

*Prepared By and*

WHEN RECORDED RETURN TO:

Caitlyn Dockendorf, Esq.  
EDP Renewables North America LLC  
P.O. Box 3827  
Houston, TX 77253

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## SECOND AMENDMENT TO SHORT FORM OF OPTION AGREEMENT

THIS SECOND AMENDMENT TO SHORT FORM OF OPTION AGREEMENT (this "Amendment") is made and entered into as of **NOVEMBER 7**, 2021 (the "Amendment Effective Date"), by and between The Westervelt Company, a Delaware corporation ("Optionor") and EDP Renewables North America LLC, a Delaware limited liability company ("Optionee"). Optionor and Optionee are sometimes referred to individually herein as a "Party" and collectively as the "Parties".

### RECITALS

A. The Parties have entered into that certain unrecorded Option Agreement dated effective as of November 8, 2018, as amended by that certain First Amendment to Option Agreement dated effective as of January 10, 2020 (as amended, the "Option Agreement"), as evidenced by that certain Short Form of Option Agreement dated as of November 8, 2018, recorded on November 28, 2018, as Instrument No. 20181128000416840 in the Official Records of Shelby County, Alabama, as amended by that certain First Amendment to Short Form of Option Agreement dated as of January 10, 2020, recorded on February 5, 2020, as Instrument No. 20200205000049560 in the Official Records of Shelby County, Alabama (as amended, the "Short Form"), affecting that certain real property situated in Shelby County, Alabama, more particularly described on Exhibit A attached hereto (the "Property").

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

### AGREEMENT

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

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

2. Amendment. The Short Form is hereby amended and modified to extend the term of the Option and the Option Agreement set forth in Section 2 of the Short Form for an additional three (3) years, expiring on November 8, 2024.

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

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

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

**(SIGNATURES FOLLOW ON NEXT PAGE)**

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

The Westervelt Company,  
a Delaware corporation

By: James J. King, Jr.  
Name: James J. King, Jr.  
Title: VP & M, Forest Resources

OPTIONEE:

EDP Renewables North America LLC,  
a Delaware limited liability company

By: [Signature]  
Name: Thomas F. Loturco  
Title: Director of Development

(ACKNOWLEDGEMENTS FOLLOW ON NEXT PAGE)

ACKNOWLEDGMENT OF OPTIONOR

STATE OF Alabama

COUNTY OF Tuscaloosa

I, the undersigned Notary Public in and for said County in said State, hereby certify that, James J. King, whose name as VP 96m of The Westervelt Company a Delaware Corporation, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he, as such VP Corporation, and with full authority, executed the same voluntarily for and as the act of said

Given under my hand and official seal this the 5th day of November, 2021.

Al Bushhorn

Notary Public

My commission expires: 3/26/2022

April K. Bushhorn  
NOTARY PUBLIC  
Alabama State at Large  
My Commission Expires  
March 26, 2022



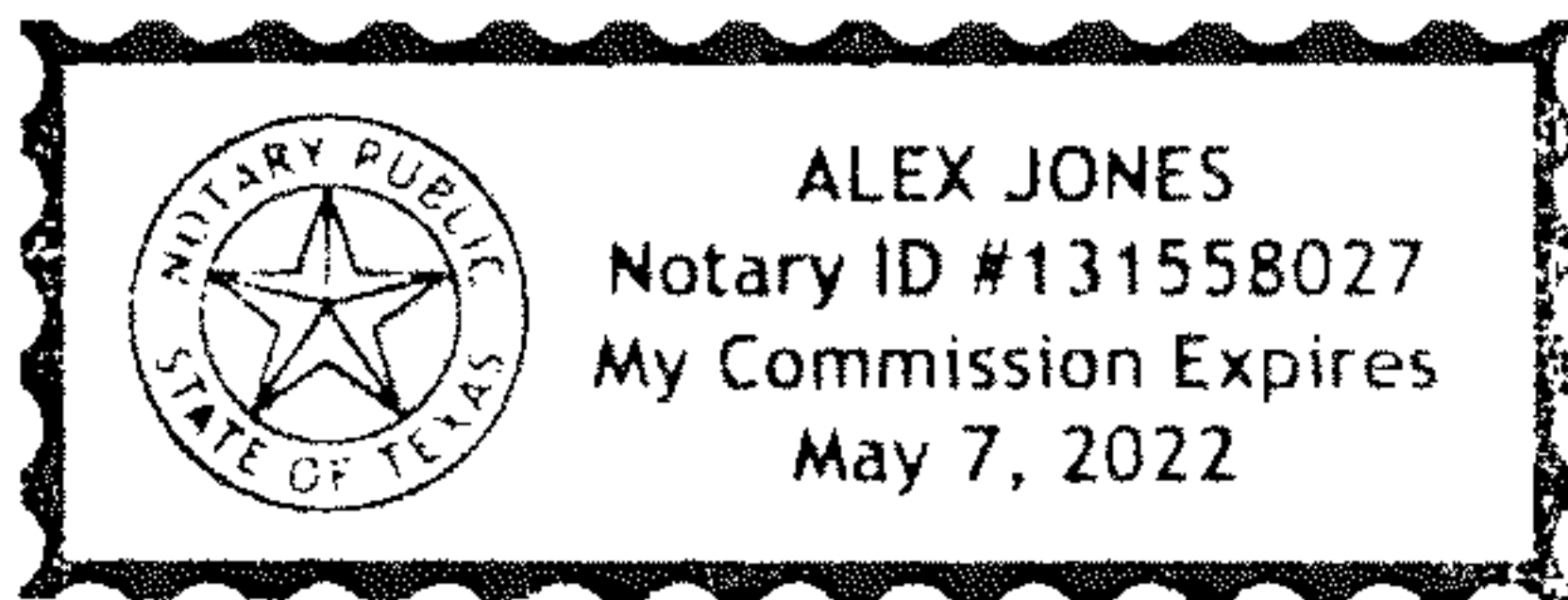
ACKNOWLEDGMENT OF OPTIONEE

STATE OF Texas

COUNTY OF Harris

I, the undersigned Notary Public in and for said County in said State, hereby certify that, Thomas LoTurco, whose name as Director of Development of EDPR NA, a(n) LLC, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, s/he, as such Director and with full authority, executed the same voluntarily for and as the act of said LLC.

Given under my hand and official seal this the 7<sup>th</sup> day of November, 2021.



Alex Jones  
Notary Public  
My commission expires: 5/7/2022

**EXHIBIT A**

Description of the Property

THE FOLLOWING REAL PROPERTY LOCATED IN SHELBY COUNTY, ALABAMA:

ALL LOCATED IN TOWNSHIP 22 SOUTH, RANGE 1 EAST:

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

**PIN: 302040000030**

AND

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

**PIN: 302040000031**

AND

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

**PIN: 302090000001**

AND

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

**PIN: 302090000002**

AND

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

**PIN: 303080000001**

AND

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

**PIN: 303080000002**

AND

The East Half of the Southeast Quarter of Section 5.

**PIN: 303050000025**



**Filed and Recorded  
Official Public Records  
Judge of Probate, Shelby County Alabama, County  
Clerk  
Shelby County, AL  
01/04/2022 01:19:53 PM  
\$38.00 JOANN  
20220104000002840**

*Allen S. Bevil*

*CND*