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**THIS INSTRUMENT PREPARED BY:**

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**STATE OF ALABAMA)**

**COUNTIES OF JEFFERSON AND SHELBY)**

**PARTIAL RELEASE OF RECORDED LIEN**

KNOW ALL MEN BY THESE PRESENTS, that, **CENTRAL BANK OF THE SOUTH**, an Alabama state banking corporation ("Central") does hereby release Lot 3, according to the survey of Riverchase Trade Center, as recorded in Map Book 12, Page 24, in the Probate Office of Shelby County, Alabama, from the following liens:

(i) that certain Mortgage and Security Agreement dated as of May 14, 1987, recorded at Real Record 131, Page 239 in the office of the Judge of Probate of Shelby County, Alabama, as amended by that certain Amendment to Mortgage and Security Agreement dated as of July 21, 1987, recorded in the office of the Judge of Probate of Shelby County, Alabama, at Real Record 141, Page 925, as further amended by that certain Amendment No. 2 to Mortgage and Security Agreement dated as of May 18, 1988, recorded in the office of the Judge of Probate of Shelby County, Alabama, at Real Record 185, Page 344, as further amended by that certain Second Loan Modification Agreement and Amendment to Loan Documents dated as of June 29, 1988, recorded in the office of the Judge of Probate of Shelby County, Alabama, at Real Record 192, Page 359, as further amended by that certain Third Loan Modification Agreement and Amendment to Loan Documents dated as of May 19, 1989, recorded in the office of the Judge of Probate of Shelby County, Alabama, at Real Record 240, Page 49, and as further amended by that certain Fifth Loan Modification Agreement and Amendment to Loan Documents dated as of May 29, 1990, recorded in the office of the Judge of Probate of Shelby County, Alabama, at Real Record 293, Page 668;

(ii) that certain Assignment of Rents and Leases dated as of July 21, 1987, recorded in the office of the Judge of Probate of Shelby County, Alabama, at Real Record 141, Page 929, as amended by that certain Amendment No. 1 to Assignment of Rents and Leases dated as of May 18, 1988, recorded in the office of the Judge of Probate of Shelby County, Alabama, at Real Record 185, Page 348, as further amended by that certain Second Loan Modification Agreement and Amendment to Loan Documents dated as of June 29, 1988, recorded in the office of the Judge of Probate of Shelby County, Alabama, at Real Record 192, Page 359, as further amended by that certain Third Loan Modification Agreement and Amendment to Loan Documents dated as of May 19, 1989, recorded in the office of the Judge of Probate of Shelby County, Alabama, at Real Record 240, Page 49, and as further amended by that certain Fifth Loan Modification Agreement and Amendment to Loan Documents dated as of May 29, 1990, recorded in the office of the Judge of Probate of Shelby County, Alabama, at Real Record 293, Page 668;

(iii) that certain Mortgage and Security Agreement dated as of July 21, 1987, recorded in the office of the Judge of Probate of Jefferson County, Alabama, at Real Volume 3207, Page 744, as amended by that certain Amendment No. 1 to Mortgage and Security Agreement dated as of May 18, 1988, recorded in the office of the Judge of Probate of Jefferson County, Alabama, at Real Volume 3390, Page 960, and in the office of the Judge of Probate of Shelby County, Alabama, at Real Record 186, Page 279, as further amended by that certain Second Loan Modification Agreement and Amendment to Loan Documents dated as of June 29, 1988, recorded in the office of the Judge of Probate of Jefferson County, Alabama, at Real Volume 3416, Page 189, and in the office of the Judge of Probate of Shelby County, Alabama, at Real Record 193, Page 119, and as further amended by that certain Fourth Loan Modification Agreement and Amendment to Loan Documents dated as of May 29, 1990, recorded in the office of the Judge of

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Probate of Jefferson County, Alabama, at Real Volume 3858, Page 279, and recorded in the office of the Judge of Probate of Shelby County, Alabama, at Real Record 293, Page 668; and

(iv) that certain Assignment of Rents and Leases dated as of July 21, 1987, recorded in the office of the Judge of Probate of Jefferson County, Alabama, at Real Volume 3207, Page 734, as amended by that certain Amendment No. 1 to Assignment of Rents and Leases dated as of May 18, 1988, recorded in the office of the Judge of Probate of Jefferson County, Alabama, at Real Volume 3390, Page 951, and in the office of the Judge of Probate of Shelby County, Alabama, at Real Record 186, Page 313, as further amended by that certain Second Loan Modification Agreement and Amendment to Loan Documents dated as of June 29, 1988, recorded in the office of the Judge of Probate of Jefferson County, Alabama, at Real Volume 3416, Page 189, and recorded in the office of the Judge of Probate of Shelby County, Alabama, at Real Record 193, Page 119, and as further amended by that certain Fourth Loan Modification Agreement and Amendment to Loan Documents dated as of May 29, 1990, recorded in the office of the Judge of Probate of Jefferson County, Alabama, at Real Volume 3858, Page 279, and in the office of the Judge of Probate of Shelby County, Alabama, at Real Record 293, Page 668.

Said Mortgages and Assignments of Rents and Leases shall continue in full force and effect with respect to the other property covered thereby.

This Partial Release is being executed in two counterparts, each of which shall operate as an original, but which, when taken together, shall constitute a single agreement. One of the counterparts shall be recorded in Jefferson County, Alabama, while the other counterpart shall be recorded in Shelby County, Alabama.

IN WITNESS WHEREOF, Central Bank of the South, an Alabama state banking corporation, has caused these presents to be executed this 19<sup>th</sup> day of MARCH, 1991.

CENTRAL BANK OF THE SOUTH

By: [Signature]

Its VICE PRESIDENT

STATE OF ALABAMA )

COUNTY OF JEFFERSON )

I, the undersigned, Notary Public in and for said County in said State, hereby certify that \_\_\_\_\_, whose name as \_\_\_\_\_ of CENTRAL BANK OF THE SOUTH, an Alabama state banking 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 19<sup>th</sup> day of March, 1991.

[NOTARIAL SEAL]

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

91 MAR 25 AM 8:10

JUDGE OF PROBATE

Notary Public

My commission expires: 7/21/91

|                  |   |       |
|------------------|---|-------|
| 1. Deed Tax      | — | 0     |
| 2. Mtg. Tax      | — | 0     |
| 3. Recording Fee | — | 5.80  |
| 4. Indexing Fee  | — | 20.00 |
| 5. Notary Fee    | — | 0     |
| 6. Certified Fee | — | 0.00  |
| Total            | — | 25.80 |