

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.

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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 13th 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 13 day of January, 1994.

Sharon K. Price
Notary Public
My Commission Exp: _____

THIS INSTRUMENT PREPARED BY:

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

Inst # 1994-04687

95507
20447/45

Calvin Title

02/11/1994-04687
10:19 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 MCD 11.00

EXHIBIT A - PARTIAL RELEASE

EXECUTED BY 119 PROPERTIES, LTD.

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, SITUATED IN SECTION 31, TOWNSHIP 19 SOUTH, RANGE 2 WEST, SHELBY COUNTY, ALABAMA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHEAST CORNER OF THE WALKER DRUG COMPANY SITE; SAID POINT BEING ON THE WEST RIGHT OF WAY LINE OF CAHABA VALLEY PARKWAY; SAID POINT ALSO BEING 214.33 FEET SOUTHEASTERLY OF THE P.C. STATION 13+54.43 ALONG SAID WEST RIGHT OF WAY LINE; THENCE 90°-00'-00" LEFT FROM SAID RIGHT OF WAY LINE AND RUN NORTHEASTERLY FOR 30.00 FEET TO THE CENTER LINE OF THE VACATED RIGHT OF WAY OF SAID CAHABA VALLEY PARKWAY; THENCE 90°-00'-00" RIGHT AND RUN SOUTHEASTERLY ALONG THE CENTER LINE OF SAID VACATED RIGHT OF WAY FOR 292.55 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 21,231.42 FEET AND SUBTENDING A CENTRAL ANGLE OF 00°-32'-23"; THENCE RUN SOUTHEASTERLY ALONG THE ARC OF SAID CURVE AND ALONG THE CENTER LINE OF SAID VACATED RIGHT OF WAY FOR 200.00 FEET TO THE END OF SAID CURVE; THENCE AT TANGENT TO SAID CURVE RUN SOUTHEASTERLY ALONG THE CENTER LINE OF SAID VACATED RIGHT OF WAY FOR 617.41 FEET TO A POINT AT THE INTERSECTION OF THE CENTER LINE OF SAID VACATED RIGHT OF WAY AND THE NORTH RIGHT OF WAY LINE OF CAHABA VALLEY PARKWAY; THENCE 84°-39'-08" RIGHT AND RUN SOUTHWESTERLY ALONG THE NORTH RIGHT OF WAY LINE OF SAID CAHABA VALLEY PARKWAY FOR 499.00 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT, SAID CURVE SUBTENDING A CENTRAL ANGLE OF 88°-09'-17" AND HAVING A RADIUS OF 50.00 FEET; THENCE RUN NORTHWESTERLY ALONG THE ARC OF SAID CURVE AND ALONG SAID RIGHT OF WAY LINE FOR 76.93 FEET TO A POINT ON THE EAST RIGHT OF WAY LINE OF SAID CAHABA VALLEY PARKWAY; THENCE AT TANGENT TO SAID CURVE RUN NORTHWESTERLY ALONG SAID RIGHT OF WAY LINE FOR 294.70 FEET TO A POINT AT THE BEGINNING OF A CURVE TO THE RIGHT; THENCE 01°-57'-25" RIGHT TO BECOME TANGENT TO SAID CURVE, SAID CURVE SUBTENDING A CENTRAL ANGLE OF 01°-56'-00" AND HAVING A RADIUS OF 5,896.59 FEET; THENCE RUN NORTHWESTERLY ALONG THE ARC OF SAID CURVE AND ALONG SAID RIGHT OF WAY LINE FOR 198.97 FEET; THENCE AT TANGENT TO SAID CURVE RUN NORTHWESTERLY ALONG SAID RIGHT OF WAY LINE FOR 378.16 FEET TO THE BEGINNING OF A CURVE TO THE LEFT, SAID CURVE SUBTENDING A CENTRAL ANGLE OF 17°-56'-46" AND HAVING A RADIUS OF 202.39 FEET; THENCE RUN NORTHWESTERLY ALONG THE ARC OF SAID CURVE AND ALONG SAID RIGHT OF WAY LINE FOR 63.39 FEET TO A POINT AT THE END OF SAID CURVE AND AT THE INTERSECTION OF THE EAST RIGHT OF WAY LINE OF SAID CAHABA VALLEY PARKWAY AND THE NORTH RIGHT OF WAY LINE OF A PROPOSED 60 FOOT WIDE ROAD RIGHT OF WAY; THENCE FROM TANGENT OF SAID CURVE REVERSE COURSE TO BECOME TANGENT TO A CURVE TO THE LEFT, SAID CURVE HAVING A RADIUS OF 50.00 FEET AND SUBTENDING A CENTRAL ANGLE OF 78°-34'-26"; THENCE RUN EASTERLY ALONG THE ARC OF SAID CURVE AND ALONG SAID PROPOSED RIGHT OF WAY LINE FOR 68.57 FEET TO THE END OF SAID CURVE; THENCE AT TANGENT TO SAID CURVE RUN NORTHEASTERLY ALONG SAID PROPOSED RIGHT OF WAY LINE FOR 439.99 FEET TO THE BEGINNING OF A CURVE TO THE LEFT, SAID CURVE HAVING A RADIUS OF 139.44 FEET AND SUBTENDING A CENTRAL ANGLE OF 80°-43'-01"; THENCE RUN NORTHEASTERLY ALONG THE ARC OF SAID CURVE AND ALONG SAID PROPOSED RIGHT OF WAY LINE FOR 196.43 FEET TO THE POINT OF BEGINNING.

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