

**THIS INSTRUMENT PREPARED BY:**

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STATE OF ALABAMA )

**PARTIAL RELEASE OF  
RECORDED LIEN**

COUNTY OF SHELBY )

KNOW ALL MEN BY THESE PRESENTS, that, COMPASS BANK, an Alabama state banking corporation ("Compass"), does hereby release from the lien of that certain Future Advance Mortgage, Assignment of Rents and Leases and Security Agreement executed by SCHOOL HOUSE PROPERTIES, dated July 8, 1993, and recorded in the Office of the Judge of Probate of Shelby County, Alabama, as Instrument #1993-32536 (which Mortgage has been assumed by TAYLOR PROPERTIES, L.L.C. and amended on several occasions), the property described in the first paragraph of Exhibit A attached hereto and none other.

Compass does further consent to Taylor Properties, L.L.C.'s granting of a slope easement to Daniel Oak Mountain Limited Partnership over Easement Parcel I as described in the second paragraph of Exhibit A attached hereto and none other.

Said Mortgage shall continue in full force and effect with respect to the other property covered thereby.

IN WITNESS WHEREOF, Compass has caused these presents to be executed this 15th day of February, 1996.

COMPASS BANK

By: J.R. Miller

Its: Vice President

STATE OF ALABAMA )  
COUNTY OF JEFFERSON )

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that J.R. Miller, whose name as Vice President

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of COMPASS BANK, an Alabama state banking corporation, 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 the instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand this the 15th day of February, 1996..

*Samuel A. [Signature]*

Notary Public

[SEAL]

My commission expires:

3/23/99

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## EXHIBIT A

A legal description for a road right-of-way in Lot 4 and 5 of The Glen Estates as recorded in Map Book 19, on Page 9 in the Office of the Judge of Probate, Shelby County, Alabama, said road right-of-way lying 30 feet either side of a line being more particularly described as follows: Begin at the Southeast corner of Lot 4 in said The Glen Estates, said point of beginning being also the Southwest corner of Lot 5 of said The Glen Estates; thence run in a northeasterly direction along the lot line of said Lot 4 and 5 to the Northeast corner of Lot 4, also being the Northwest corner of Lot 5, being the end of said road right-of-way.

TOGETHER WITH A PERMANENT AND PERPETUAL SLOPE EASEMENT over, across, through, under and upon the following two (2) Easement Parcels for the purpose of installing fill dirt and otherwise grading, excavating and filling the two (2) Easement Parcels in connection with the construction and maintenance of a roadway on the real property described above:

### Easement Parcel I:

Commence at the Northeast corner of said Lot 4, thence run North 89 degrees 23 minutes 04 seconds West along the North line of said Lot 4 for a distance of 32.36 feet to the point of beginning; thence run South 22 degrees 38 minutes 24 seconds West parallel to and 30 feet from the property line between said Lots 4 & 5 for a distance of 278.84 feet to a point; thence turn an angle to the right of 90 degrees 00 minutes 00 seconds and run northwesterly for a distance of 5.00 feet to a point; thence turn an angle to the right of 52 degrees 35 minutes 41 seconds and run in a northwesterly direction for a distance of 107.00 feet to a point; thence turn an angle to the right of 63 degrees 58 minutes 13 seconds and run in a northeasterly direction for a distance of 100.62 feet to a point; thence turn an angle to the left of 26 degrees 33 minutes 54 seconds and run in a northeasterly direction for a distance of 93.73 feet to a point on the North line of said Lot 4; thence turn an angle to the right of 67 degrees 58 minutes 31 seconds and run South 89 degrees 23 minutes 04 seconds East along the North line of said Lot 4 for a distance of 26.97 feet to the point of beginning.

### Easement Parcel II:

Commence at the Northwest corner of said Lot 5, thence run South 89 degrees 23 minutes 04 seconds East for a distance of 32.36 feet to a point; thence turn an angle to the right of 112 degrees 01 minutes 29 seconds and run in a southwesterly direction parallel to and 30 feet from the property line between said Lots 4 & 5 for a distance of 153.11 feet to the point of beginning; thence continue along last stated course for a distance of 105.00 feet to a point; thence turn an angle to the left of 90 degrees 00 minutes 00 seconds and run in a southeasterly direction for a distance of 5.00 feet to a point; thence turn an angle to the left of 57 degrees 35 minutes 16 seconds and run in a northeasterly direction for a distance of 74.63 feet to a point; thence turn an angle to the left of 76 degree 00 minutes 54 seconds and run in a northwesterly direction for a distance of 58.00 feet to a point; thence turn an angle to the left of 46 degrees 23 minutes 50 seconds and run in a northwesterly direction for a distance of 5.00 feet to the point of beginning.

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