

STATE OF ALABAMA)

COUNTY OF SHELBY)

217
**PARTIAL RELEASE
FROM
LIEN OF MORTGAGE**

BOOK 281 PAGE 15
For value received, the undersigned does hereby release the hereinafter particularly described property from the lien of that certain MORTGAGE, executed by DANIEL OAK MOUNTAIN LIMITED PARTNERSHIP, an Alabama limited partnership, dated November 7, 1989, recorded in Real Book 265, Page 415, in the Probate Office of Shelby County, Alabama (the "Mortgage"), as amended by First Modification to Mortgage and Other Loan Documents dated and recorded in Real Book 281, Page 04, of said Probate Office (the "Modification") (the Mortgage and the Modification are collectively referred to as the "Mortgage") and for said consideration, the receipt of which is hereby acknowledged, the undersigned does hereby remise, release, quit claim and convey unto DANIEL OAK MOUNTAIN LIMITED PARTNERSHIP, who claims to be the present owner, all of the right, title and interest of the undersigned in and to the following described property in Shelby County, Alabama, to wit:

See Exhibit A attached hereto and incorporated herein by reference.

But it is expressly understood and agreed that this release shall in no wise, and to no extent whatever, affect the lien of said Mortgage as to the remainder of the property described in and secured by said Mortgage. The undersigned is now the owner of said Mortgage and all of the unpaid notes secured thereby.

IN TESTIMONY WHEREOF, the undersigned has caused its name to be subscribed hereto and its corporate seal affixed by its proper officers who are thereunto duly authorized all on this 16th day of February, 1990.

ATTEST:
WITNESS

AMSOUTH BANK N.A.

By: Martin G. Woosley

Name: Martin G. Woosley

Its: _____

By: Robert E. Nesbitt [SEAL]

Name: Robert E. Nesbitt

Its: Vice-President

✓ Cahaba Title

This instrument prepared by:

✓ Martin G. Woosley
Lewis & Martin, P.C.
2020 AnSouth/Harbert Plaza
Birmingham AL 35203

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned authority, in and for said County in said State, hereby certify that Robert E. Nesbitt whose name as Vice President of AMSOUTH BANK N.A., a national banking association, is signed to the foregoing release and conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the release and conveyance, he, as such officer, and with full authority, executed the same voluntarily for and as the act of said banking association.

Given under my hand and official seal this 16th day of February, 1990.

[NOTARIAL SEAL]

Amy Alexander Foley
Notary Public

My Commission expires: MY COMMISSION EXPIRES 4-26-93

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EXHIBIT A

Tract VII-A

For the point of beginning, commence at the Northwest corner of the SE 1/4 of Section 32, Township 18 South, Range 1 West, Shelby County, Alabama; thence South 1 deg. 25 min. 11 sec. West on the west boundary of the NW 1/4 of the SE 1/4, a distance of 1308.92 feet to the Southeast corner of the NE 1/4 of the SW 1/4; thence North 89 deg. 20 min. 05 Sec. west on the north boundary of the SE 1/4 of the SW 1/4 of said Section 32 a distance of 403.00 feet to a point; thence South 38 deg. 25 min. 11 sec. West a distance of 310.00 feet to a point; thence South 51 deg. 04 min. 36 sec. East a distance of 176.49 feet to a point; thence South 16 deg. 44 min. 33 sec. East a distance of 285.61 feet to a point; thence South 66 deg. 14 min. 56 sec. East a distance of 231.08 feet to a point; thence North 65 deg. 18 min. 23 Sec. East a distance of 283.49 feet to a point; thence South 60 deg. 31 min. 47 sec. East a distance of 264.51 feet to a point; thence South 31 deg. 04 min. 37 Sec. West a distance of 86.24 feet to a point on the North right of way of Hugh Daniel Drive; thence South 63 deg. 29 min. 47 sec. East along a curve to the right and on the North right of way of said Hugh Daniel Drive a chord distance of 60.19 feet to a point; thence North 31 deg. 04 min. 37 sec. East a distance of 230.87 feet to a point; thence North 4 deg. 57 min. 28 sec. West a distance of 1071.58 feet to a point; thence South 88 deg. 43 min. 44 sec. East a distance of 187.10 feet to a point; thence North 16 deg. 43 min. 47 sec. East a distance of 707.00 feet to a point; thence North 29 deg. 42 min. 07 sec. East a distance of 207.41 feet to a point on the North boundary of said SE 1/4 of Section 32; thence North 88 deg. 43 min. 44 sec. West on the north boundary of said SE 1/4 of Section 32, a distance of 820.34 feet to the point of beginning.

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

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

90 MAR -5 AM 9:11

JUDGE OF PROBATE

Rec. 7 50
Ind. 3 00
Cert. 1 00
11 50