolls, First Sector, as recorded in the Office of the Judge of Probate of Jefferson County, Alabama, Bessemer Division, in Map Book 18 Page 20; being situated in Jefferson County, Alabama

iv. Legal 4

All that part of the NW 1/4 of the SE 1/4, Section 10, Township 19 South, Range 3 West, Jefferson County, Alabama lying to the East of the existing Recorded Subdivision known as Shades Wood Park as recorded in the Probate Office of Jefferson County in Map Book 28, Page 94.
(Also described on Attached Exhibit "A")

Property 4-Exhibit A: A part of the NW 1/4 of the SE 1/4 of Section 10, Township 19 South, Range 3 West, Jefferson County, Alabama, more particularly described as follows: Begin at the SE corner of said 1/4 1/4 section; thence in a Westerly direction along the South line of said 1/4 1/4 section a distance of 620.57 feet; thence 88 deg. 31 min., right in a Northerly direction a distance of 60 feet; thence 23 deg. right in a Northeasterly direction a distance of 134 feet; thence 18 deg. 29 min. right in a Northeasterly direction a distance of 175.08 feet; thence 11 deg. 55 min. left in a Northeasterly direction a distance of 233.01 feet; thence 9 deg. 44 min. 07 sec. left in a Northeasterly direction a distance of 240.84 feet; thence 21 deg. 10 min. 53 sec. left in a Northerly direction a distance of 416.12 feet; thence 90 deg. left in a Westerly direction a distance of 72.13 feet; thence 90 deg. right in a Northerly direction a distance of 150.0 feet; thence 90 deg. right in an Easterly direction along the North line of said 1/4 1/4 Section a distance 308.63 feet to the Northeast corner of said 1/4 1/4 Section; thence in a Southerly direction along the East line of said 1/4 1/4 Section a distance of 1316.70 feet to the point of beginning; being situated in Jefferson County, Alabama.


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v. Legal 5

All that part of the NE 1/4 of the SE 1/4, Section 10, Township 19 South, Range 3 West, Jefferson County, Alabama lying to the West of the ROW of Patton Chapel Road and to the East of the center of an existing creek known as Hurricane Creek.

Also described as:


Property 5- All of that part of the Northeast 1/4 of the SE 1/4 of Section 10, Township 19 south, Range 3 West, Jefferson County, Alabama lying West of the Westerly right-of-way line of Patton Chapel Road being more particularly described as follows: Commence at the Southeast corner of the aforesaid 1/4-1/4 Section; thence run South 89 deg.-46'-19" West along the South line of said 1/4 -1/4 Section 374.18 feet to the Point of Beginning, said point being situated on the Westerly right-of-way line of Patton Chapel Road; thence continue along the last described course 924.29 feet to the Southwest corner of aforesaid 1/4-1/4 Section; thence run North 01°-30'-36" West along the West line of said 1/4-1/4 Section 1319.25 feet to the Northwest corner of aforesaid 1/4-1/4 Section; thence run North 89°-42'-58" East along the North line of said 1/4-1/4 Section 830.70 feet to a point situated on the Westerly right-of-way line of Patton Chapel Road; thence run along said right-of-way line South 07°-04'-13" East 127.73 feet; thence run North 82°-55'-47" East 20.00 feet; thence run South 07°-03'-48" East 649.56 feet; thence run South 83°-04'-42", 10.02 feet; thence run South 07°-06'-05" East 99.97 feet; thence run South 82°-49'-01" West 9.98 feet; thence run South 07°-04'-01" East 100.10 feet; thence run South 82°-58'-02" West 34.96 feet; thence run South 07°-04'-13" East 347.67 feet to the Point of Beginning

Less and except all of the above described property lying West of the center line of Hurricane Creek.

vi. Legal 6

All that part of the NE 1/4 of the SE 1/4, Section 10, Township 19 South, Range 3 West, Jefferson County, Alabama lying to the West of the center of an existing creek known as Hurricane Creek.

Subject to current taxes, easements and restrictions of record.


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vii. Legal 7

All that part of the Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 11, Township 19 South, Range 3 West, Jefferson County, Alabama, more particularly described as follows: Begin at the Southwest corner of the Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of the aforesaid Section 11; thence run in a Northerly direction along the West boundary line of the said $\frac{1}{4}$ - $\frac{1}{4}$ Section a distance of 214.32 feet to the intersection of said West boundary line with the Westerly boundary line of the right of way of Chapel Road (Chapel Road having a right of way width of 60.00 feet), which said intersection point is the point of beginning of the tract of land conveyed hereby; thence from the said point of beginning, continue in a Northerly direction along the West boundary line of the said $\frac{1}{4}$ - $\frac{1}{4}$ Section for a distance of 242.92 feet to a point on the curve of the West boundary line of the right of way of the said Chapel Road; thence turn an angle of 136 degrees, 51 minutes, 10 seconds to the right to establish a line tangent to the arc of the said curve at the said latter point; thence to the right along the arc of the said curve for a distance of 118.24 feet (the said curve having a radius of 120.00 feet and being subtended by a central angle of 56 degrees, 27 minutes, 20 seconds and having a chord distance of 113.52 feet between the said points on the said curve); thence Southwesterly along the said Westerly boundary line of the right of way of the said Chapel Road, a distance of 91.63 feet to a point; thence continuing along the said Westerly boundary line after turning an angle to the left 10 degrees, 27 minutes, 30 seconds for a distance of 44.31 feet to the point of beginning; being situated in Jefferson County, Alabama. The tract here described is the same irregularly shaped tract of land that is shown lying 60 feet due West of the Westerly boundary of Lot 59 of the plat and map of Verdure Knolls First Sector, as recorded in the Office of the Judge of Probate of Jefferson County, Alabama, Bessemer Division, in Map Book 18, Page 20; being situated in Jefferson County, Alabama.



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- c. 2008 Acquisition – 19 acres
Parcel ID No. 39-10-4-001-034.000
Address: 319 Shadeswood Drive

The East 620 feet of the SW 1/4 of the SE 1/4 of Section 10, Township 19 South, Range 2 West,
Jefferson County, Alabama.

Subject to existing easements, current taxes, restrictions, set-back lines and rights of way, if any, of
record. Subject to any accrued taxes or assessments not yet due and payable.



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5. Russet Woods Parks

a. Park 1 (Corner of Russet Hollow Road and Top O' Tree Lane)

LEGAL DESCRIPTION

Description: Parcel 1

A parcel of land situated in the northwest quarter of the northeast quarter of Section 6, Township 20 South, Range 3 West, Jefferson County, Alabama, being more particularly described as follows:

Commence at the southeast corner of Lot 7, Block "A", Russet Woods, Third Sector, as of record in Map Book 23, Page 28, in the Office of the Judge of Probate, Jefferson County, Alabama (Bessemer Division). Thence run in an easterly direction along the south line of Parcels 2 and 3 for a distance of 263.17 feet to the point of beginning. Thence continue in an easterly direction for a distance of 131.54 feet to a point on the west right of way line of Russet Hollow Road. Thence turn an angle to the left of 104 degrees 26 minutes and run in a northwesterly direction along said right of way for a distance of 129.10 feet to the point of commencement of a curve to the left having a radius of 25.0 feet, a central angle of 75 degrees, 29 minutes, 35 seconds. Thence run along the arc of said curve for a distance of 32.94 feet to the end of said curve to a point. Said point also being on the south right of way line of Top O' Tree Lane. Thence continue along said right of way in a westerly direction and run tangent to said curve for a distance of 75.00 feet to a point, said point being the northeast corner of Parcel 2. Thence turn an angle to the left of 90 degrees and run in a southerly direction along the common line of Parcel 2 and Parcel 1 for a distance of 143.90 feet to the point of beginning. Said Parcel 1 contains 16,172.73 Square Feet or 0.37 Acres more or less and is subject to easements and restrictions of record.

Description: Parcel 2

A parcel of land situated in the northwest quarter of the northeast quarter of Section 6, Township 20 South, Range 3 West, Jefferson County, Alabama, being more particularly described as follows:

Commence at the southeast corner of Lot 7, Block "A", Russet Woods, Third Sector as of record in Map Book 23, Page 28 in the Office of the Judge of Probate of Jefferson County, Alabama (Bessemer Division), thence run in an easterly direction along the south line of Parcel 3 for a distance of 139.76 feet to the point of beginning. Thence continue in an easterly direction for a distance of 123.41 feet to a point. Thence turn an angle to the left of 89 degrees 55 minutes 35 seconds and run in a northerly direction along the common line of Parcel 2 and Parcel 1 for a distance of 143.90 feet to a point on the south right of way line of Top O' Tree Lane. Thence turn an angle to the left of 90 degrees and run in a westerly direction along said right of way line for a distance of 37.84 feet to the point of commencement of a curve to the right, having a radius of 337.16 feet, a central angle of 10 degrees 05 minutes. Thence run along the arc of said curve and run along said right of way line for a distance of 59.33 feet. Said point being the northeast corner of Parcel 3. Thence turn an angle to the left 90 degrees from the tangent and run in a southwesterly direction along the common line of Parcel 3 and Parcel 2 for a distance of 151.60 feet to the point of beginning. Said Parcel 2 contains 16,027.79 Square Feet or 0.37 Acres more or less and is subject to easements and restrictions of record.

Description: Parcel 3


A parcel of land situated in the northwest quarter of the northeast quarter of Section 6, Township 20 South, Range 3 West, Jefferson County, Alabama, being more particularly described as follows:

Begin at the southeast corner of Lot 7, Block "A", Russet Woods, Third Sector as of Record in Map Book 23, Page 28 in the Office of the Judge of Probate of Jefferson County, Alabama (Bessemer Division), thence run in an easterly direction for a distance of 139.76 feet to a point. Thence turn an angle to the left of 79 degrees 50 minutes 35 seconds and run in a northwesterly direction along the common line of Parcel 3 and Parcel 2 for a distance of 151.60 feet to a point on the south right of way line of 'Top O' Tree Lane. Said point also being on a curve having a radius of 337.16 feet, a central angle of 15 degrees 00 minutes, and curving to the right in a westerly to northwesterly direction thence turn an angle to the left 90 degrees to the tangent and run along the arc of said curve and said right of way line for a distance of 88.27 feet to a point, said point being the northeast corner of said Lot 7, Block "A". Thence turn an angle to the left 90 degrees from the tangent of said curve and run in a southwesterly direction along the east lot line of said Lot 7 for a distance of 194.36 feet to the point of beginning. Said Parcel 3 contains 18,738.69 Square Feet or 0.43 Acres more or less and is subject to easements and restrictions of record.

b. Park 2 (Russet Woods Lane)

LEGAL DESCRIPTION

parcel of land situated in the North One-Half of the Northwest Quarter of Section 6, Township 20 South, Range 3 West, being more particularly described as follows: Begin at the Northwest corner of Lot 32, Block 1, Russet Woods, Fourth Sector, Second Addition as recorded in Map Book 24, Page 4 A&B, in the Bessemer Division of the Office of the Judge of Probate, Jefferson County, Alabama, said point also being on the Southerly Right-of-way of Russet Woods Lane; thence run S 37°06'46" W along the northwesterly line of Lots 32, 22 and 21, Block 1 of said subdivision for a distance of 630.05 feet; thence run S 00°00'37" W along the west line of Lot 21 and 20 of said subdivision, for a distance of 241.02 feet to the Southwest corner of said Lot 20, said point being on the South Line of the Northwest Quarter of the Northwest Quarter of said Section 6; thence run S 89°56'28" W along said South line for a distance of 451.91 feet to the most Southeasterly corner of Lot 11, Block 4, Russet Woods, Fifth Sector, Phase Three, First Addition as recorded in the Bessemer Division of the Office of the Judge of Probate, Jefferson County, Alabama; thence run N 09°05'29" E along the Easterly line of Lots 11 and 10 of said subdivision for a distance of 206.08 feet to the common rear lot corner of Lots 10 and 7, Block 4 of said subdivision, thence run N 72°05'21" E along the southerly line of Lots 7, 6, and 5, Block 4 for a distance of 309.24 feet to the common rear lot corner of Lots 5 and 4, Block 4 of said subdivision, thence run N 50°30'59" E along the Southeasterly line of Lot 4 for a distance of 147.73 feet to the common rear lot corner of Lots 4 and 3, Block 4 of said subdivision; thence run N 37°06'46" E along the Southeasterly line of Lot 3, Block 4 of afore-mentioned subdivision and Lots 2 and 1, Block 4 of Russet Woods, Fifth Sector, Phase One as recorded in Map Book 24, Page 67, in the Bessemer Division of the Office of the Judge of Probate, Jefferson County, Alabama, for a distance of 442.00 feet to the Northeast corner of Lot 1, Block 4 of said subdivision, said point being on the Southerly Right-of-way of Russet Woods Lane and also being on a curve to the left in an easterly direction, having a radius of 867.97 feet, and a central angle of 2°52'20"; thence run S 88°39'50" E along the chord of said curve for a distance of 43.51 feet along the Southerly Right-of-Way of Russet Woods Lane to the end of said curve; thence run N 90°00'00" E along said Right-of-way for a distance of 81.08 feet to the point of beginning. Said parcel contains 3.98 acres more or less and is subject to any easements and rights-of-way of record.


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6. Tennis Courts Located Near Simmons Middle School (Patton Chapel Road)

LEGAL DESCRIPTION

Part of the SE-1/4 of the NE-1/4 of Section 15, Township 19 South, Range 3 West, Jefferson County, Alabama, being more particularly described as follows:

From an existing 3-inch capped iron pipe being the locally accepted NE corner of said SE-1/4 of NE-1/4 of said Section 15, run in a westerly direction along the north line of said 1/4-1/4 section for a distance of 400.62 feet to an existing iron rebar set by Weygand, being the point of beginning; thence continue in a westerly direction along last mentioned course for a distance of 320.0 feet to an existing #5 iron rebar set by Sain & Associates; thence turn an angle to the left of 90°-02'-04" and run in a southerly direction for a distance of 283.0 feet to an existing iron rebar set by Weygand; thence turn an angle to the left of 91°-37'-02" and run in an easterly direction for a distance of 300.77 feet to an existing iron rebar set by Weygand; thence turn an angle to the left of 84°-20'-54" and run in a northerly direction for a distance of 275.0 feet, more or less, to the point of beginning.

Containing 1.984 acres, more or less



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7. Star Lake

LEGAL DESCRIPTION

Commence at the Northeast Corner of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 11, Township 19 South, Range 3 West, thence run south along the east line of said $\frac{1}{4}$ - $\frac{1}{4}$ section for 25 feet to a point on the south line of Star Lake Drive; thence 90°00' right and run west along the south line of said Star Lake Drive for 24.05 feet to a point on the east line of Oriole Drive; said point being the point of beginning; thence run westerly along the south line of Star Lake Drive, and said line extended for 513 feet, more or less, to a point on the westerly line of Deo Dara Drive; thence run northwesterly along the westerly line of Deo Dara Drive for 481 feet to a point on the center line of Club Drive; thence run northeasterly along the northwesterly line of Deo Dara Drive for 607.76 feet, more or less to a point on the northeasterly line of Oriole Drive, extended northwesterly; thence run southeasterly to and along the northeasterly line of Oriole Drive for 432 feet, more or less; thence continue southeasterly, southerly and southwesterly along the easterly line of Oriole Drive for 383.33 feet, more or less to the point of beginning.

The above described tract contains 9.06 acres, more or less.



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8. Veteran's Park (4800 Valleydale Road)

LEGAL DESCRIPTION

Parcel I

Part of the West $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 11, Township 19 South, Range 2 West, Shelby County, Alabama, being more particularly described as follows:

Beginning at the SE corner of the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 11, run in a westerly direction along the south line of said $\frac{1}{4}$ - $\frac{1}{4}$ section for a distance of 1075.09 feet to an existing open top iron pin; thence turn an angle to the right of 87 degrees 28 minutes 32 seconds and run in a northerly direction for a distance of 293.18 feet to an existing crimp iron pin being on the southeast right-of-way line of Valleydale Road; thence turn an angle to the right of 46 degrees 13 minutes 07 seconds and run in a northeasterly direction along the southeast right-of-way line of said Valleydale road for a distance of 1381.46 feet to the point of beginning of a curve, said curve being concave in a northwesterly direction and having a central angle of 6 degrees 53 minutes 56 seconds and a radius of 951.10 feet; thence continue in a northeasterly direction along the southeast right-of-way line of said Valleydale Road for a distance of 114.52 feet to an existing iron rebar set by Laurence D. Weygand; thence turn an angle to the right (137 degrees 34 minutes 48 seconds from the chord of last mentioned curve) and run in a southerly direction along the east line of said West $\frac{1}{2}$ of SW $\frac{1}{4}$ of said Section 11 for a distance of 45.88 feet to an existing 2" capped iron pipe; thence turn an angle to the left of 0 degrees 18 minutes 56 seconds and run in a southerly direction along the east line of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 11 for a distance of 1336.51 feet to an existing iron rebar being the point of beginning. Containing 20.57 acres, more or less.



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Parcel II

Part of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 15, and part of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 10, all in Township 19 South, Range 2 West, Shelby County, Alabama, being more particularly described as follows:

Beginning at the NE corner of said Section 15 and being marked by an existing 3" capped iron pipe, run in a southerly direction along the east line of said NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 15 for a distance of 661.76 feet to an existing crimp iron pin; thence turn an angle to the right of 90 degrees 40 minutes 08 seconds and run in a westerly direction for a distance of 713.38 feet to an existing iron rebar set by Laurence D. Weygand and being on the southeast right-of-way line of Valleydale Road; thence turn an angle to the right of 134 degrees 25 minutes 05 seconds and run in a northeasterly direction along the southeast right-of-way line of said Valleydale Road for a distance of 1005.48 feet to an existing 1" crimp iron pin; thence turn an angle to the right of 133 degrees 37 minutes 09 seconds and run in a southerly direction for a distance of 56.48 feet, more or less to the point of beginning. Containing 5.89 acres, more or less.

Parcel III

Part of Section 10, Township 19 South, Range 2 West, Shelby County, Alabama, and also part of the SW $\frac{1}{4}$ of Section 11, Township 19 South, Range 2 West, Shelby County, Alabama, and also part of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 15, Township 19 South, Range 2 West, Shelby County, Alabama, all being more particularly described as follows:

Beginning at an existing 2" open pipe being the SW corner of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 10, run in a northerly direction along the west line of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 10 for a distance of 1330.38 feet to an existing 3" capped iron pipe being the NW corner of said SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 10; thence turn an angle to the right of 0 degrees 01 minutes 52 seconds and run in a northerly direction along the west line of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 10 for a distance of 1330.34 feet to an existing 3" capped iron pipe being the NW corner of the said NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of



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said Section 10; thence turn an angle to the left of 88 degrees 35 minutes 19 seconds and run in a westerly direction along the south line of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 10 for a distance of 972.81 feet to an existing iron rebar set by Laurence D. Weygand and being on the east right-of-way line of Caldwell Mill Road; thence turn an angle to the right of 93 degrees 45 minutes 16 seconds and run in a northerly direction along the east line of said Caldwell Mill Road for a distance of 676.16 feet to an existing iron rebar set by Laurence D. Weygand; thence turn an angle to the right of 86 degrees 07 minutes 53 seconds and run in an easterly direction for a distance of 911.83 feet to an existing crimp iron pin; thence turn an angle to the left of 91 degrees 15 minutes 57 seconds and run in a northerly direction for a distance of 129.88 feet to an existing crimp iron pin; thence turn an angle to the right of 91 degrees 14 minutes 16 seconds and run in an easterly direction for a distance of 1328.81 feet to an existing crimp iron pin; thence turn an angle to the right of 88 degrees 37 minutes 44 seconds and run in a southerly direction along the east line of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Section 10 for a distance of 807.94 feet to an existing 3" capped iron pipe being the SE corner of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 10; thence turn an angle to the left of 88 degrees 30 minutes 29 seconds and run in an easterly direction along the north line of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 10 for a distance of 1330.02 feet to an existing 3" capped iron pipe; thence turn an angle to the right of 1 degrees 12 minutes 20 seconds and run in an easterly direction for a distance of 1321.83 feet to an existing crimp iron pin; thence turn an angle to the right of 0 degrees 5 minutes 13 seconds and run in an easterly direction for a distance of 281.28 feet to an existing iron rebar set by Laurence D. Weygand and being on the curved west right-of-way line of Valleydale Road, said curved right-of-way line being concave in an easterly direction and having a central angle of 28 degrees 11 minutes 33 seconds and a radius of 1219.29 feet; thence turn an angle to the right (101 degrees 55 minutes 36 seconds to the chord of said curve) and run in a southwesterly and southerly direction along the arc of said curve for a distance of 599.95 feet to the point of ending of said curve; thence continue in a southerly direction along a line tangent to the end of said curve and along the west right-of-way line of said Valleydale Road for a distance of 107.52 feet to the point of beginning of a new curve, said new curve being concave in a northwesterly direction and having a central angle of 45 degrees 28 minutes 23 seconds and a radius of 871.10 feet; thence turn an angle to the right and run in a southerly and southwesterly direction along the arc of said curve and along the northwest right-of-way line of Valleydale Road for a distance of 691.35 feet to the point of ending of said curve; thence run in a southwesterly direction along a line tangent to the end of said curve and along the northwest right-of-way line of



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Valleydale Road for a distance of 1381.46 feet; thence turn an angle to the right of 0 degrees 09 minutes 38 seconds and run in a southwesterly direction along said northwest right-of-way of Valleydale Road for a distance of 331.09 feet; thence turn an angle to the left of 0 degrees 04 minutes and run in a southwesterly direction along the northwest right-of-way line of said Valleydale Road for a distance of 1083.82 feet to an existing iron rebar set by Laurence D. Weygand; thence turn an angle to the right of 45 degrees 35 minutes 06 seconds and run in a westerly direction for a distance of 507.56 feet to an existing crimp iron pin; thence turn an angle to the right of 89 degrees 16 minutes 13 seconds and run in a northerly direction along the west line of the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 15, Township 19 South, Range 2 West, for a distance of 663.06 feet to an existing crimp iron pin being the NW corner of said NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 15; thence turn an angle to the left of 89 degrees 14 minutes 15 seconds and run in a westerly direction for a distance of 1334.84 feet, more or less, to the point of beginning. Containing 274.35 acres, more or less.



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9. Chace Lake Park

LEGAL DESCRIPTION

Lot A according to the Chace Lake Common Area Survey as recorded in Map Book 234, Page 21 in the Probate Office of Jefferson County, Alabama and in Map Book 42, Page 78 A, B & C in the Probate Office of Shelby County, Alabama.


Less and except:

Cahaba River 50 Foot Easement Strip

A parcel of land situated in the South One-half of Section 24, Township 19 South, Range 3 West, Jefferson and Shelby County, Alabama, said parcel also being a part of Lot A according to the Chace Lake Common Area Survey as recorded in Map Book 234, Page 21 in the Probate Office of Jefferson County, Alabama and in Map Book 42, Page 78 A, B & C in the Probate Office of Shelby County, Alabama and being more particularly described as follows:

Commence at the westernmost corner of Lot A according to the Chace Lake Common Area Survey as recorded in Map Book 234, Page 21 in the Probate Office of Jefferson County, Alabama and in Map Book 42, Page 78 A, B & C in the Probate Office of Shelby County, Alabama; thence run South 58° 26' 24" East along the southwest line of Lot A for a distance of 97.09 feet to a line lying 50 feet north of and parallel to the North Ordinary High Water Line of the Cahaba River as field located in September of 2007 and to the POINT OF BEGINNING; thence leaving said southwest line run in an easterly direction along said line lying 50 feet north of and parallel to the North Ordinary High Water Line as described by the following calls:


North 57°05'21" East for a distance of 123.64 feet;
North 57°04'26" East for a distance of 54.06 feet;
North 62°19'56" East for a distance of 108.85 feet;
South 88°10'31" East for a distance of 78.29 feet;
South 84°38'48" East for a distance of 65.41 feet;
South 73°59'22" East for a distance of 70.01 feet;
South 78°42'42" East for a distance of 48.90 feet;
South 79°39'06" East for a distance of 99.05 feet;
South 75°13'08" East for a distance of 80.40 feet;
South 75°28'45" East for a distance of 83.84 feet;
South 72°52'24" East for a distance of 54.15 feet;
South 78°45'45" East for a distance of 105.31 feet;
North 74°00'25" East for a distance of 44.77 feet;
North 80°25'33" East for a distance of 51.74 feet;
North 84°14'38" East for a distance of 84.95 feet;
North 77°03'15" East for a distance of 104.80 feet;
North 71°49'28" East for a distance of 103.36 feet;
North 86°58'59" East for a distance of 48.14 feet;
North 76°13'53" East for a distance of 101.63 feet;
North 86°03'58" East for a distance of 78.85 feet;
North 83°58'07" East for a distance of 90.88 feet;
North 79°00'18" East for a distance of 58.11 feet;
North 80°09'57" East for a distance of 120.88 feet;
North 75°25'12" East for a distance of 97.27 feet;
North 72°14'17" East for a distance of 82.94 feet;
North 79°54'01" East for a distance of 85.69 feet;
North 81°17'53" East for a distance of 75.76 feet;


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North 75°11'14" East for a distance of 53.91 feet;
 North 62°35'51" East for a distance of 137.68 feet;
 North 56°08'42" East for a distance of 127.39 feet;
 North 60°37'37" East for a distance of 83.59 feet;
 North 60°24'00" East for a distance of 90.20 feet;
 North 62°24'25" East for a distance of 137.86 feet;
 North 69°58'33" East for a distance of 55.84 feet;
 North 79°23'33" East for a distance of 70.88 feet;
 North 78°23'26" East for a distance of 103.78 feet;
 North 80°00'32" East for a distance of 92.48 feet;
 North 84°49'04" East for a distance of 96.20 feet;
 North 79°17'30" East for a distance of 63.75 feet;
 North 60°22'43" East for a distance of 98.45 feet;
 North 80°12'09" East for a distance of 147.36 feet;
 North 79°56'57" East for a distance of 156.60 feet;
 North 86°45'43" East for a distance of 96.14 feet;
 North 89°41'25" East for a distance of 124.46 feet;
 South 81°12'37" East for a distance of 168.76 feet;
 South 89°59'13" East for a distance of 104.86 feet;
 South 88°27'13" East for a distance of 130.13 feet;

to the eastern line of said Lot A and the westerly right-of-way line of U.S. Highway No.31; thence leaving said line lying 50 feet north of and parallel to the North Ordinary High Water Line of the Cahaba River run South 26°20'50" East along said eastern line and along said right-of-way line for a distance of 56.57 feet to the North Ordinary High Water Line of the Cahaba River as field located in September of 2007 and which forms the southern boundary of said Lot A; thence leaving said eastern line run in a westerly direction along said North Ordinary High Water Line as described by the following calls:

North 88°27'13" West for a distance of 155.93 feet;
 North 89°59'13" West for a distance of 108.03 feet;
 North 81°12'37" West for a distance of 168.62 feet;
 South 89°41'25" West for a distance of 119.21 feet;
 South 86°45'43" West for a distance of 91.89 feet;
 South 80°04'10" West for a distance of 292.47 feet;
 South 60°22'43" West for a distance of 98.04 feet;
 South 79°17'30" West for a distance of 74.49 feet;
 South 84°49'04" West for a distance of 96.52 feet;
 South 80°00'32" West for a distance of 89.67 feet;
 South 78°47'06" West for a distance of 170.70 feet;
 South 69°58'33" East for a distance of 48.42 feet;
 South 62°24'25" West for a distance of 133.68 feet;
 South 60°24'00" West for a distance of 89.43 feet;
 South 60°37'37" West for a distance of 81.73 feet;
 South 56°08'42" West for a distance of 128.25 feet;
 South 62°35'51" West for a distance of 146.01 feet;
 South 75°11'14" West for a distance of 62.10 feet;
 South 81°17'53" West for a distance of 77.82 feet;
 South 79°54'01" West for a distance of 81.74 feet;
 South 72°14'17" West for a distance of 80.98 feet;
 South 75°25'12" West for a distance of 100.73 feet;
 South 80°09'57" West for a distance of 122.45 feet;
 South 79°00'18" West for a distance of 59.77 feet;
 South 83°58'07" West for a distance of 93.96 feet;
 South 86°03'58" West for a distance of 75.46 feet;
 South 76°13'53" West for a distance of 102.03 feet;
 South 86°58'59" West for a distance of 46.19 feet;
 South 71°49'28" West for a distance of 98.99 feet;
 South 77°03'15" West for a distance of 110.22 feet;
 South 84°14'38" West for a distance of 86.42 feet;
 South 80°25'33" West for a distance of 47.27 feet;
 South 74°00'25" West for a distance of 54.08 feet;
 North 78°45'45" West for a distance of 119.99 feet;
 North 72°52'24" West for a distance of 55.99 feet;
 North 75°28'45" West for a distance of 82.82 feet;
 North 75°13'08" West for a distance of 78.57 feet;
 North 79°39'06" West for a distance of 97.52 feet;
 North 78°42'42" West for a distance of 51.37 feet;


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North 73°59'22" West for a distance of 67.41 feet;
North 84°38'48" West for a distance of 59.21 feet;
North 88°10'31" West for a distance of 63.59 feet;
South 62°19'56" West for a distance of 93.39 feet;
South 57°04'26" West for a distance of 51.77 feet;
South 57°05'21" West for a distance of 99.77 feet;

to the aforementioned southwest line of Lot A; thence leaving the North Ordinary High Water Line run North 58°26'24" West along said southwest line for a distance of 55.41 feet to the POINT OF BEGINNING.

Containing 4.97 acres more or less.

Grantor reserves a blanket easement over the entire parcel herein conveyed for the limited purpose of ingress and egress to maintain and repair Lots CA-A and CA-B, according to the Chace Lake Common Area Survey, Lot CA1 according to the survey of Chace Lake - Phase I as recorded in Map Book 229, Page 69 and the Cahaba River 50 foot easement strip.



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10. Lake Wilborn Bike Trail

LEGAL DESCRIPTION

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

Commence at the Southwest 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 746.95 feet to the Western right-of-way line of a public road (Stadium Trace Parkway) being also on a curve to the left having a central angle of 07 degrees, 52 minutes, 37 seconds, a radius of 575.00 feet and a chord bearing of South 54 degrees, 26 minutes, 23 seconds West; thence run in a Southwesterly direction along the arc of said curve for a distance of 79.05 feet; thence run South 50 degrees, 30 minutes, 04 seconds West along said Western right-of-way line for a distance of 30.44 feet to the beginning of a curve to the left having a central angle of 05 degrees, 37 minutes, 01 seconds, a radius of 825.00 feet and a chord bearing of South 47 degrees, 41 minutes, 34 seconds West; thence run in a Southwesterly direction along the arc of said curve for a distance of 80.88 feet; thence run South 44 degrees, 53 minutes, 03 seconds West along said Western right-of-way line for a distance of 500.74 feet to the beginning of a curve to the left having a central angle of 07 degrees, 17 minutes, 41 seconds, a radius of 1575.00 feet and a chord bearing of South 41 degrees, 14 minutes, 13 seconds West; thence run in a Southwesterly direction along the arc of said curve for a distance of 200.52 feet; thence run South 37 degrees, 35 minutes, 23 seconds West along said Western right-of-way line for a distance of 421.17 feet to the beginning of a curve to the right having a central angle of 13 degrees, 02 minutes, 49 seconds, a radius of 1425.00 feet and a chord bearing of South 44 degrees, 06 minutes, 47 seconds West; thence run in a Southwesterly direction along the arc of said curve for a distance of 324.49 feet; thence run South 50 degrees, 38 minutes, 12 seconds West along said Western right-of-way line for a distance of 694.84 feet to the beginning of a curve to the right having a central angle of 16 degrees, 41 minutes, 21 seconds, a radius of 475.00 feet and a chord bearing of South 58 degrees, 58 minutes, 52 seconds West; thence run in a Southwesterly direction along the arc of said curve for a distance of 138.36 feet; thence run South 67 degrees, 19 minutes, 33 seconds West along said Western right-of-way line for a distance of 134.49 feet to the beginning of a curve to the left having a central angle of 23 degrees, 00 minutes, 32 seconds, a radius of 625.00 feet and a chord bearing of South 55 degrees, 49 minutes, 17 seconds West; thence run in a Southwesterly direction along the arc of said curve for a distance of 250.99 feet; thence run South 44 degrees, 19 minutes, 00 seconds West along said Western right-of-way line for a distance of 438.07 feet to the Eastern boundary of a CSX Transportation Company right-of-way; thence run North 45 degrees, 10 minutes, 01 seconds West along said Eastern right-of-way line for a distance of 212.31 feet to 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; thence run North 14 degrees, 56 minutes, 43 seconds East for a distance of 624.00 feet; thence run North 28 degrees, 56 minutes, 43 seconds East for a distance of 731.00 feet; thence run North 34 degrees, 56 minutes, 43 seconds East for a distance of 843.00 feet; thence run North 67 degrees, 28 minutes, 22 seconds East for a distance of 313.57 feet to the POINT OF BEGINNING.

Said parcel containing 71.3 acres, more or less

LESS AND EXCEPT THE FOLLOWING DESCRIBED PROPERTY:

Tract of land situated in the SE 1/4 of SW 1/4 in Section 33, Township 19 South, Range 3 West, of the Huntsville Principal Meridian, Jefferson County, Alabama and being more particularly described as follows:

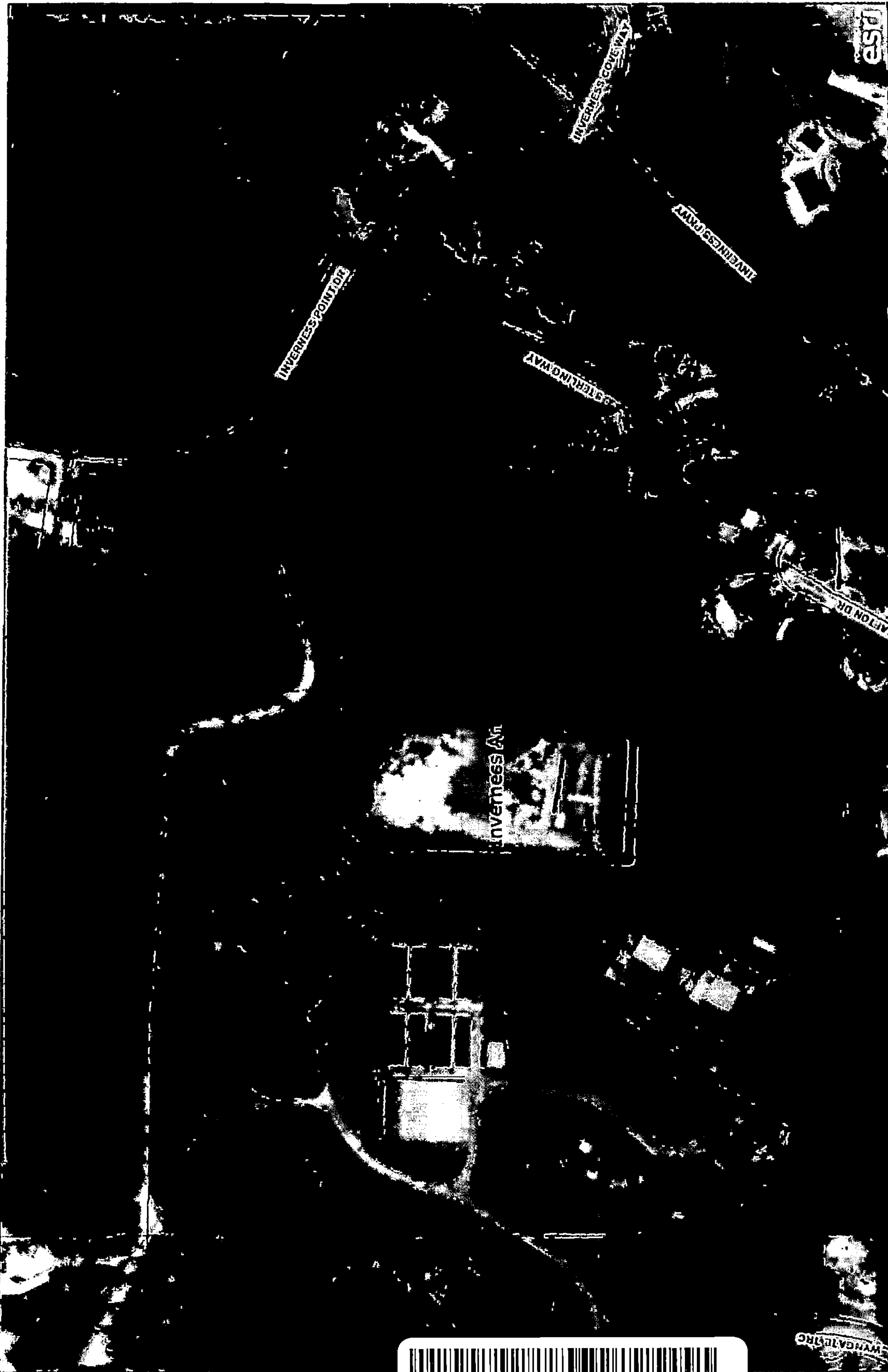
Commence at the SE corner of the SE 1/4 of Section 33, Township 19 South, Range 3 West and run Westerly along the South line of said SE 1/4, 2,111.38 feet to the POINT OF BEGINNING of the herein described tract of land; thence right 90 degrees 00'00" and run Northerly 60.0 feet; thence left 90 degrees 00'00" and run westerly 70.0 feet; thence left 90 degrees 00'00" and run Southerly 60.0 feet to a point on the South line of said SE 1/4; thence left 90 degrees 00'00" and run Easterly along said South line, 70.0 feet to the POINT OF BEGINNING.

Said tract containing .096 acres.

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11. Inverness Archery Park (3308 Afton Circle, Hoover, Alabama)

Inverness Archery Park

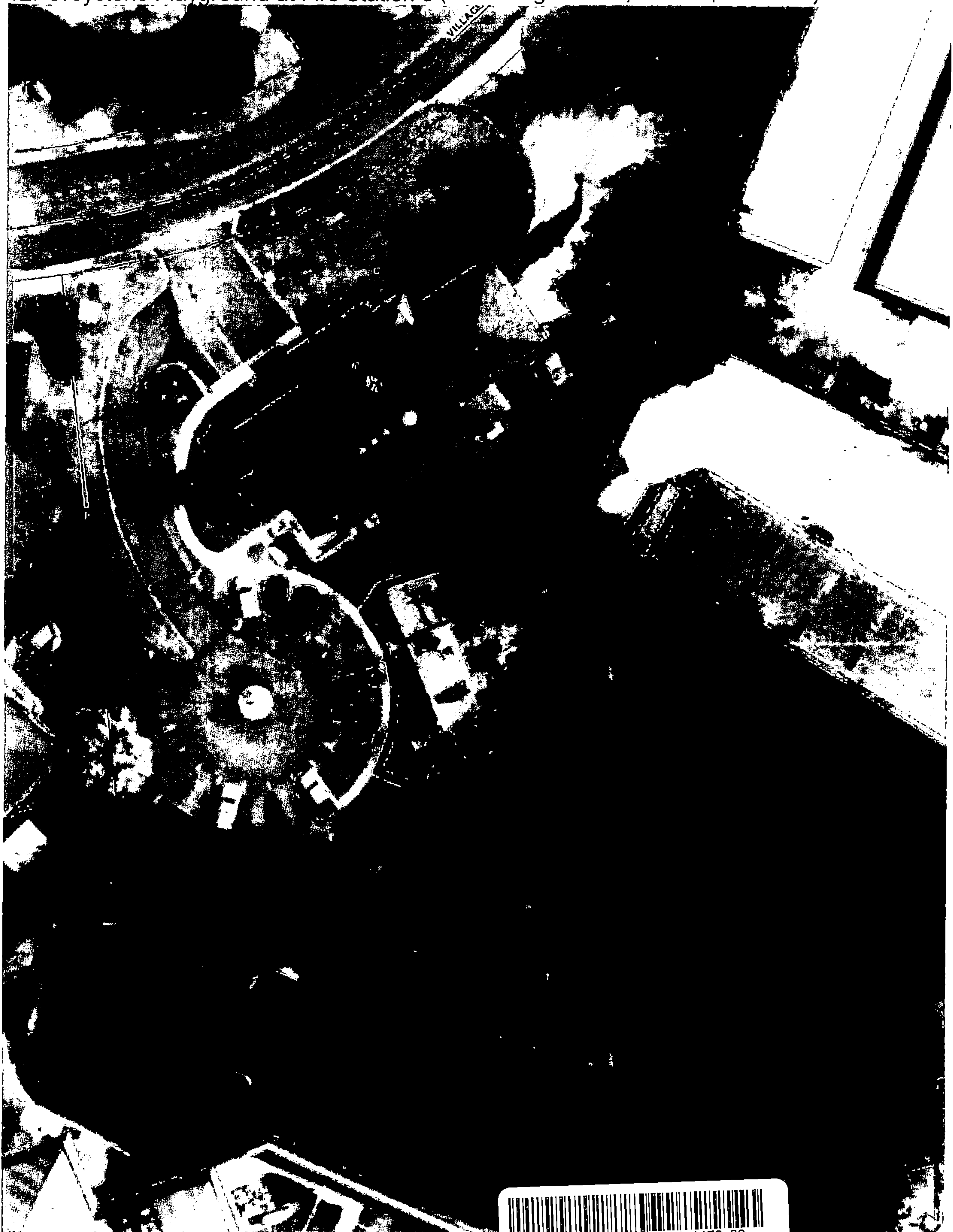


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12. Greystone Playground at Fire Station 8 (121 Village Street, Hoover, Alabama)



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13. Howard Lake (300 Municipal Lane, Hoover, Alabama)

Howard Lake



esri

150 ft
Scale Per Inch

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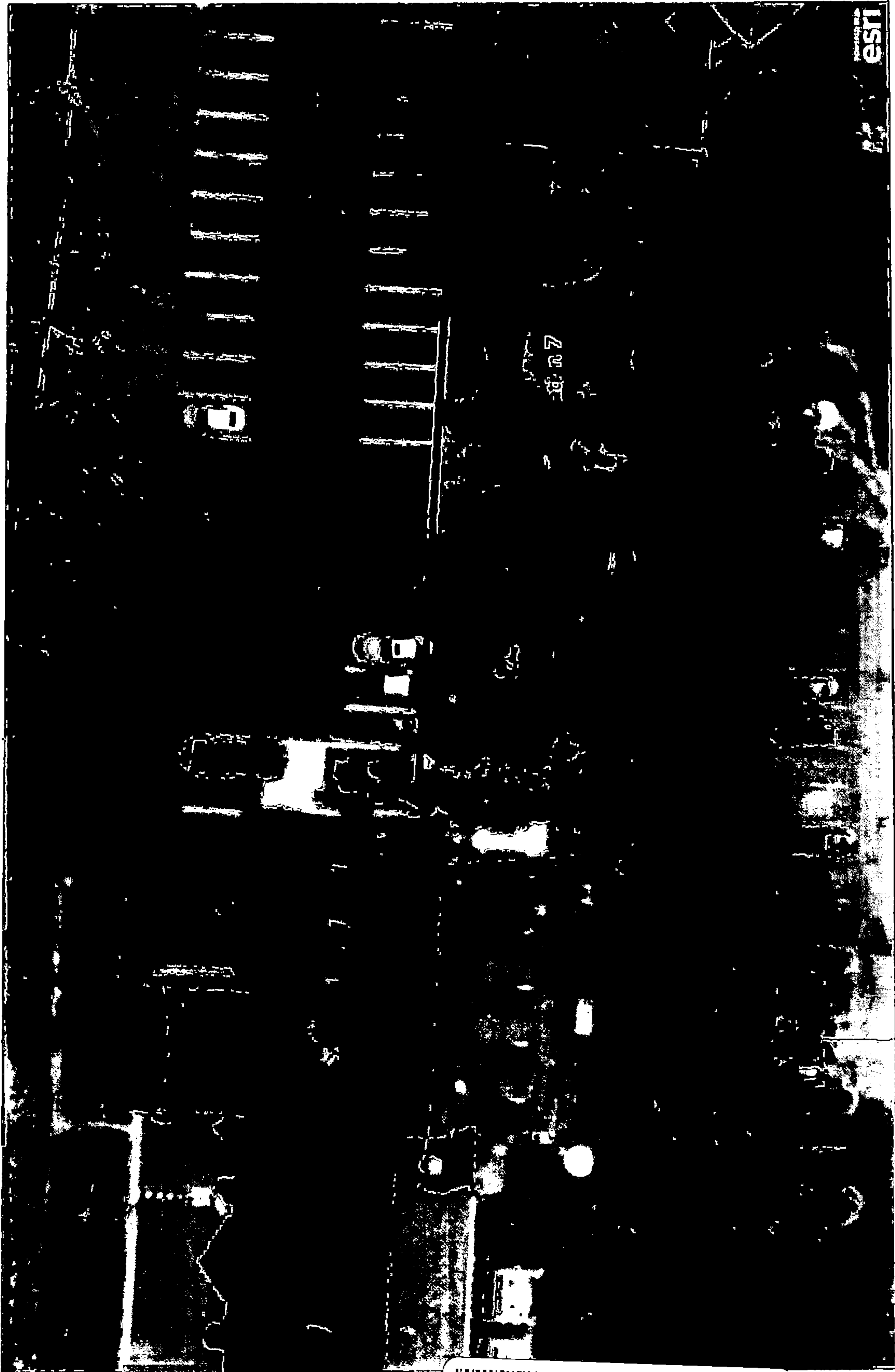
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14. Inverness Park at Fire Station 7 (100 Inverness Parkway, Hoover, Alabama)

Playground & Pavilion at Station 7



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38 ft
Scale Per Inch

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15. Inverness Nature Trails and Park

LEGAL DESCRIPTION

Inverness Parcel - 27B

Being situated in the Southeast 1/4 of Section 35, Township 18 South, Range 2 West and the Northwest 1/4 of the Northeast 1/4 of Section 2, Township 19 South, Range 2 West, Shelby County, Alabama and being more particularly described as follows; Commence at the Southwest corner of the Northeast 1/4 of the Northwest 1/4 of Section 2, Township 19 South, Range 2 West, Shelby County, Alabama and run N00°45'07"W along the West line of same, being the West line of Inverness Point Subdivision, Phase II, Block 4, as recorded in Map Book 13, Page 19 in Probate Office of Shelby County, Alabama 364.82 feet to a point; thence run N89°14'53"E, 377.99 feet to a point; thence run N56°26'29"E along the Southeasterly line of Inverness Point Common Area "C", 400.00 feet to an angle point of same; thence run N25°05'40"E continuing along said Southeasterly line of Common Area "C", 344.90 feet to the Southwesterly corner of Lot 80 of said Inverness Point - Phase II, Block 4; thence run N74°39'43"E along the Southeasterly line of said Lot 80 and Lot 79, 84.19 feet; thence run N51°32'18"E, continuing along the Southeasterly line of said Lot 79, 196.07 feet to the Northeasterly corner of same; thence run N56°42'09"E along the Southeasterly line of Inverness Point Common Area "H", 262.77 feet to the POINT OF BEGINNING of herein described Parcel 27B, said point being on the West line of the Northwest 1/4 of the Northeast 1/4 of Section 2, Township 19 South, Range 2 West, Shelby County, Alabama; thence run N00°38'41"W along said West line of 1/4 - 1/4 section 75.00 feet to the Northwest corner of same; thence run N26°13'16"E along a diagonal line across the West 1/2 of the Southeast 1/4 of Section 35, Township 18 South, Range 2 West, 2127.72 feet to the Southwesterly corner of Inverness Office Center, Site 4; thence the following courses along the Southwesterly boundary of said Site 4, S63°46'33"E, 639.96 feet; thence N40°42'16"E, 310.00 feet; thence S63°49'01"E, 334.90 feet; thence S01°40'59"W, 427.65 feet to a point on the Northwesterly Right of Way of Inverness Center Parkway, also being on a curve to the left, having a radius of 1469.86 feet and a central angle of 3°53'53"; thence run S52°37'13"W along the chord of said curve 99.98 feet to the point of tangent; thence the following courses along said Northwesterly Right of Way of Inverness Center Parkway, S50°40'17"W, 7.73 feet to the Point of Curve of a curve to the left, having a radius of 1363.70 feet and a central angle of 9°14'24"; thence run S46°03'04"W along the chord of said curve, 219.69 feet to the Point of Tangent; thence run S41°25'52"W, 834.00 feet to the Point of Curve of a curve to the left, having a radius of 2147.94 feet and a central angle of 10°23'00"; thence run S36°14'22"W along the chord of said curve, 388.72 feet to the Point of Tangent; thence run S31°02'52"W, 264.39 feet; thence run S33°01'38"W, 80.73 feet to Point of Curve of a curve to the right, having a radius of 1194.30 feet and a central angle of 16°37'27"; thence run S41°20'09"W along the chord of said curve, 345.31 feet to the Point of Tangent; thence run S49°38'52"W, 105.33 feet to a point on the center of a 30 foot Alabama Power Company Easement; thence the following courses along the centerline of said Easement, being the Southwesterly property line of herein described parcel; thence run N47°27'39"W, 218.27 feet; thence run N46°18'19"W, 187.13 feet; thence run N58°06'38"W, 75.84 feet; thence run N50°18'56"W, 122.03 feet; thence run N56°47'05"W, 41.95 feet to Point of Beginning. Contains 51.7410 acres.



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LEGAL DESCRIPTION

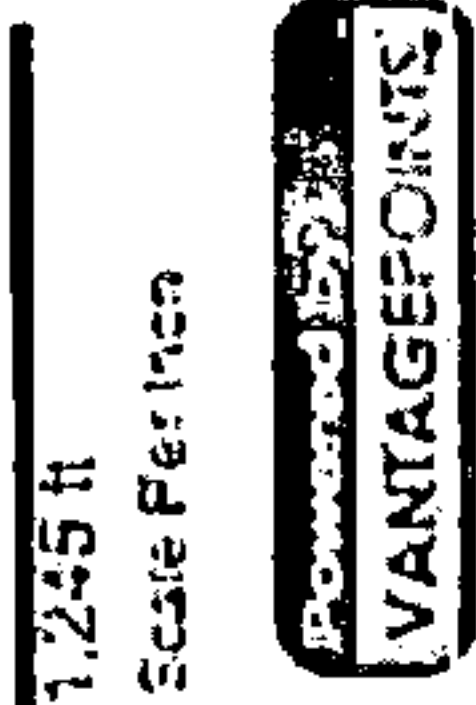
Inverness Parcel - 27C

Part of the Northeast 1/4 and the Northwest 1/4 of Section 2, Township 19 South, Range 2 West, Shelby County, Alabama and being more particularly described as follows; Commence at the Southwest corner of the Northeast 1/4 of the Northwest 1/4 of Section 2, Township 19 South, Range 2 West, Shelby County, Alabama, and run N00°45'07"W along the West line of same, also being the West line of Inverness Point, Phase II, as recorded in Map Book 13, Page 19 in the Probate Office of Shelby County, Alabama, 364.82 feet; thence run N89°14'53"E, 377.99 feet to the POINT OF BEGINNING of herein described parcel, said point being a point on the Southeasterly line of Inverness Point Common Area "C"; thence the following courses along said Southeasterly line of Inverness Point Common Area "C", run N56°26'29"E, 400.00 feet; thence run N25°05'40"E, 344.90 feet to the Southwesterly corner of Lot 80 of said Inverness Point, Phase II, Block - 4; thence the following courses along the Southeasterly line of Lots 80 and 79 of said Block - 4, run N74°39'43"E, 84.19 feet; thence run N51°32'18"E, 196.07 feet to the Southwesterly corner of Inverness Point, Common Area "H"; thence run N56°42'09"E along the Southeasterly line of said Common Area "H" 262.77 feet to a point; thence run S56°47'05"E, 41.95 feet to a point on the centerline of a 30 foot Alabama Power Company Easement; thence the following courses along the centerline of said easement, run S50°18'56"E, 122.03 feet, thence S58°06'38"E, 75.84 feet; thence run S46°18'19"E, 187.13 feet; thence S47°27'39"E, 218.27 feet to a point on the Northwesterly Right of Way of Inverness Parkway; thence the following courses along said Northwesterly Right of Way of Inverness Parkway, run S49°38'52"W, 127.10 feet; thence S48°34'51"W, 467.21 feet to the Point of Curve of a curve to the left, having a radius of 544.34 feet and a Central angle of 60°27'00"; thence run S19°25'22"W along the chord of said curve, 548.04 feet to a Point of Reverse Curve of a curve to the right, having a radius of 580.96 and a central angle of 24°43'21"; thence run S01°31'42"W along the chord of said curve, 248.74 feet to the Northeasterly corner of Lot 1, Block 1 of Inverness Point, Phase I, as recorded in Map Book 13, Page 6 in the Probate Office of Shelby County, Alabama; thence the following courses along the Northerly line of said Block 1, run N62°10'24"W, 104.61 feet; thence run N42°39'03"W, 153.43 feet; thence run N73°15'28"W, 87.75 feet; thence run S55°32'09"W, 290.76 feet to a point on the Northeasterly Right of Way of Inverness Point Drive, said point being on a curve to the left, having a radius of 565.30 feet and a central angle of 10°16'08"; thence the following courses along said Right of Way, run N57°28'58"W along the chord of said curve, 100.88 feet to the Point of Tangent; thence run N62°42'00"W, 115.50 feet to the Southeasterly corner of Inverness Point Common Area "B"; thence the following courses along the Southeasterly and Easterly lines of said Common Area "B", run N27°18'00"E, 90.00 feet, said point being on a curve to the right, having a radius of 309.66 feet and a central angle of 73°56'53"; thence run N25°43'34"W along the chord of said curve, 372.49 feet to the Point of Tangent; thence run N11°14'53"E, 211.62 feet to the Point of Beginning. Contains 26.2668 acres.



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Inverness Nature Trails & Park



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16. Riverchase River Trail Park

Riverchase River Trail Park



2/1 ft
Scale Per Inch

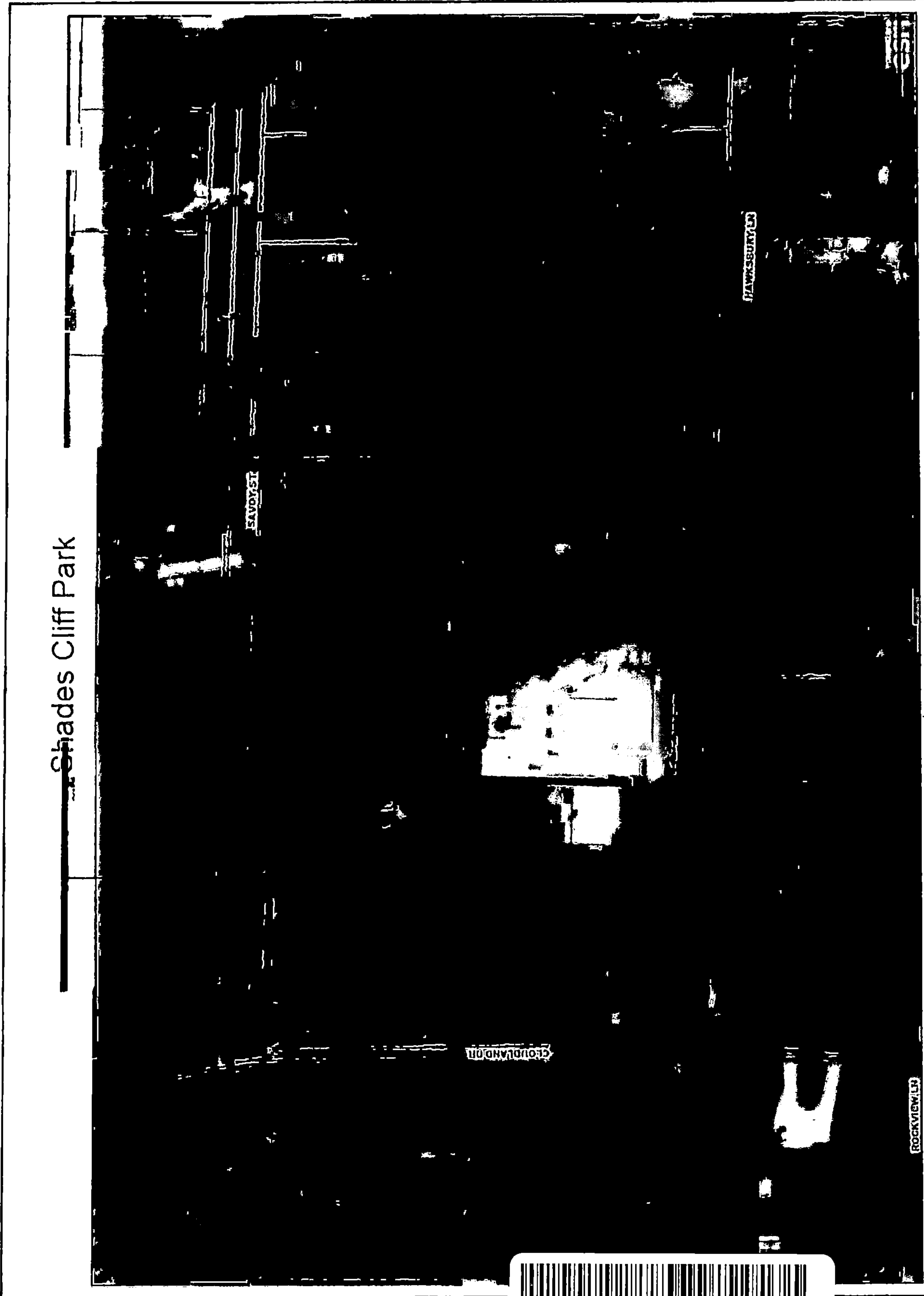
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17. Shades Cliff Park (517 Cloudland Drive, Hoover, Alabama)



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144 ft
Scale Per Inch
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18. Riverchase Sports Park (203 Parkway River Road, Hoover, Alabama)

LEGAL DESCRIPTION

From the SE corner of the SW 1/4 of the NE 1/4 of Section 19, Township 19 South, Range 2 West, Jefferson County, Alabama, run in a Westerly direction along the South line of said SW 1/4 of the NE 1/4 of said Section and its Westerly extension thereof for a distance of 3038.10 feet; thence turn an angle to the right of 90° and run in a Northerly direction for a distance 465.89 feet; thence turn an angle to the right of 115°13'42" and run in a Southeasterly direction for a distance of 50.0 feet; thence turn an angle to the left of 57°50'47" and run in a Northeasterly direction for a distance of 50.0 feet to an existing iron pin; thence turn an angle to the left of 62°41'55" and run in a Northerly direction for a distance of 554.57 feet to an existing iron pin; thence turn an angle to the left of 66°04'41" and run in a Northwesterly direction for a distance of 494.83 feet to an existing iron pin; thence turn an angle to the left of 29°06'57" and run in a Westerly direction for a distance of 256.68 feet to an existing iron pin; thence turn an angle to the left of 53°47'15" and run in a Southwesterly direction for a distance of 320.30 feet to an existing iron pin, being Point A; thence turn an angle to the right of 42°18'09" and run in a Southwesterly direction for a distance of 163.76 feet, more or less, to the center line of the Cahaba River being the point of beginning; thence turn an angle to the right of 180° and run in a Northeasterly direction for a distance of 163.76 feet, more or less to an existing iron pin, being Point A; thence turn an angle to the left of 42°18'09" and run in a Northeasterly direction for a distance of 320.30 feet to an existing iron pin; thence turn an angle to the right of 53°47'15" and run in an Easterly direction for a distance of 256.68 feet to an existing iron pin; thence turn an angle to the right of 29°06'57" and run in a Southeasterly direction for a distance of 494.83 feet to an existing iron pin; thence turn an angle to the right of 66°04'41" and run in a Southerly direction for a distance of 554.57 feet to an existing iron pin, being on a point of curve, said curve being concave in a Southwesterly direction and having a central angle of 19°49'16" and a radius of 50.0 feet; thence turn an angle to the left (27°18'05" to tangent) and run in a Southeasterly direction along the arc of said curve for a distance of 17.30 feet to a point of reverse curve, said second curve being concave in a Northeasterly direction and having a central angle to 2°46'06" and a radius of 470 feet; thence turn an angle to the left and run along the arc of said curve for a distance of 22.71 feet to an existing iron pin being the most Westerly corner of the Blue Cross Blue Shield property; thence turn an angle to the left and run in a Northeasterly direction along the common property line with Blue Cross Blue Shield for a distance of 342.87 feet to an existing cross; thence turn an angle to the left of 84°07' and run in a Northwesterly direction for a distance of 134.75 feet to an existing iron pin; thence turn an angle to the right of 14°14' and run in a Northerly direction for a distance of 298.76 feet; more or less to a point on the center line of the Cahaba River; thence turn an angle to the left and run in a Northwesterly-Westerly-Southwesterly-Southerly and Southeasterly directions along the existing center line of the Cahaba River for a distance of 2300 feet, more or less, to the point of beginning.



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EXHIBIT B
Insurance Coverage Requirements

1. **Types of Coverage; Certificates of Insurance.** Each sublessee/user of Active Park Property shall obtain insurance coverage in the type and amount as set forth in paragraph 2 below. Upon execution of a sublease/use agreement for Active Park Property, each sublessee/user shall furnish certificates of all of the insurance required herein to the City of Hoover ("City") and the Board. Upon renewal of any such agreement, each sublessee/user shall provide the City and the Board with certificates of renewal no later than thirty (30) days prior to the expiration of any such policy. Such insurance certificates held by City and/or Board shall provide that the City and the Board are additional insureds on the policy(ies) as required by written contract and that no cancellation or non-renewal of such policies can take effect without thirty (30) days' prior written notice by certified mail to the City and Board.

2. **Insurance Coverage Required.** Each sublessee/user shall be responsible at its sole expense for obtaining insurance in the following types and amounts as follows for the entire term of each sublease/use agreement:

- a. **COMMERCIAL GENERAL LIABILITY.** Combined single limit of \$1,000,000 per occurrence and a general annual aggregate limit of \$3,000,000. All such insurance shall be on an "occurrence" basis.
- b. **SEXUAL ABUSE/MOLESTATION.** Combined single limit of \$1,000,000 per occurrence and a general annual aggregate limit of \$1,000,000.
- c. **COMMERCIAL AUTOMOBILE LIABILITY.** Combined single limit of \$1,000,000
- d. **ACCIDENT PARTICIPATION** - no minimum amount required, but accident participation insurance coverage must be provided

Nothing contained in these insurance requirements is to be construed as limiting a sublessee/user's responsibility for any and all damages resulting from use of the property. Each of the insurance coverages required herein shall be issued by an insurer licensed by the Insurance Commissioner to transact the business of insurance in the state of Alabama for the applicable line of insurance, and such insurer must have a Best Policyholders Rating of "A-" or better and financial size rating of Class VII or larger.

3. **Notification of Claims and/or Litigation.** Each sublessee/user shall notify the City and Board in writing of any known claims and/or litigation within two (2) business days of the earlier of (i) learning of such claims and/or litigation or (ii) receipt thereof. Each sublessee/user shall also provide therewith a copy of any and all information related thereto to the City and Board as well as any other information requested by the City and/or Board within five (5) business days of the receipt of such request.



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