

This instrument prepared by:  
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STATE OF ALABAMA

COUNTY OF SHELBY

1770

RELEASE OF RESTRICTIONS

WHEREAS, by Deed recorded in Book 278, beginning at Page 130, in the Probate Office of Shelby County, Alabama, Bill L. Harbert and Edwin M. Dixon, as Trustees under a certain Declaration of Trust dated September 18, 1968 (herein "Trustees") conveyed certain real property in Shelby County, Alabama (herein the "Property") to Baptist Medical Center-Montclair, a corporation (said Deed being referred to herein as the "Deed"); and

WHEREAS, The Baptist Medical Centers, an Alabama Corporation is the successor by way of merger to Baptist Medical Center-Montclair (herein "BMC"); and

WHEREAS, said Deed made reference to a Sales Agreement entered in between the parties on November 30, 1972 with respect to which performance had not been completed and which would survive the closing of the sale even though the obligations of the contract were not specifically set out in the Deed (herein the "Sales Agreement"); and

WHEREAS, Trustees have assigned all of their right, title and interest under the Deed and the Sales Agreement to CLP Partners, an Alabama general partnership (herein "CLP"); and

WHEREAS, BMC, CLP and Trustees desire to make the agreement set forth herein.

NOW, THEREFORE, for and in consideration of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, BMC, CLP and Trustees agree as follows:

1. The Sales Agreement has been fully performed by all parties thereto, is no longer of any force or effect, and shall no longer be an encumbrance to the title to the Property.
2. All of the Property is hereby released from any and all restrictions as to use of the Property as may be set forth in the Deed or in the Sales Agreement.

3. It is the intent of this instrument that the Property shall hereafter be free of any and all rights, restrictions, obligations or encumbrances created or pertaining to the Sales Agreement.

IN WITNESS WHEREOF, BMC, CLP and Trustees have caused this instrument to be executed effective as of the 22 day of December, 1987.

**THE BAPTIST MEDICAL CENTERS**

Attest:

By:

C. O. Brooks  
Its

By:

H. M. Zepke, Jr.  
Its Chairman

**CLP PARTNERS, an Alabama general partnership**

Witness:

[Signature]

Witness:

[Signature]

Witness:

Evangelina H. Hoovs

Witness:

[Signature]

By:

[Signature]  
Its general partner

By:

[Signature]  
Its general partner

[Signature]  
Bill L. Harbert, as Joint Trustee  
under a certain Declaration of Trust  
Dated September 18, 1968.

[Signature]  
Edwin M. Dixon, as Joint Trustee  
under a certain Declaration of Trust  
Dated September 18, 1968.

STATE OF ALABAMA

COUNTY OF JEFFERSON

I, Diane Porter Dornberger, a Notary Public in and for said County in said State, hereby certify that Homer M. Lloyd, Jr., whose name as Chairman of The Baptist Medical Centers, a 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 officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand this the 5th day of January, ~~1987~~ 1988.

Diane Porter Dornberger  
Notary Public

NOTARIAL SEAL

My commission expires: 9/11/89

STATE OF ALABAMA

COUNTY OF Shelby

I, Charles D. Beck, a Notary Public in and for said County in said State, hereby certify that Bill L. Harbert, as Joint Trustee under a certain Declaration of Trust Dated September 18, 1968, who is known to me, acknowledged before me on this day that, being informed of the contents of this instrument, he, as such trustee, executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 19 day of January, ~~1987~~ <sup>1988</sup>.

Charles D. Beck  
Notary Public

NOTARIAL SEAL

My Commission Expires: 10-3-90

BOOK 169 PAGE 143

STATE OF ALABAMA

COUNTY OF Jefferson

I, Judith A. Ray, a Notary Public in and for said County in said State, hereby certify that Edwin M. Dixon, as Joint Trustee under a certain Declaration of Trust Dated September 18, 1968, who is known to me, acknowledged before me on this day that, being informed of the contents of this instrument, he, as such trustee, executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 22<sup>nd</sup> day of December, 1987.

Judith A. Ray  
Notary Public

NOTARIAL SEAL

My Commission Expires: 2-27-89

STATE OF Alabama

COUNTY OF Jefferson

I, Judith A. Ray, a Notary Public in and for said County in said State, hereby certify that Edwin M. Dixon and Still Hunter, Jr., whose names as general partners of CLP Partners, an Alabama general partnership, are signed to the foregoing instrument and who are known to me, acknowledged before me on this day that, being informed of the contents of the instrument, they, as such general partners and with full authority, executed the same voluntarily for and as the act of said partnership.

Given under my hand this the 22<sup>nd</sup> day of December, 1987.

Judith A. Ray  
Notary Public

NOTARIAL SEAL

My Commission Expires: 2-27-89

STATE OF ALA. SHELBY CO.  
I CERTIFY THIS  
INSTRUMENT WAS FILED

88 JAN 28 AM 9:25

Thomas A. Snowden, Jr.  
JUDGE OF PROBATE

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RECORDING FEES

Recording Fee	<u>\$10.00</u>
Index Fee	<u>1.00</u>
TOTAL	<u>\$11.00</u>