

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, **AmSouth Bank of Alabama**, formerly known as 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 and recorded in Real Book 263, Page 301, as further amended by Second Amendment to Mortgage, Security Agreement and Assignment of Rents and Leases and recorded in Real Book 323, Page 44, and as 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 expressly understood and agreed that this Partial Release shall in no way and to no extent whatever release, impair or otherwise affect the lien of said mortgage as to the remainder of real estate described in and secured by said mortgage.

**IN WITNESS WHEREOF**, the undersigned, AmSouth Bank of Alabama, by through its duly authorized officer, has executed this release of property from the mortgage and the amendments thereto, this 10th day of August, 1994.

### AMSOUTH BANK OF ALABAMA

By: Dean H. Burgess  
Its: Vice President

Inst # 1994-25548

08/16/1994-25548  
02:40 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 MCD 11.00

STATE OF ALABAMA )

JEFFERSON COUNTY )

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Dean H. Burgess, whose name as Vice President of AmSouth Bank of Alabama, an Alabama banking corporation, is signed to the foregoing Partial Release of Mortgage, 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 corporation on the day the same bears date.

Given under my hand and official seal this the 10th day of August, 1994.

Janette C. Robinson  
Notary Public MY COMMISSION EXPIRES MARCH 24, 1998  
My Commission Expires: \_\_\_\_\_

113091 FIRST ALABAMA BANK  
SHELBY COUNTY  
REAL ESTATE DEPT.  
BOX 216  
MOBILE, AL 36624

**EXHIBIT "A"**

Part of Block 1 of Cahaba Valley Park North as recorded in Map Book 13, Page 140, in the Probate Office of Shelby County, Alabama more particularly described as follows: Commence at the Southwest corner of said Block 1, said point being on the Northerly right of way line of Alabama Highway 119 and run Northwesterly along the Northerly line of said Block 1 for 150.00 feet to the point of beginning; thence continue along the last stated course for 200.11 feet; thence 88 deg. 04 min. 00 sec. right and run Northeasterly for 220.41 feet to a point on the Westerly right of way line of Cahaba Valley Parkway; thence 90 deg. 00 min. 00 sec. right and run Southeasterly along the Westerly right of way line of Cahaba Valley Parkway for 200.00 feet; thence 90 deg. 00 min. 00 sec. right and run Southwesterly for 227.16 feet to the point of beginning; being situated in Shelby County, Alabama.

**Inst # 1994-25548**

**08/16/1994-25548**  
**02910 PM CERTIFIED**  
**002 NCD 11.00**  
**SHELBY COUNTY JUDGE OF PROBATE**