

STATE OF ALABAMA — UNIFORM COMMERCIAL CODE — FINANCING STATEMENT FORM UCC-1 ALA.

Important: Read Instructions on Back Before Filling out Form.

REORDER FROM
Registre, Inc.
514 PIERCE ST.
P.O. BOX 218
ANOKA, MN. 55303
(612) 421-1713

☐ The Debtor is a transmitting utility
as defined in ALA CODE 7-9-105(n).

No. of Additional
Sheets Presented: **1**

This FINANCING STATEMENT is presented to a Filing Officer for
filing pursuant to the Uniform Commercial Code

1. Return copy or recorded original to:

Joseph W. Mathews, Jr.
Lange, Simpson, Robinson & Somerville LLC
417 North 20th Street, Suite 1700
Birmingham, Alabama 35203

Pre-paid Acct. #

2. Name and Address of Debtor

(Last Name First if a Person)

NSM Investments, LLC
P. O. Box 1748
Pelham, Alabama 35124

Social Security/Tax ID #

2A. Name and Address of Debtor

(IF ANY)

(Last Name First if a Person)

Social Security/Tax ID #

☐ Additional debtors on attached UCC-E

3. NAME AND ADDRESS OF SECURED PARTY (Last Name First if a Person)

Regions Bank
Attn: Commercial Loan Department
P. O. Box 10247
Birmingham, Alabama 35202

Social Security/Tax ID #

☐ Additional secured parties on attached UCC-E

5. The Financing Statement Covers the Following Types (or items) of Property:

THIS SPACE FOR USE OF FILING OFFICER
Date, Time, Number & Filing Office

Inst # 1998-38956

10/06/1998-38956
10:29 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 NEL 16.00

FILED WITH:

Judge of Probate, Shelby County

4. ASSIGNEE OF SECURED PARTY

(IF ANY)

(Last Name First if a Person)

5A. Enter Code(s) From
Back of Form That
Best Describes The
Collateral Covered
By This Filing:

See Exhibit "A" attached hereto and made a part hereof.

Filed simultaneously with mortgage of even date as
additional security.

Check X if covered: ☐ Products of Collateral are also covered.

6. This statement is filed without the debtor's signature to perfect a security interest in collateral
(check X, if so)

- ☒ already subject to a security interest in another jurisdiction when it was brought into this state.
☐ already subject to a security interest in another jurisdiction when debtor's location changed
to this state.
☐ which is proceeds of the original collateral described above in which a security interest is
perfected.
☐ acquired after a change of name, identity or corporate structure of debtor
☐ as to which the filing has expired.

7. Complete only when filing with the Judge of Probate:

The initial indebtedness secured by this financing statement is \$ **860,000**

Mortgage tax due (15¢ per \$100.00 or fraction thereof) \$ **N/A**

8. ☐ This financing statement covers timber to be cut, crops, or fixtures and is to be cross
indexed in the real estate mortgage records (Describe real estate and if debtor does not have
an interest of record, give name of record owner in Box 5)

Signature(s) of Secured Party(ies)
(Required only if filed without debtor's Signature — see Box 6)

Signature(s) of Debtor(s)

Signature(s) of Debtor(s)

NSM Investments, LLC

Type Name of Individual or Business

Signature(s) of Secured Party(ies) or Assignee

Signature(s) of Secured Party(ies) or Assignee

Regions Bank

Type Name of Individual or Business

(1) FILING OFFICER COPY - ALPHABETICAL
(2) FILING OFFICER COPY - NUMERICAL

(3) FILING OFFICER COPY-ACKNOWLEDGEMENT
(4) FILE COPY - SECURED

(5) FILE COPY DEBTOR(S)

STANDARD FORM — UNIFORM COMMERCIAL CODE — FORM UCC-1
Approved by The Secretary of State of Alabama

EXHIBIT A

Pursuant to that certain Loan Agreement, dated January 21, 1998 between Secured Party and Debtor, Secured Party has a security interest in all leases, building materials, machinery, equipment, fixtures, fencing, fittings, and personal property of every kind and character acquired and owned by the Debtor and located upon the real property located in, Shelby County, Alabama, more particularly described below:

Part of Block 1, of Cahaba Valley Park North, as recorded in Map Book 13, page 140 in the Probate Office of Shelby County, Alabama, situated in Section 31, township 19 South, Range 2 West, and more particularly described as follows:

Commence at the centerline point of tangent station 31 + 40.12 of Cahaba Valley Parkway; thence run Northerly along the centerline of said Cahaba Valley Parkway for 54.71 feet to a point, thence, 90° 00' 00" left and run Westerly for 30.00 feet to the point of beginning, said point being on the West right of way line of said Cahaba Valley Parkway and the Southeast corner of the Building Materials Wholesale Site, thence continue along the last stated course and along the South line of said Building Materials Wholesale Site for 220.00 feet to the southwest corner of said Building Materials Wholesale Site, said point being on the West line of said Block 1, of Cahaba Valley Park North; thence 90° 00' 00" left and run Southerly along the West line of said Block 1 for 445.14 feet to the southwest corner of the Henry Moore Site, thence 133° 38' 48" left and run Northeasterly along the West line of said Henry Moore Site for 376.45 feet to the Northwest corner of said Henry Moore Site, said point being on the West right of way line of said Cahaba Valley Parkway, thence 90° 00' 00" left to become tangent to a curve to the right; said curve having a radius of 189.32 feet and subtending a central angle of 43° 38' 49"; thence run Northwesterly along the arc of said curve and along said right of way line for 144.22 feet to the end of said curve, thence at tangent to said curve run Northerly for 54.71 feet to the point of beginning.

Situated in Shelby County, Alabama

The Debtor is the record owner of the herein-described real estate.

A portion of the above described property is comprised of fixtures. Accordingly, this financing statement is to be cross-indexed in the real property records in the office of the Judge of Probate of Shelby County, Alabama.

Inst # 1998-38956

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