

94-27055

Recording Requested By and
When Recorded Return To:
Morrison & Foerster
345 California St.
San Francisco, CA 94104-2675
Attn: Craig Etlin

Inst # 1994-37055

12/21/1994-37055
10:42 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
18.50
005 MCD

MEMORANDUM OF OPTION
(RIVERCHASE OFFICE #2300)

FOR VALUABLE CONSIDERATION, ROSC ASSOCIATES JOINT VENTURE, an Alabama general partnership ("Grantor"), hereby grants to WCB HOLDINGS LIMITED PARTNERSHIP, a Delaware limited partnership, formerly known as WCB Properties Limited Partnership ("Grantee"), on the terms and conditions contained in that certain Option Agreement between the parties hereto dated of even date herewith, an option to purchase that certain real property described in Exhibit A attached hereto and incorporated herein by reference, together with all buildings and improvements located thereon and all fixtures, equipment and personal property located thereon or used or useable in connection therewith.

The term of said option commences on the recordation date of this Memorandum and expires at 5:00 p.m. New York time on the fifth anniversary of the recordation date, unless sooner terminated pursuant to the terms of said Option Agreement.

If Grantee fails to give notice of its exercise of said option within the time and the manner provided in said Option Agreement, all rights under said option shall terminate upon Grantor's recordation of an affidavit stating that the time period for the exercise of said option has terminated pursuant to the provisions of said Option Agreement.

A.L. Tittle

IN WITNESS WHEREOF, the undersigned have executed this document so that third parties might have notice of the option granted by Grantor to Grantee herein.

Dated: November 28, 1994.

GRANTEE: WCB HOLDINGS LIMITED PARTNERSHIP,
a Delaware limited partnership,
formerly known as WCB Properties
Limited Partnership

By: WCB Company,
a Delaware corporation,
General Partner

By: Edel G. Li
Its: Vice President

GRANTOR: ROSC ASSOCIATES JOINT VENTURE,
an Alabama general partnership

By: RC Land Company,
a Delaware corporation,
A General Partner

By Darlene Clarke
Darlene Clarke
Vice President

By: RC Properties Limited
Partnership, a Delaware limited
partnership, a General Partner

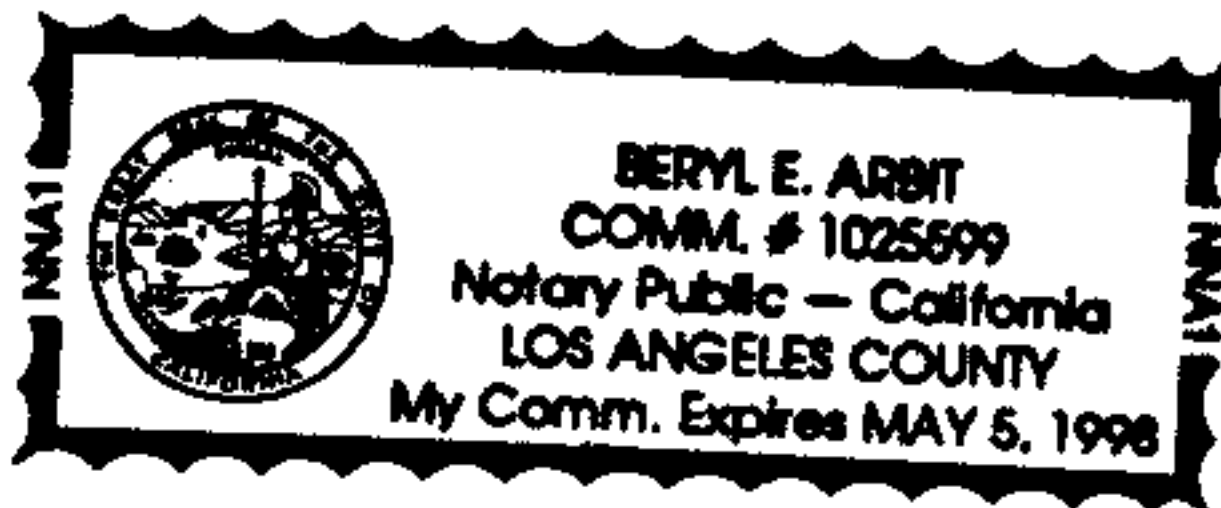
By: RC Land Company, a Delaware
corporation
Its General Partner

By Darlene Clarke
Darlene Clarke
Vice President

State of California
County of San Francisco

On November 29, 1994, before me, BERYL E. ARBIT
Name, Title of Officer
personally appeared Darlene Clarke,

☒ personally known to me -OR- ☐ proved to me on the basis of
satisfactory evidence to be
the person(s) whose name(s)
is/are subscribed to the
within instrument and
acknowledged to me that he/
she/they executed the same
in his/her/their authorized
capacity(ies), and that by
his/her/their signature(s)
on the instrument the
person(s) or the entity upon
behalf of which the
person(s) acted, executed
the instrument.



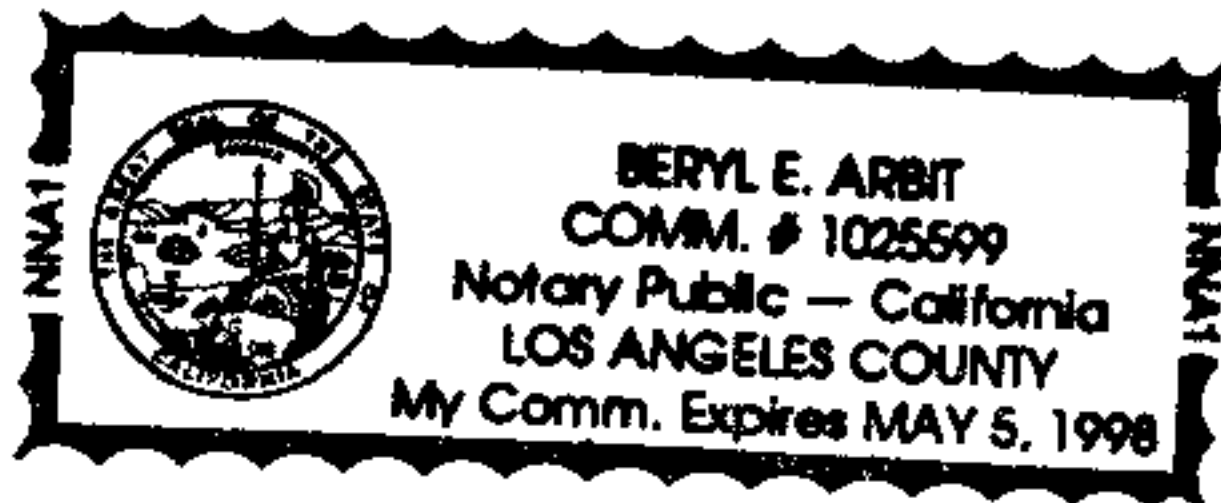
WITNESS my hand and official
seal.


Signature of Notary

State of California
County of San Francisco

On November 29, 1994, before me, BERYL E. ARBIT
Name, Title of Officer
personally appeared Edward M. Siskind,

☒ personally known to me -OR- ☐ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

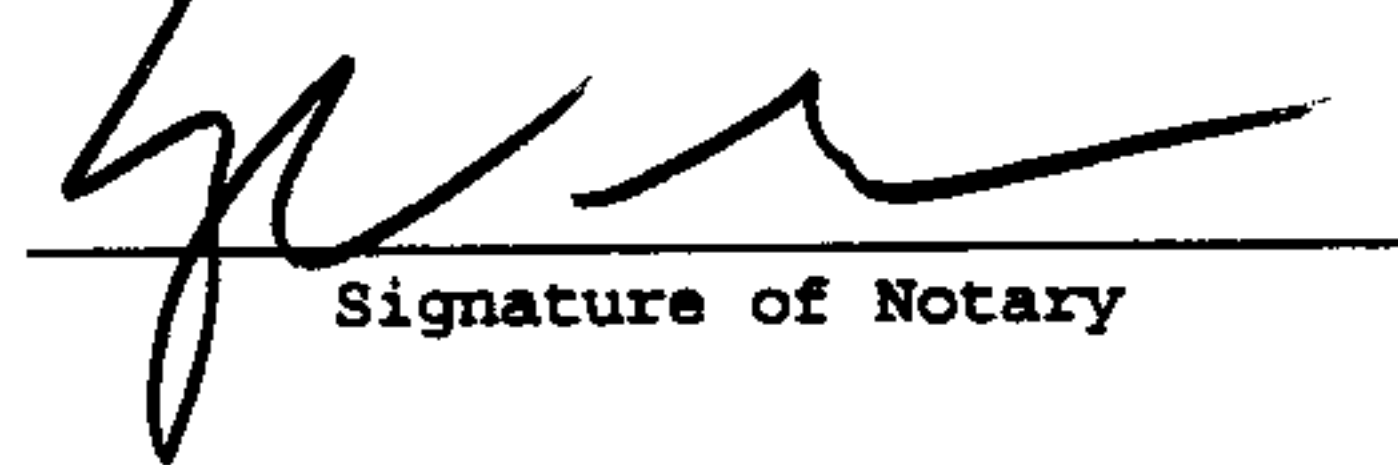

Signature of Notary

EXHIBIT A

Lot 1-B, according to a Resurvey of Lot 1 of Riverchase Office Park Phase II, as recorded in Map Book 14, Page 99, being a resurvey of Lot 1 of Riverchase Office Park Phase II, as recorded in Map Book 14, Page 77, in the Probate Office of Shelby County, Alabama, being more particularly described as follows:

From the Southeast corner of the NE 1/4 of SE 1/4 of Section 19, Township 19 South, Range 2 West, run in a Northerly direction along the East line of said Section for a distance of 283.46 feet; thence turn an angle to the left of 90 degrees and run in a Westerly direction for a distance of 729.70 feet; thence turn an angle to the left of 40 degrees 23 minutes 12 seconds and run in a Southwesterly direction for a distance of 262.29 feet; thence turn an angle to the right of 30 degrees 38 minutes 09 seconds and run in a Westerly direction for a distance of 303.59 feet; thence turn an angle to the right of 92 degrees 43 minutes 07 seconds and run in a Northerly direction for a distance of 328.01 feet to the Northwest corner of the Gaskill Property being the point of beginning; thence turn an angle to the left of 38 degrees 19 minutes 10 seconds and run in a Northwesterly direction 184.03 feet; thence turn an angle right of 72 degrees 04 minutes 15 seconds and run Northeasterly 422.65 feet to a point on a curved Southwest right of way line of Parkway Office Circle being concave in a Northeasterly direction and having a radius of 780.0 feet; thence turn an angle to the right of 82 degrees 30 minutes 50 seconds to the chord of said curve and run in a Southeasterly direction along the arc of said curve for a distance of 33.39 feet to the end of said curve; thence run in a Southeasterly direction along a line tangent to the end of said curve for a distance of 177.95 feet to a point of beginning of a second curve, said second curve being concave in a Southwesterly direction and having a radius of 310.0 feet and a central angle of 64 degrees 06 minutes; thence run along the arc of said curve for a distance of 346.81 feet to the end of curve; thence run in a Southeasterly direction along a line tangent to the end of said curve for a distance of 72.16 feet to the most Northerly corner of the Gaskill property; thence turn an angle to the right of 84 degrees 11 minutes 48 seconds and run in a Southwesterly direction for a distance of 495.17 feet to the point of beginning.

Inst. # 1994-37055
According to the survey of Johnny L. Riddlesperger
Al. Reg. No. 14284, dated June 24, 1991.