

Shelby County, Alabama
(Store 2547)

When recorded, return to:

Winston & Strawn
35 W. Wacker Drive
Suite 4200
Chicago, Illinois
Attention: Helen Shapiro, Esq.

PARTIAL RELEASE DEED
(Alabama)

The undersigned, as Mortgagee under that certain Mortgage, Assignment of Rents and Security Agreement (the "Mortgage") given by THE PROVIDENT BANK, an Ohio banking corporation, not individually but only as trustee U/T/A dated as of April 30, 1984 for the benefit of Store Properties Company, an Ohio general partnership, and STORE PROPERTIES COMPANY, to CONTINENTAL BANK N.A., f/k/a CONTINENTAL ILLINOIS NATIONAL BANK AND TRUST COMPANY OF CHICAGO ("Mortgagee"), which Mortgage is dated as of June 17, 1986 and was recorded in Book 091, Pages 801-829 in the Office of the County Recorder of Shelby County, Alabama, and amended on June 17, 1991 and recorded October 18, 1991 in Book 369, page 210 in the Office of the County Recorder of Shelby County, Alabama, as the same may have been amended from time to time, hereby releases to the person or persons legally entitled thereto, without covenant or warranty, express or implied, that portion of the real property encumbered thereby more particularly described as follows:

SEE EXHIBIT "A" ATTACHED HERETO AND THEREBY MADE A PART HEREOF

The remaining real property described in said Mortgage shall continue to be subject to said Mortgage under the terms thereof and, as provided therein, this partial release shall not be construed to waive or, in any manner, affect or invalidate the lien or operation of the Mortgage upon the balance of the real property described therein, nor in any way release, modify or otherwise affect the personal liability of any person or entity for payment of the indebtedness secured thereby, but releases only the above-described real property.

IN WITNESS WHEREOF, Mortgagee has executed this Partial Release Deed as of the 24th day of May, 1994.

WITNESSES:

Inst # 1994-24887

CONTINENTAL BANK N.A., f/k/a
CONTINENTAL ILLINOIS NATIONAL BANK
AND TRUST COMPANY OF CHICAGO

By:

[Signature]
Its: Vice President
Hereunto duly authorized

08/09/1994-24887
09:55 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 MCD 13.50

STATE OF ILLINOIS

COUNTY OF COOK

)
) ss.
)

I, the undersigned, a Notary Public in and for said County and State, DO HEREBY CERTIFY that Lynn W. Skelton, whose name as Vice President of CONTINENTAL BANK N.A., f/k/a CONTINENTAL ILLINOIS NATIONAL BANK AND TRUST COMPANY OF CHICAGO, a national banking association, 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 said instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said association.

Given under my hand and official seal, this 24 day of MAY, 1994.

Patricia M. Chavez-Foster
Notary Public

My Commission Expires: 11-24, 1994

"OFFICIAL SEAL"
PATRICIA M. CHAVEZ-FOSTER
Notary Public, State of Illinois
My Commission Expires 11-24-97

Exhibit *A*
Store No. 2547
Shelby County, Alabama

A parcel of land situated in the Northeast Quarter of the Northeast Quarter Section 36; Township 19 South, Range 3 West, Shelby County, Alabama, more particularly described as follows: Commence at the Northeast corner of Section 36, Township 19 South, Range 3 West; Shelby County, Alabama, and run Southerly along the East line of said Section 550.00 feet to a point, said point now being in the right of way of U. S. Highway #31 South and also being the old Southeast corner of the W. N. Campbell property as described in Deed Book 128, Page 333, in the Judge of Probate Office, Shelby County, Alabama; thence turn right 76 degrees 12 minutes 31 seconds as measured and run southwesterly 136.91 feet along the South line of said W. N. Campbell property to the Westerly right of way line of U. S. Highway #31 South, and the point of beginning of the property herein described; thence continue Southwesterly along last stated course 200.00 feet; thence turn 83 degrees 15 minutes left and run Southerly 100.55 feet; thence turn 96 degrees 45 minutes left and run Easterly 200.01 feet to a point on said Westerly right of way line of U. S. Highway #31 South, said point being on a curve having a radius of 2,009.86 feet and subtending a central angle of 2 degrees 52 minutes, thence turn left with an interior angle of 95 degrees 18 minutes 35 seconds to tangent of said curve; thence run Northerly along the arc of said curve and said right of way line of U. S. Highway #31 South 100.56 feet to the point of beginning. Mineral and mining rights excepted.
Situating in Shelby County, Alabama.

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