

1. Debtor(s) (Last Name First) and address(es)

DANIEL OAK MOUNTAIN LIMITED
PARTNERSHIP, an AL 1'td p'ship
1200 Meadow Brook Corporate Park
Birmingham, Alabama 35243

2. Secured Party(ies) and address(es)

AMSOUTH BANK N.A.
Post Office Box 11007
Birmingham, Alabama 35288
Attn: Real Estate Loan Dept.

3. For Filing Officer (Date, Time, Number, and Filing Office)

024874

90 MAR -5 AM 9:12

STATE OF ALA. SHELBY CO.
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JUDGE OF PROBATE

4. ☐ Debtor is a Utility

5. This statement refers to original Financing Statement bearing File No. 024207

Filed with Judge of Probate, Shelby Co. Date Filed November 8, 1989

6. ☐ This statement covers timber to be cut, crops, or fixtures, and is to be cross-indexed in the real estate mortgage records.
7. ☐ Continuation. The original financing statement between the foregoing Debtor and Secured Party, bearing file number shown above, is still effective.
8. ☐ Termination. Secured party no longer claims a security interest under the financing statement bearing file number shown above.
9. ☐ Assignment. The secured party's right under the financing statement bearing file number shown above to the property described in Item 12 have been assigned to the assignee whose name and address appears in Item 12.
10. ~~XXXXX~~ Amendment. Financing Statement bearing file number shown above is amended as set forth in Item 12.
11. ☐ Partial Release. Secured Party releases the collateral described in Item 12 from the financing statement bearing file number shown above.
- 12.

To delete Exhibit A and substitute in lieu thereof Exhibit A attached hereto.

19.00

No. of additional Sheets presented: 11

DANIEL OAK MOUNTAIN LIMITED PARTNERSHIP

By: (SEE ATTACHED UCC-E FOR SIGNATURES)

Signature(s) Debtor(s) (necessary only if Item 10 is applicable)

By:

Signature(s) of Secured Party(ies)

STANDARD FORM — UNIFORM COMMERCIAL CODE — FORM UCC-3
Approved by The Secretary of State of Alabama

(1) FILING OFFICER COPY—ALPHABETICAL

EXTENSION SHEET FOR UNIFORM COMMERCIAL CODE FINANCING STATEMENTS

STATE OF ALABAMA

TOTAL NUMBER OF SHEETS 12

Filed with the Secretary of State of Alabama

"DEBTOR:"

DANIEL OAK MOUNTAIN LIMITED
PARTNERSHIP, an Alabama limited partnership

By: DANIEL REALTY INVESTMENT CORPORATION -
OAK MOUNTAIN, an Alabama corporation,
its sole General Partner

By:

Gary W. Hutto

[SEAL]

Name:

Gary W. Hutto

Its:

Vice President

JUDGE OF PROBATE

90 MAR -5 AM 9:12

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

DEBTOR

SECURED PARTY

2

SHEET No.

(1) Filing Officer Copy — Alphabetical

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

Brown Printing Co., Montgomery, Ala.

EXHIBIT A

Tract II

Commence at the southeast corner of the NW $\frac{1}{4}$ of Section 32, Township 18 South, Range West, Shelby County, Alabama; thence N1°24'12"E on the east boundary of said NW $\frac{1}{4}$ distance of 2226.61 feet to a point; thence N57°51'43"W a distance of 249.53 feet to point on the southeast right-of-way of State Highway No. 119; thence S30°18'35"W on the southeast right-of-way of said Highway No. 119 a distance of 1243.80 feet to the point of curve; thence southwesterly along a curve to the left said curve having a central angle of 5°32'00" and a centerline radius of 5729.57 feet, a chord distance of 549.28 feet to the point of tangent; thence S24°52'40"W on the southeast right-of-way of said State Highway No. 119 a distance of 858.01 feet to a point on the south boundary of the NW $\frac{1}{4}$ of said Section 32; thence S89°11'44"E on the south boundary of said NW $\frac{1}{4}$ a distance of 1399.9 feet to the point of beginning.

All lying and being in the NW $\frac{1}{4}$ of Section 32, Township 18 South, Range 1 West, Shelby County, Alabama, and containing 45.187 acres.

Tract V-A

To locate the point of beginning, commence at the Southeast corner of Section 27, Township 18 South, Range 1 West, Shelby County, Alabama; thence South 89 deg. 35 min. 37 sec. West on the south boundary of said Section 27, a distance of 961.13 feet to the point of beginning; thence South 30 deg. 07 min. 13 Sec. West a distance of 915.79 feet to a point; thence South 10 deg. 31 min. 03 sec. West a distance of 428.55 feet to a point on the north right of way of Hugh Daniel Drive; thence south 68 deg. 34 min. 25 sec. East on the north right of way of said Hugh Daniel Drive a distance of 323.09 feet to a point; said point being the intersection of the north right of way of Hugh Daniel Drive and the northwest right of way of Dunnivant Valley Road; thence along a curve to the right, said curve having a central angle of 19 deg. 50 min. 13 sec. and a centerline radius of 5729.57 feet, thence North 27 deg. 27 min. 33 sec. East a chord distance of 1399.05 feet to a point; thence North 77 deg. 33 min. 08 sec. West a distance of 417.93 feet to a point; thence South 30 deg. 07 min. 13 Sec. West a distance of 176.20 feet to the point of beginning.

All lying and being in the NE 1/4 of the NE 1/4 of Section 34, and the SE 1/4 of the SE 1/4 of Section 27, All in Township 18 South, Range 1 West, Shelby County, Alabama.

TRACT V-B

To locate the point of beginning, commence at the Southeast corner of Section 27, Township 18 South, Range 1 West, Shelby County, Alabama, thence South 89 deg. 35 min. 37 Sec. West on the south boundary of said Section 27, a distance of 961.13 feet to a point; thence North 30 deg. 07 min. 13 Sec. East a distance of 176.20 feet to the point of beginning; thence South 77 deg. 38 min. 08 Sec. East a distance of 417.93 feet to a point, said point being on the northwest right of way of Dunnivant Valley Road, thence along a curve to the right, said curve having a central angle of 19 deg. 50 min. 13 sec. and a centerline radius of 5729.57 feet; thence North 35 deg. 05 min. 51 sec. East a chord distance of 135.82 feet to a point; thence North 64 deg. 21 min. 31 sec. West a distance of 241.24 feet to a point; thence South 64 deg. 58 min. 38 sec. West a distance of 296.55 feet to the point of beginning.

All lying and being in the SE 1/4 of the SE 1/4 of Section 27, Township 18 South, Range 1 West, Shelby County, Alabama.

TRACT V-D

To locate the point of beginning, commence at the Southeast corner of Section 27 Township 18 South, Range 1 West, Shelby County, Alabama; thence South 89 deg. 35 min. 37 sec. West on the South boundary of said Section 27, a distance of 961.13 feet to a point; thence North 30 deg. 07 min. 13 Sec. East a distance of 580.70 feet to a point; thence North 36 deg. 49 min. 59 Sec. East a distance of 196.00 feet to the point of beginning; thence South 10 deg. 11 min. 34 sec. East a distance of 231.75 feet to a point; thence South 57 deg. 16 min. 23 Sec. East a distance of 253.90 feet to a point, said point being on the Northwest right of way of Dunnavant Valley Road; thence North 36 deg. 48 min. 15 Sec. East on the Northwest right of way of Dunnavant Valley Road a distance of 682.26 feet to a point; thence North 53 deg. 09 min. 22 Sec. West a distance of 422.46 feet to a point; thence South 36 deg. 49 min. 59 Sec. West a distance of 542.54 feet to the point of beginning.

Lying and being in the SE 1/4 of the SE 1/4 of Section 27, and the SW 1/4 of the SW 1/4 of Section 26, all in Township 18 South, Range 1 West, Shelby County, Alabama.

Tract VI

To locate the point of beginning commence at the southwest corner of the NE $\frac{1}{4}$ of Section 34, Township 18 South, Range 1 West, Shelby County, Alabama; thence S89°36'14"E on the south boundary of the NE $\frac{1}{4}$ of Section 34 a distance of 1124.27 feet to a point on the northwest right-of-way of Dunnivant Valley Road, County Road No. 41; thence N17°04'05"E on the northwest right-of-way of said Dunnivant Valley Road a distance of 1189.04 feet to the point of curve; thence northeasterly along a curve to the right, said curve having a central angle of 19°50'13" and a centerline radius of 5729.57 feet, a chord distance of 351.06 feet to a point on the northerly right-of-way of Hugh Daniel Drive; thence N68°34'25"W on the northerly right-of-way of Hugh Daniel Drive a distance of 323.09 feet to a point; thence N74°50'20"W on the northerly right-of-way of Hugh Daniel Drive a distance of 100.37 feet to the point of beginning; thence N10°30'53"E a distance of 378.49 feet to a point; thence S77°43'44"W a distance of 1727.79 feet to a point; thence N55°44'00"W a distance of 407.82 feet to a point; thence S23°39'03"W a distance of 618.94 feet to a point on the northerly right-of-way of Hugh Daniel Drive; thence S68°29'40"E on the northerly right-of-way of Hugh Daniel Drive a distance of 409.95 feet to the point of curve; thence S61°08'39"E on the northerly right-of-way of Hugh Daniel Drive a chord distance of 388.34 feet along a curve to the right having a central angle of 14°42'00" and a radius of 1517.79 feet to the point of reverse curve; thence N79°12'23"E on the northerly right-of-way of Hugh Daniel Drive a chord distance of 212.10 feet along a curve to the left having a central angle of 94°00'00" and a radius of 145.00 feet to the point of tangent; thence N32°12'21"E on the northerly right-of-way of Hugh Daniel Drive a distance of 164.89 feet to the point of curve; thence N53°50'56"E on the northerly right-of-way of Hugh Daniel Drive a chord distance of 398.33 feet along a curve to the right having a central angle of 43°17'11" and a radius of 540.00 feet to the point of tangent; thence N75°29'32"E on the northerly right-of-way of Hugh Daniel Drive a distance of 455.56 feet to the point of curve; thence N69°29'45"E on the northerly right-of-way of Hugh Daniel Drive a chord distance of 61.26 feet along a curve to the left having a central angle of 11°59'33" and a radius of 293.21 feet to the point of tangent; thence N63°29'59"E on the northerly right-of-way of Hugh Daniel Drive a distance of 195.02 feet to the point of curve; thence N80°10'17"E on the northerly right-of-way of Hugh Daniel Drive a chord distance of 195.08 feet along a curve to the right having a central angle of 33°20'37" and a radius of 340.00 feet to the point of beginning.

All lying in the N $\frac{1}{2}$ of Section 34, Township 18 South, Range 1 West, Shelby County, Alabama and containing 25.100 acres.

Tract VII-B

To locate the point of beginning commence at the northwest corner of the SE $\frac{1}{4}$ of Section 32, Township 18 South, Range 1 West, Shelby County, Alabama; thence S88°43'44"E on the north boundary of said SE $\frac{1}{4}$ a distance of 820.34 feet to a point; thence S29°42'07"W a distance of 207.41 feet to a point; thence S16°43'47"W a distance of 707.00 feet to the point of beginning; thence N88°43'44"W a distance of 187.10 feet to a point; thence S4°57'28"E a distance of 1071.58 feet to a point; thence N78°21'40"E a distance of 270.12 feet to a point; thence N30°48'18"E a distance of 202.75 feet to a point; thence N18°10'07"W a distance of 878.59 feet to the point of beginning.

All lying and being in the W $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 32, Township 18 South, Range 1 West, Shelby County, Alabama and containing 7.000 acres.

Tract VIII

To locate the point of beginning commence at the northeast corner of Section 5, Township 19 South, Range 1 West, Shelby County, Alabama; thence $S1^{\circ}33'28''W$ on the east boundary of said Section 5 a distance of 622.13 feet to a point; thence $N89^{\circ}25'47''W$ a distance of 1334.19 feet to a point; thence $N1^{\circ}31'43''E$ a distance of 298.63 feet to a point; thence $N88^{\circ}35'02''W$ a distance of 30.00 feet to the point of beginning; said point of beginning being the centerline of a 60 foot wide right-of-way easement, said right-of-way being 30 foot either side of said centerline; thence $N1^{\circ}31'43''E$ on the said centerline a distance of 225.02 feet to a curve to the left; said curve having a central angle of $61^{\circ}33'55''$ and a radius of 200.00 feet; thence $N29^{\circ}15'15''W$ a chord distance of 204.71 feet to the point of tangent; thence $N60^{\circ}02'12''W$ a distance of 189.02 feet to a curve to the right; said curve being a central angle of $15^{\circ}08'26''$ and a radius of 759.06 feet; thence $N52^{\circ}27'59''W$ a chord distance of 200.00 feet to the point of tangent; thence $N44^{\circ}53'46''W$ a distance of 83.35 feet to a point on the south right-of-way of Hugh Daniel Drive; thence on a curve to the right having a central angle of $60^{\circ}55'59''$ and a centerline radius of 582.42 feet; thence $N78^{\circ}51'52''W$ a chord distance of 490.97 feet to a curve to the left; said curve having a central angle of $43^{\circ}18'50''$ and a centerline radius of 337.47 feet; thence $N77^{\circ}17'34''W$ a chord distance of 219.56 feet to the point of tangent; thence $S81^{\circ}03'02''W$ on the south right-of-way of said Hugh Daniel Drive a distance of 205.60 feet to a point; thence $S11^{\circ}06'03''W$ a distance of 236.48 feet to a point; thence $S40^{\circ}33'24''W$ a distance of 102.25 feet to a point on the northeast right-of-way of U.S. Highway No. 280; thence along a curve to the right; said curve having a central angle of $89^{\circ}57'30''$ and a centerline radius of 2864.79 feet; thence $S30^{\circ}15'57''E$ a chord distance of 124.78 feet to a point; said point being on the south boundary of Section 32, Township 18 South, Range 1 West; thence $S89^{\circ}27'17''E$ on the south boundary of said Section 32 a distance of 128.28 feet to the northwest corner of the NE $\frac{1}{4}$ of Section 5, Township 19 South, Range 1 West; thence $S1^{\circ}29'58''W$ on the west boundary of said NE $\frac{1}{4}$ of Section 5 a distance of 52.66 feet to a point; thence $S58^{\circ}49'40''E$ a distance of 75.03 feet to a point; thence $S66^{\circ}45'53''E$ a distance of 74.00 feet to a point; thence $S40^{\circ}16'46''E$ a distance of 105.94 feet to a point; thence $S34^{\circ}22'18''E$ a distance of 239.66 feet to a point; thence $S67^{\circ}16'44''E$ a distance of 623.72 feet to a point; thence $S28^{\circ}13'35''W$ a distance of 131.19 feet to a point; thence $S88^{\circ}35'02''E$ a distance of 447.32 feet to the point of beginning.

All lying and being in the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 32, Township 18 South, Range 1 West and the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 5, Township 19 South, Range 1 West, Shelby County, Alabama, and containing 15.337 acres.

Tract IX

To locate the point of beginning commence at the northeast corner of Section 5, Township 19 South, Range 1 West, Shelby County, Alabama; thence $S1^{\circ}33'28''W$ on the east boundary of said Section 5 a distance of 180.34 feet to the point of beginning; thence $N69^{\circ}34'34''W$ a distance of 528.29 feet to a point; thence $N45^{\circ}44'54''W$ a distance of 665.17 feet to a point on the south right-of-way of Hugh Daniel Drive; thence $N82^{\circ}46'51''W$ on the south right-of-way of said Hugh Daniel Drive a distance of 372.00 feet to a curve to the left; said curve having a central angle of $33^{\circ}47'17''$ and a centerline radius of 275.00 feet; thence $S80^{\circ}19'31''W$ a chord distance of 136.58 feet to the point of tangent; thence $S63^{\circ}25'53''W$ on the south right-of-way of said Hugh Daniel Drive a distance of 247.39 feet to a curve to the right; said curve having a central angle of $60^{\circ}55'59''$ and a centerline radius of 582.42 feet; thence $S70^{\circ}40'09''W$ a chord distance of 156.83 feet to a point; said point being the centerline of a 60 foot wide right-of-way easement; said right-of-way being 30 feet either side of centerline; thence $S44^{\circ}53'46''E$ on said centerline a distance of 83.35 feet to a curve to the left; said curve having a central angle of $15^{\circ}08'26''$ and a radius of 759.06 feet; thence $S52^{\circ}27'59''E$ a chord distance of 200.00 feet to the point of tangent; thence $S60^{\circ}02'12''E$ a distance of 189.02 feet to a curve to the right; said curve having a central angle of $61^{\circ}33'55''$ and a centerline radius of 200.00 feet; thence $S29^{\circ}15'15''E$ a chord distance of 204.71 feet to the point of tangent; thence $S1^{\circ}31'43''W$ a distance of 225.02 feet to the point of ending of said 60 foot wide right-of-way easement; thence $S88^{\circ}35'02''E$ a distance of 30.00 feet to a point on the west boundary of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Section 5; thence $S1^{\circ}31'43''W$ on the west boundary of said NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ a distance of 298.63 feet to the southwest corner of the N $\frac{1}{2}$ of said NE $\frac{1}{4}$ of the NE $\frac{1}{4}$; thence $S89^{\circ}25'47''E$ on the south boundary of said N $\frac{1}{2}$ of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ a distance of 1334.19 feet to a point on the east boundary of said Section 5; thence $N1^{\circ}33'28''E$ on the east boundary of said Section 5 a distance of 481.81 feet to the point of beginning.

All lying and being in the SE $\frac{1}{4}$ of Section 32, Township 18 South, Range 1 West and in the N $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 5, Township 19 South, Range 1 West, Shelby County, Alabama and containing 29.513 acres.

Tracts II, V, VI, VII, VIII and IX described above are described according to the Survey of Charley F. Foster, Alabama Registered Surveyor No. 8157 dated October 10, 1989.

Tract XI

For the point of beginning commence at the northeast corner of the SW $\frac{1}{4}$ of Section 34, Township 18 South, Range 1 West, Shelby County, Alabama; thence S1°12'39"W on the east boundary of said SW $\frac{1}{4}$ a distance of 1372.77 feet to a point; thence N44°52'01"W a distance of 798.93 feet to a point; thence N6°29'40"E a distance of 1590.53 feet to a point; thence N36°12'25"E a distance of 120.00 feet to a point on the south right-of-way of Hugh Daniel Drive; said point being the end of a curve to the left; said curve having a central angle of 94°00'04" and a radius of 225.00 feet; thence N79°22'23"E a chord distance of 329.11 feet to the point of tangent; thence N32°12'21"E on the southeast right-of-way of Hugh Daniel Drive a distance of 164.89 feet to a curve to the right; said curve having a central angle of 43°17'11" and a radius of 460.00 feet; thence N53°50'56"E a chord distance of 339.32 feet to the point of tangent; thence N75°29'32"E on the southeast right-of-way of said Hugh Daniel Drive a distance of 455.56 feet to a curve to the left; said curve having a central angle of 11°59'33" and a radius of 373.21 feet; thence N69°29'45"E a chord distance of 77.97 feet to the point of tangent; thence N63°29'59"E on the southeast right-of-way of said Hugh Daniel Drive a distance of 195.02 feet to a curve to the right; said curve having a central angle of 47°55'36" and a radius of 260.00 feet; thence N87°27'47"E a chord distance of 211.20 feet to the point of tangent; thence S68°34'25"E on the south right-of-way of said Hugh Daniel Drive a distance 339.12 feet to the intersection of the south right-of-way of Hugh Daniel Drive and the northwest right-of-way of Dunnavant Valley Road; thence along a curve to the left having a central angle of 2°41'32" and a centerline radius of 5729.57 feet; thence S18°21'17"W a chord distance of 271.06 feet to the point of tangent; thence S17°04'05"W on the northwest right-of-way of Dunnavant Valley Road a distance of 1109.04 feet to a point on the south boundary of the NE $\frac{1}{4}$ of said Section 34; thence N89°36'14"W on the south boundary of said NE $\frac{1}{4}$ a distance of 1124.27 feet to the point of beginning.

All lying and being in the E $\frac{1}{2}$ of the SW $\frac{1}{4}$ and the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ and the NE $\frac{1}{4}$ of Section 34, Township 18 South, Range 1 West, Shelby County, Alabama and containing 64.345 acres.

TRACT XIV

For the point of beginning, commence at the Southwest corner of the NE 1/4 of Section 32, Township 18 South, Range 1 West, Shelby County, Alabama; thence South 88 deg. 43 min. 44 sec. East on the south boundary of said NE 1/4 a distance of 939.50 feet to a point; thence North 29 deg. 19 min. 23 sec. East a distance of 351.26 feet to a point; thence North 30 deg. 16 min. 12 sec. West a distance of 55.00 feet to a point; thence North 27 deg. 36 min. 44 sec. East a distance of 772.61 feet to a point; thence North 23 deg. 13 min. 31 sec. East a distance of 680.74 feet to a point; thence North 53 deg. 59 min. 16 sec. East a distance of 200.14 feet to a point; thence North 10 deg. 16 min. 43 sec. East a distance of 711.55 feet to the top of a ridge; thence North 41 deg. 07 min. 32 sec. East and on the top of said ridge a distance of 155.00 feet to the north boundary of said NE 1/4; thence North 88 deg. 56 min. 57 sec. West on the north boundary of said NE 1/4 a distance of 483.06 feet to the centerline of a creek; thence South 15 deg. 31 min. 46 sec. West along centerline of said creek a distance of 67.26 feet to a point; thence South 13 deg. 44 min. 40 sec. East along centerline of said creek a distance of 88.62 feet to a point; thence South 23 deg. 30 min. 19 Sec. West along centerline of said creek a distance of 211.09 feet to a point; thence South 51 deg. 59 min. 09 sec. West along centerline of said creek a distance of 196.93 feet to a point; thence South 41 deg. 58 min. 37 sec. West along the centerline of said creek a distance of 117.86 feet to a point; thence South 34 deg. 21 min. 43 sec. West along the centerline of said creek a distance of 102.79 feet to a point; thence South 8 deg. 16 min. 34 sec. West along the centerline of said creek a distance of 103.33 feet to a point; thence South 29 deg. 21 min. 58 sec. West along the centerline of said creek a distance of 108.36 feet to a point; thence South 40 deg. 02 min. 42 sec. West along the centerline of said creek a distance of 169.50 feet to a point; thence South 26 deg. 12 min. 02 sec. West a distance of 456.28 feet to a point; thence South 46 deg. 16 min. 16 sec. West a distance of 300.00 feet to a point; thence South 21 deg. 16 min. 16 sec. West a distance of 700.00 feet to a point; thence South 48 deg. 16 min. 16 sec. West a distance of 530.00 feet to the point of beginning.

All lying and being in the NE 1/4 of Section 32, Township 18 South, Range 1 West, Shelby County, Alabama.

TRACT XV

For the point of beginning, commence at the Southwest corner of the NE 1/4 of Section 32, Township 18 South, Range 1 West, Shelby County, Alabama; thence North 1 deg. 24 min. 12 sec. East on the west boundary of said NE 1/4 a distance of 2226.61 feet to a point; thence South 59 deg. 11 min. 45 sec. East a distance of 1179.62 feet to a point; thence South 26 deg. 12 min. 02 sec. West a distance of 456.28 feet to a point; thence South 46 deg. 16 min. 16 Sec. West a distance of 300.00 feet to a point; thence South 21 deg. 16 min. 16 Sec. West a distance of 700.00 feet to a point; thence South 48 deg. 16 min. 16 sec. West a distance of 530.00 feet to the point of beginning.

All lying and being in the NE 1/4 of Section 32, Township 18 South, Range 1 West, Shelby County, Alabama.

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
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90 MAR -5 AM 9:12
Thomas A. Henderson
JUDGE OF PROBATE