

STATE OF ALABAMA )

COUNTY OF SHELBY )

**PARTIAL SATISFACTION OF MORTGAGE**

KNOW ALL MEN BY THESE PRESENTS, That for a valuable consideration, in hand paid, the undersigned, First Commercial Bank, an Alabama banking corporation, does hereby release the hereinafter described property from the lien of that certain Mortgage executed by Forest Parks, L.L.C., an Alabama limited liability company, which said Mortgage was recorded in the Office of the Judge of Probate of Shelby County, Alabama, as Instrument Number 1996-31157, and for said consideration, the receipt of which is hereby acknowledged, the undersigned does hereby release, remise, quit claim and convey unto Forest Parks, L.L.C., all of the right, title and interest of the undersigned in and to the following described property situated in Shelby County, Alabama, to-wit:

SEE ATTACHED EXHIBIT "A" FOR LEGAL DESCRIPTION.

BUT IT IS EXPRESSLY UNDERSTOOD AND AGREED that this release shall in no way, and to no extent whatsoever, affect the lien of said Mortgage as to the remainder of the property described in and secured by said Mortgage.

IN WITNESS WHEREOF, the undersigned has caused these presents to be executed on this the 9 day of July, 1997.

FIRST COMMERCIAL BANK

By: Nelson S. Dean

As its Sr. Vice Pres.

STATE OF ALABAMA )  
COUNTY OF JEFFERSON )

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Nelson S. Dean, whose name as Sr. Vice Pres. of First Commercial Bank, an Alabama 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 on the day the same bears date and as the act of said corporation.

Given under my hand and official seal this the 9th day of July, 1997.

Tracy A. Connor  
Notary Public

My commission expires: 3-25-99

Inst # 1997-22715

07/21/1997-22715  
08:57 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
006 MCB 22.00

Inst # 1997-22715

### EXHIBIT "A"

Lot 101, Forest Parks, 1st Sector, as recorded in Map Book 22, at Page 28A, in the Office of the Judge of Probate of Shelby County, Alabama, and a parcel of land situated in Sections 20 and 21, Township 19 South, Range 1 West, Shelby County, Alabama, being more particularly described as follows:

Commence at a pineheart locally accepted to be the Southwest corner of said Section 21, thence run north along the West line of said Section 21 for a distance of 1,935.17 feet to an iron pin found on the Northeast right-of-way line of U. S. Highway No. 280, said iron pin found also being the Southwest corner of said Lot 101; thence turn an angle to the left of  $51^{\circ}25'57''$  and run in a northwesterly direction along said Northeast right-of-way line and also along the Southwest line of said Lot 101 for a distance of 19.85 feet to a concrete monument found; thence turn an angle to the right of  $8^{\circ}49'35''$  and run in a northwesterly direction along said Northeast right-of-way line and also along the Southwest line of said Lot 101 for a distance of 203.96 feet to a point on a curve to the right having a central angle of  $90^{\circ}00'13''$  and a radius of 71.32 feet; thence turn an angle to the right of  $101^{\circ}18'36''$  to the radius of said curve and run in a northwesterly to northeasterly direction along the arc of said curve and also along the Northwest line of said Lot 101 for a distance of 112.04 feet to a point on the Southeast right-of-way line of Essex Drive in said Forest Parks 1st Sector; thence run tangent to last stated curve in a northeasterly direction along said Southeast right-of-way line and also along the Northwest line of said Lot 101 for a distance of 53.01 feet to a point on a curve to the left having a central angle of  $19^{\circ}40'42''$  and a radius of 675.00 feet; thence run in a northeasterly direction along the arc of said curve and said Southeast right-of-way line and also along the Northwest line of said Lot 101 for a distance of 231.83 feet to the Northeast corner of said Lot 101 and also the Northwest corner of Lot 102 in said Forest Parks 1st Sector; thence turn an angle to the right of  $90^{\circ}00'00''$  from the tangent of last stated curve and run in a southeasterly direction along the Northeast line of said Lot 101 and also along the Southwest line of said Lot 102 for a distance of 233.47 feet to the Southwest corner of said Lot 102; thence turn an angle to the left of  $90^{\circ}00'00''$  and run in a northeasterly direction along the Southeast line of said Lot 102 for a distance of 174.08 feet to an iron pin found at the Southeast corner of Lot 103 in said Forest Parks 1st Sector; thence turn an angle to the left of  $26^{\circ}52'11''$  and run in a northeasterly direction along the Southeast line of said Lot 103 and Lot 104 A in a Resurvey of Lot 104 Forest Parks 1st Sector as recorded in Map Book 22, on Page 70, in the Office of the Judge of Probate, Shelby County, Alabama, for a distance of 412.12 feet to an iron pin found; thence turn an angle to the left of  $117^{\circ}15'50''$  and run in a southwesterly direction along the Northwest line of said Lot 104 A for a distance of 264.41 feet to the Northwest corner of said Lot 104 A, being on the Southeast right-of-way line of said Essex Drive, said corner being on a curve to the left having a central angle of  $5^{\circ}43'51''$  and a radius of 655.00 feet; thence turn an angle to the right of  $24^{\circ}08'26''$  to the radius of said curve and run in a northeasterly direction along the arc of said curve and also along the Southeast right-of-way line of said Essex Drive for a distance of 65.51 feet to a point on a reverse curve to the left having a central angle of  $110^{\circ}18'09''$  and a radius of 15.00 feet; thence run in a southeasterly to northeasterly direction along the arc of said curve and also along the Southwest line of Lot 105 in said Forest Parks 1st Sector for a distance of 28.88 feet to a point; thence run tangent to last stated curve in a northeasterly direction along the Southeast line of said Lot 105 and an extension thereof for a distance of 237.09 feet to an iron pin found; thence turn an angle to the right of  $3^{\circ}05'17''$  and run in a northeasterly direction for a distance of 13.83 feet to an iron pin found; thence turn an angle to the left of  $93^{\circ}06'07''$  and run in a northwesterly direction for a distance of 10.00 feet to an iron pin found; thence turn an angle to the right of  $90^{\circ}00'00''$  and run in a northeasterly direction for a distance of 10.00 feet to an iron pin set; thence turn an angle to the right of  $90^{\circ}00'00''$  and run in a southeasterly direction for a distance of 10.00 feet to an iron pin found; thence turn an angle to the left of  $90^{\circ}00'00''$  and run in a northeasterly direction for a distance of 314.68 feet to an iron pin found; thence turn an angle to the left of  $18^{\circ}59'36''$  and run in a northeasterly direction for a distance of 768.58 feet to an iron pin found; thence turn an angle to the left of  $89^{\circ}59'44''$  and run in a northwesterly direction for a distance of 170.31 feet to a point; thence turn an angle to the right of  $90^{\circ}00'00''$  and run in a northeasterly direction for a distance of 117.51 feet to a point on a curve to the left having a central angle of  $12^{\circ}30'00''$  and a radius of 943.09 feet; thence run in a northeasterly direction along the arc of said curve for a distance of 205.75 feet to a point; thence run tangent to last stated curve in a northeasterly direction for a distance of 214.50 feet to a point; thence turn an angle to the right of  $90^{\circ}00'00''$  and run in a southeasterly direction for a distance of 170.06 feet to a point; thence turn an angle to the left of  $90^{\circ}00'33''$  and run in a northeasterly direction for a distance of 214.69 feet to an iron pin found; thence turn an angle to the right of  $14^{\circ}27'38''$  and run in a

northeasterly direction for a distance of 321.94 feet to an iron pin found; thence turn an angle to the right of  $32^{\circ}55'26''$  and run in a northeasterly direction for a distance of 74.78 feet to a point; thence turn an angle to the left of  $113^{\circ}11'31''$  and run in a northwesterly direction for a distance of 239.76 feet to a point; thence turn an angle to the left of  $38^{\circ}33'24''$  and run in a northwesterly direction for a distance of 15.33 feet to a point on a curve to the left having a central angle of  $108^{\circ}43'48''$  and a radius of 55.00 feet; thence run in a northeasterly to northwesterly direction along the arc of said curve for a distance of 104.37 feet to a point; thence turn an angle to the right of  $90^{\circ}00'00''$  from the tangent of last stated curve and run in a northeasterly direction for a distance of 147.05 feet to a point; thence turn an angle to the right of  $57^{\circ}17'12''$  and run in a northeasterly direction for a distance of 526.82 feet to a point; thence turn an angle to the right of  $89^{\circ}59'55''$  and run in a southeasterly direction for a distance of 165.00 feet to a point; thence turn an angle to the left of  $47^{\circ}29'17''$  and run in a southeasterly direction for a distance of 26.39 feet to a point on a curve to the left having a central angle of  $200^{\circ}29'08''$  and a radius of 55.00 feet; thence run in a southeasterly to northeasterly direction along the arc of said curve for a distance of 192.45 feet to a point on a reverse curve to the right having a central angle of  $67^{\circ}58'31''$  and a radius of 25.00 feet; thence run in a northeasterly direction along the arc of said curve for a distance of 29.66 feet to a point; thence run tangent to last stated curve in a northeasterly direction for a distance of 250.84 feet to a point; thence turn an angle to the right of  $90^{\circ}00'00''$  and run in a southeasterly direction for a distance of 182.68 feet to a point; thence turn an angle to the left of  $100^{\circ}54'26''$  and run in a northeasterly direction for a distance of 67.02 feet to an iron pin found; thence turn an angle to the right of  $10^{\circ}54'26''$  and run in a northeasterly direction for a distance of 518.65 feet to a point; thence turn an angle to the left of  $93^{\circ}17'51''$  and run in a northwesterly direction for a distance of 442.51 feet to a point; thence turn an angle to the right of  $21^{\circ}38'58''$  and run in a northwesterly direction for a distance of 50.80 feet to a point; thence turn an angle to the left of  $18^{\circ}21'07''$  and run in a northwesterly direction for a distance of 200.00 feet to a point; thence turn an angle to the right of  $38^{\circ}27'55''$  and run in a northeasterly direction for a distance of 17.00 feet to a point; thence turn an angle to the left of  $64^{\circ}58'44''$  and run in a northwesterly direction for a distance of 270.10 feet to a point; thence turn an angle to the left of  $63^{\circ}29'10''$  and run in a southwesterly direction for a distance of 130.00 feet to a point; thence turn an angle to the right of  $90^{\circ}00'00''$  and run in a northwesterly direction for a distance of 30.00 feet to a point; thence turn an angle to the right of  $90^{\circ}00'00''$  and run in a northeasterly direction for a distance of 227.73 feet to a point; thence turn an angle to the left of  $116^{\circ}22'10''$  and run in a northwesterly direction for a distance of 155.85 feet to a point; thence turn an angle to the right of  $139^{\circ}34'08''$  and run in an easterly direction for a distance of 90.04 feet to an iron pin found; thence turn an angle to the right of  $40^{\circ}58'21''$  and run in a southeasterly direction for a distance of 660.64 feet to an iron pin found; thence turn an angle to the left of  $74^{\circ}37'56''$  and run in a northeasterly direction for a distance of 170.00 feet to an iron pin found; thence turn an angle to the right of  $85^{\circ}43'10''$  and run in a southeasterly direction for a distance of 761.23 feet to an iron pin found; thence turn an angle to the right of  $100^{\circ}47'52''$  and run in a southwesterly direction for a distance of 108.65 feet to an iron pin found; thence turn an angle to the left of  $71^{\circ}57'23''$  and run in a southeasterly direction for a distance of 336.02 feet to an iron pin found; thence turn an angle to the right of  $87^{\circ}59'41''$  and run in a southwesterly direction for a distance of 401.54 feet to an iron pin set; thence turn an angle to the left of  $44^{\circ}35'36''$  and run in a southwesterly direction for a distance of 392.08 feet to an iron pin set; thence turn an angle to the left of  $114^{\circ}29'03''$  and run in a southeasterly direction for a distance of 583.35 feet to a point; thence turn an angle to the right of  $125^{\circ}34'28''$  and run in a southeasterly direction for a distance of 710.00 feet to an iron pin found at the Northeast corner of Lot 214 in Forest Parks 2nd Sector as recorded in Map Book 22, on Page 71, in the Office of the Judge of Probate, Shelby County, Alabama; thence continue along last stated course and also along the Northwest line of Lots 214 through 205 in said Forest Parks 2nd Sector for a distance of 1095.17 feet to an iron pin found; thence turn an angle to the left of  $23^{\circ}30'26''$  and run in a southwesterly direction along the Northwest line of Lot 205 in said Forest Parks 2nd Sector for a distance of 30.17 feet to an iron pin found; thence turn an angle to the right of  $90^{\circ}00'00''$  and run in a northwesterly direction crossing Forest Parks Road as recorded in said Forest Parks 2nd Sector for a distance of 60.00 feet to a point on a curve to the right having a central angle of  $14^{\circ}02'19''$  and a radius of 205.00 feet; thence turn an angle to the right of  $90^{\circ}00'00''$  to the tangent of said curve and run in a northeasterly direction along the arc of said curve for a distance of 50.23 feet to a point; thence run tangent to last stated curve in a northeasterly direction for a distance of 160.33 feet to a point on a curve to the left having a central angle of  $52^{\circ}55'21''$  and a radius of 232.78 feet; thence run in a northeasterly to northwesterly direction along the arc of said curve for a distance of 215.01 feet to a point; thence run tangent to last stated curve in a northwesterly direction for a distance of 291.71 feet to a point on a curve to the right having a central angle of  $62^{\circ}19'36''$  and a radius of 212.66 feet; thence run in a northwesterly to northeasterly

direction along the arc of said curve for a distance of 231.33 feet to a point; thence turn an angle from the chord of last stated curve to the left of  $58^{\circ}54'17''$  and run in a northwesterly direction for a distance of 195.26 feet to an iron pin found; thence turn an angle to the left of  $93^{\circ}53'32''$  and run in a southwesterly direction for a distance of 475.23 feet to an iron pin found; thence turn an angle to the right of  $8^{\circ}00'12''$  and run in a southwesterly direction for a distance of 697.62 feet to an iron pin found; thence turn an angle to the right of  $0^{\circ}06'25''$  and run in a southwesterly direction for a distance of 1127.96 feet to an iron pin found; thence turn an angle to the left of  $12^{\circ}56'57''$  and run in a southwesterly direction for a distance of 1237.94 feet to an iron pin set on the Northeast right-of-way line of U. S. Highway No. 280; thence turn an angle to the right of  $111^{\circ}36'44''$  and run in a northwesterly direction along said Northeast right-of-way line for a distance of 318.79 feet to a concrete monument found; thence turn an angle to the right of  $15^{\circ}23'18''$  and run in a northwesterly direction along said Northeast right-of-way line for a distance of 252.95 feet to a concrete monument found; thence turn an angle to the left of  $13^{\circ}42'58''$  and run in a northwesterly direction along said Northeast right-of-way line for a distance of 150.19 feet to a concrete monument found; thence turn an angle to the left of  $20^{\circ}07'48''$  and run in a northwesterly direction along said Northeast right-of-way line for a distance of 299.68 feet to the point of beginning. Said parcel containing 133.08 acres more or less.

### **EXHIBIT "A"**

A parcel of land situated in the Southeast Quarter of the Southwest Quarter of Section 16, Township 19 South, Range 1 West, and the Northeast Quarter of the Northwest Quarter of Section 21, Township 19 South, Range 1 West, Shelby County, Alabama, being more particularly described as follows:

Begin at an iron pin found locally accepted to be the Southwest corner of the Southeast Quarter of the Southwest Quarter of said Section 16, thence run north along the West line of said 1/4-1/4 section for a distance of 1,201.94 feet to an iron pin found; thence turn an angle to the right of 90°10'15" and run in an easterly direction for a distance of 28.76 feet to an iron pin found; thence turn an angle to the left of 90°05'00" and run in a northerly direction for a distance of 81.98 feet to an iron pin found; thence turn an angle to the right of 89°45'16" and run in an easterly direction for a distance of 435.08 feet to an iron pin found; thence turn an angle to the left of 89°55'23" and run in a northerly direction for a distance of 39.92 feet to an iron pin found on the North line of said 1/4-1/4 section; thence turn an angle to the right of 88°50'16" and run in an easterly direction along the North line of said 1/4-1/4 section for a distance of 1,088.54 feet to an iron pin set; thence turn an angle to the right of 61°51'20" and run in a southeasterly direction for a distance of 359.91 feet to an iron pin set; thence turn an angle to the right of 132°53'44" and run in a northwesterly direction for a distance of 553.91 feet to an iron pin set; thence turn an angle to the left of 81°04'01" and run in a southwesterly direction for a distance of 380.00 feet to an iron pin set; thence turn an angle to the right of 39°03'53" and run in a southwesterly direction for a distance of 720.00 feet to an iron pin set; thence turn an angle to the left of 20°13'07" and run in a southwesterly direction for a distance of 230.00 feet to an iron pin set; thence turn an angle to the left of 69°27'00" and run in a southeasterly direction for a distance of 406.53 feet to an iron pin set; thence turn an angle to the right of 93°51'23" and run in a southwesterly direction for a distance of 332.71 feet to an iron pin set; thence turn an angle to the right of 77°21'58" and run in a northwesterly direction for a distance of 248.41 feet to the point of beginning. Said parcel containing 26.07 acres, more or less.

## **EXHIBIT "A"**

A parcel of land situated in the Northwest Quarter of Section 21, Township 19 South, Range 1 West, Shelby County, Alabama, being more particularly described as follows:

Begin at an iron pin found locally accepted to be the Northwest Corner of said Section 21; thence run east along the North line of said Section 21 for a distance of 980.00 feet to an iron pin set; thence turn an angle to the right of 147°39'06" and run in a southwesterly direction for a distance of 34.55 feet to an iron pin set; thence turn an angle to the left of 59°37'05" and run in a southeasterly direction for a distance of 367.59 feet to an iron pin set on a curve to the left having a central angle of 45°20'13" and a radius of 55.00 feet; thence turn an angle to the right of 0°00'00" to the radius of said curve and run in a southwesterly direction along the arc of said curve for a distance of 43.52 feet to an iron pin set; thence run tangent to last stated curve in a southwesterly direction for a distance of 95.00 feet to an iron pin set; thence turn an angle to the right of 90°00'00" and run in a northwesterly direction for a distance of 326.03 feet to an iron pin set; thence turn an angle to the left of 112°18'29" and run in a southwesterly direction for a distance of 145.38 feet to an iron pin set; thence turn an angle to the right of 26°38'27" and run in a southwesterly direction for a distance of 55.66 feet to an iron pin set; thence turn an angle to the right of 4°07'14" and run in a southwesterly direction for a distance of 65.59 feet to an iron pin set; thence turn an angle to the right of 8°29'37" and run in a southwesterly direction for a distance of 98.41 feet to an iron pin set; thence turn an angle to the right of 16°37'26" and run in a southwesterly direction for a distance of 64.28 feet to an iron pin set; thence turn an angle to the left of 105°17'35" and run in a southeasterly direction for a distance of 297.32 feet to an iron pin set; thence turn an angle to the right of 90°00'00" and run in a southwesterly direction for a distance of 188.00 feet to an iron pin set; thence turn an angle to the right of 90°00'00" and run in a northwesterly direction for a distance of 316.21 feet to an iron pin set; thence turn an angle to the left of 89°14'19" and run in a southwesterly direction for a distance of 195.40 feet to an iron pin set on the West line of said Section 21; thence turn an angle to the right of 119°27'39" and run in a northerly direction along the West line of said Section 21 for a distance of 700.00 feet to the point of beginning. Said parcel containing 11.98 acres, more or less.

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08:57 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
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