

STATE OF ALABAMA)
SHELBY COUNTY)

PARTIAL RELEASE

KNOW ALL MEN BY THESE PRESENTS, That, for and in consideration of Ten Dollars (\$10.00), and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged by the undersigned, AmSouth Bank N.A. does hereby release and discharge from the lien and operation of that certain Mortgage, Security Agreement and Assignment of Rents and Leases executed by 119 Properties, Ltd., in favor of AmSouth Bank N.A. and recorded in the Office of the Judge of Probate of Shelby County, Alabama, in Real Book 251, Page 57, as amended by First Amendment to Mortgage, Security Agreement and Assignment of Rents and Leases recorded in Real Book 263, Page 301, as further amended by Second Amendment to Mortgage, Security Agreement and Assignment of Rents and Leases recorded in Real Book 323, Page 44 and as further amended by Third Amendment to Mortgage, Security Agreement and Assignment of Rents and Leases recorded in Real Book 364, Page 192, the real estate described in Exhibit A attached hereto and made a part hereof.

It is understood, however, that the execution of this Partial Release shall in no way operate to release or impair the lien or security of said Mortgage upon the property remaining subject thereto.

IN WITNESS WHEREOF, AmSouth Bank, N.A. has caused these presents to be executed this 19th day of January, 1994, by its duly authorized officer.

AmSouth Bank N.A.

By: Dean H. Burgess
Its: Assistant Vice President

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that Dean H. Burgess, whose name as Assistant Vice President of AmSouth Bank N.A. is signed to the foregoing Partial Release and who is known to me, acknowledged before me on this day that, being informed of the contents of the Partial Release, He, in His capacity as such officer, executed the same voluntarily on the day the same bears date.

Given under my hand this 19 day of January, 1994.

Sharon K. Pearson
Notary Public
My Commission Exp: _____

THIS INSTRUMENT PREPARED BY:

David L. Silverstein
Berkowitz, Lefkovits, Isom & Kushner, P.C.
1600 SouthTrust Tower
Birmingham, Alabama 35203

95507
20447-20

01/26/1994-02807
12:13 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 MCD 11.00

Inst # 1994-02807

DESCRIPTION:

PART OF BLOCK 4 OF CAHABA VALLEY PARK NORTH, AS RECORDED IN MAP BOOK 13, PAGE 140, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCE AT P.C. STATION 13+54.43 ON THE WESTERLY RIGHT OF WAY LINE OF CAHABA VALLEY PARKWAY; THENCE RUN SOUTHEASTERLY ALONG SAID RIGHT OF WAY LINE FOR 214.33 FEET TO THE SOUTHEAST CORNER OF THE WALKER DRUG COMPANY SITE, SAID POINT ALSO BEING THE POINT OF BEGINNING; THENCE 87°-14'-14" RIGHT AND RUN SOUTHWESTERLY ALONG THE SOUTHERLY PROPERTY LINE OF SAID WALKER DRUG COMPANY SITE FOR 509.03 FEET; THENCE 35°-13'-39" LEFT AND CONTINUE SOUTHWESTERLY ALONG SAID WALKER DRUG COMPANY PROPERTY LINE FOR 161.67 FEET TO A POINT ON THE EAST RIGHT OF WAY LINE OF CAHABA VALLEY PARKWAY; THENCE 90°-00'-00" LEFT TO BECOME TANGENT TO A CURVE TO THE RIGHT, SAID CURVE SUBTENDING A CENTRAL ANGLE OF 17°-16'-53" AND HAVING A RADIUS OF 202.39 FEET; THENCE RUN SOUTHEASTERLY ALONG THE ARC OF SAID CURVE AND ALONG SAID EAST RIGHT OF WAY LINE OF CAHABA VALLEY PARKWAY FOR 61.04 FEET TO A POINT AT THE INTERSECTION OF THE NORTH RIGHT OF WAY LINE OF A PROPOSED ROAD AND THE RIGHT OF WAY LINE OF CAHABA VALLEY PARKWAY, SAID POINT BEING THE END OF SAID CURVE TO THE RIGHT AND THE BEGINNING OF A CURVE TO THE LEFT, SAID CURVE SUBTENDING A CENTRAL ANGLE OF 78°-34'-26" AND HAVING A RADIUS OF 50.00 FEET; THENCE RUN EASTERLY ALONG THE ARC OF SAID CURVE AND ALONG THE NORTHERLY RIGHT OF WAY LINE OF SAID PROPOSED ROAD FOR 68.57 FEET TO THE END OF SAID CURVE; THENCE AT TANGENT TO SAID CURVE RUN NORTHEASTERLY ALONG THE NORTH RIGHT OF WAY LINE OF SAID PROPOSED ROAD FOR 439.99 FEET TO THE BEGINNING OF A CURVE TO THE LEFT, SAID CURVE SUBTENDING A CENTRAL ANGLE OF 80°-43'-01" AND HAVING A RADIUS OF 139.44 FEET; THENCE RUN NORTHERLY ALONG THE ARC OF SAID CURVE AND ALONG THE WESTERLY RIGHT OF WAY LINE OF SAID PROPOSED ROAD FOR 196.43 FEET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINS 87,143.15 SQUARE FEET OR 2.00 ACRES, MORE OR LESS.

EXHIBIT A

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