

STATE OF ALABAMA — UNIFORM COMMERCIAL CODE — FINANCING STATEMENT FORM UCC-1 ALA.

Important: Read Instructions on Back Before Filling out Form.

REORDER FROM
Registree, Inc.
314 PIERCE ST.
P.O. BOX 218
ANDOKA, MN. 55303
(612) 421-1713

| | | |
|---|---|---|
| <input type="checkbox"/> The Debtor is a transmitting utility as defined in ALA CODE 7-9-105(n). | No. of Additional Sheets Presented: _____ | This FINANCING STATEMENT is presented to a Filing Officer for filing pursuant to the Uniform Commercial Code. |
| 1. Return copy or recorded original to: Clayton T. Sweeney 2700 Highway 280 East, Suite 290E Birmingham, AL 35223 Pre-paid Acct. # _____ | | <div style="writing-mode: vertical-rl; transform: rotate(180deg);"> Inst. # 1998-31198 08/13/1998-31198 08:45 AM CERTIFIED SHELBY COUNTY JUDGE OF PROBATE 004 MCD 18.00 </div> |
| 2. Name and Address of Debtor (Last Name First if a Person) Beacon Development Company, L.L.P. 2363 Lakeside Drive Birmingham, AL 35244 Social Security/Tax ID # _____ | | |
| 2A. Name and Address of Debtor (IF ANY) (Last Name First if a Person) Social Security/Tax ID # _____ | | |
| <input type="checkbox"/> Additional debtors on attached UCC-E | | |
| 3. NAME AND ADDRESS OF SECURED PARTY (Last Name First if a Person) Aliant Bank P. O. Box 383067 Birmingham, AL 35238-3067 Social Security/Tax ID # _____ | | 4. ASSIGNEE OF SECURED PARTY (IF ANY) (Last Name First if a Person) FILED WITH: _____ |
| <input type="checkbox"/> Additional secured parties on attached UCC-E | | |

5. The Financing Statement Covers the Following Types (or items) of Property:

Real Property located in Shelby County, Alabama as per attached Exhibit "A" and the non-real estate items listed on Exhibit "A-1".

5A. Enter Code(s) From Back of Form That Best Describes The Collateral Covered By This Filing:

| | | | |
|---|---|---|--|
| 5 | 0 | 0 | |
| 7 | 0 | 0 | |
| 8 | 0 | 1 | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |

Check X if covered: ☐ Products of Collateral are also covered.

Judge of Probate

6. This statement is filed without the debtor's signature to perfect a security interest in collateral (check X, if so)
- ☐ already subject to a security interest in another jurisdiction when it was brought into this state.
- ☐ already subject to a security interest in another jurisdiction when debtor's location changed to this state.
- ☐ which is proceeds of the original collateral described above in which a security interest is perfected.
- ☐ acquired after a change of name, identity or corporate structure of debtor
- ☐ as to which the filing has lapsed.

7. Complete only when filing with the Judge of Probate:
The initial indebtedness secured by this financing statement is \$ _____
- Mortgage tax due (15¢ per \$100.00 or fraction thereof) \$ _____
8. ☐ This financing statement covers timber to be cut, crops, or fixtures and is to be cross indexed in the real estate mortgage records (Describe real estate and if debtor does not have an interest of record, give name of record owner in Box 5)

Signature(s) of Secured Party(ies)
(Required only if filed without debtor's Signature — see Box 6)

| | |
|---|--|
| Signature(s) of Debtor(s) Ralph C. Parker, Partner Signature(s) of Debtor(s) Alan C. Howard, Partner Beacon Development Company, L.L.P. Type Name of Individual or Business | Signature(s) of Secured Party(ies) or Assignee John J. Thomas, S.V.P. Aliant Bank Type Name of Individual or Business |
|---|--|

PARCEL I:

A parcel in the SE 1/4 of NW 1/4, and SW 1/4 of NW 1/4, all in Section 31, Township 21 South, Range 2 West, Shelby County, Alabama, described as follows:

Begin at the NW corner of the SW 1/4 of NW 1/4, Section 31, Township 21 South, Range 2 West; thence east a distance of 2667.26 feet; thence south a distance of 667.47 feet; thence west a distance of 2679.53 feet; thence north a distance of 639.98 feet to the point of beginning; being situated in Shelby County, Alabama.

PARCEL II:

Begin at the SW corner of the SW 1/4 of NW 1/4, Section 31, Township 21 South, Range 2 West; thence north a distance of 123.5 feet to the point of beginning; thence east a distance of 1374.0 feet; thence south a distance of 123.5 feet; thence east a distance of 1316.82 feet; thence north a distance of 729.13 feet; thence west a distance of 2679.53 feet; thence south a distance of 577.42 feet to the point of beginning; being situated in Shelby County, Alabama.

PARCEL III:

A road right of way easement described as follows:

Begin at the SW corner of the NW 1/4 of NW 1/4, Section 31, Township 21 South, Range 2 West; thence east along the south side of said 1/4-1/4 section a distance of 865.3 feet to point of beginning; thence at an angle to the left of 120 degrees 10 minutes a distance of 618.38 feet to the beginning of a curve to the right having a central angle of 22 degrees 12 minutes and a radius of 529.7 feet; thence along this curve a distance of 204.62 feet to the beginning of a straight line tangent to said curve at this point; thence along said line a distance of 118.58 feet to the south side of public road; thence at an angle to the right of 114 degrees 25 minutes and along the south side of said road a distance of 21.96 feet; thence at an angle to the right of 65 degrees 35 minutes a distance of 109.5 feet to the beginning of a curve to the left and having a central angle of 22 degrees 12 minutes and a radius of 509.7 feet; thence along said curve a distance of 197.49 feet to the beginning of a straight line tangent to said curve at this point; thence along said line a distance of 630.0 feet; thence at an angle to the right of 120 degrees 10 minutes a distance of 23.13 feet to the point of beginning; said easement being located in the NW 1/4 of NW 1/4 of Section 31, Township 21 South, Range 2 West, Shelby County, Alabama.

PARCEL IV:

A part of the SW 1/4 of the NE 1/4 of Section 31, Township 21 South, Range 2 West, more particularly described as follows: Commence at the Northwest corner of the SW 1/4 of the NE 1/4 of Section 31, Township 21 South, Range 2 West, Shelby County, Alabama, and run thence South 2 degrees, 04 minutes, 39 seconds, East along the West line of said 1/4-1/4 a distance of 208.45 feet to the point of beginning of the property, Parcel No. 8, being described, thence run South 89 degrees, 43 minutes, 45 seconds East a distance of 1,343.83 feet to a point on the East line of same said 1/4-1/4; thence run South 2 degrees, 04 minutes, 50 seconds East along the said East line of said 1/4-1/4 a distance of 567.05 feet to a point; thence run North 89 degrees, 43 minutes, 45 seconds west a distance of 1,343.86 feet to a point on the west line of same said 1/4-1/4; thence run north 2 degrees, 04 minutes, 39 seconds west along said west line of said 1/4-1/4 a distance of 567.05 feet to the point of beginning.

There is attendant to this parcel a 30.0 foot wide easement for access, ingress and egress and the installation of any required utility service lines to parcels, 5,6,7,8 or 9, 30.0 feet west of and equally along the east line of this parcel from the north line of subject parcel to the south line of same.

Feb
RCP
BCH
[Signature]

PARCEL V:

A part of the SW 1/4 of the NE 1/4 of Section 31, Township 21 South, Range 2 West, more particularly described as follows:

Beginning at the southwest corner of the SW 1/4 of the NE 1/4 of Section 31, Township 21 South, Range 2 West, Shelby County, Alabama, and run thence north 2 degrees, 04 minutes, 39 seconds, west along the west line of said 1/4-1/4 a distance of 567.05 feet to a point; thence run south 89 degrees, 43 minutes, 45 seconds east a distance of 1,343.86 feet to a point on the east line of same said 1/4-1/4; thence run south 2 degrees, 04 minutes, 50 seconds east along the said east line of 1/4-1/4 a distance of 567.05 feet to the southeast corner of same said 1/4-1/4; thence run north 89 degrees, 43 minutes, 45 seconds, west along the south line of said 1/4-1/4 a distance of 1,343.89 feet to the point of beginning.

There is attendant to this parcel a 30.0 feet wide easement for access, ingress and egress, and the installation of any required utility service lines to parcels 5,6,7,8 or 9, 30.0 feet West of and equally along the East line of this parcel, from the North line of subject parcel to the south line of same.

Less and except that part sold to Roy Martin Construction, Inc. in deed 1997-41801.

PARCEL VI:

A 60 feet easement for ingress and egress situated in the NE 1/4 of the NW 1/4 of Section 31, Township 21 South, Range 2 West, Shelby County, Alabama, being the East 60 feet of said 1/4-1/4 section lying South of Shelby County Highway No. 12.

yes
RCR
BCH
[Signature]

EXHIBIT "A-1"

Any and all fixtures, together with all building materials, equipment, fixtures and fittings of every kind or character now owned or hereafter acquired by the Borrower for the purpose of or used or useful in connection with the improvements located or to be located on the Real Estate described on Exhibit "A-1", attached hereto and made a part hereof, whether such materials, equipment, fixtures and fittings are actually located on or adjacent to the Real Estate, and whether in storage or otherwise, wheresoever the same may be located. The personal property and fixtures to be conveyed and mortgaged shall include, without limitation, all lumber and lumber products, bricks, stones and building blocks, sand and cement, roofing material, paint, doors, windows, hardware, wires and wiring, plumbing and plumbing fixtures, air-conditioning and heating equipment and appliances, electrical and gas equipment and appliances, pipes and piping, ornamental and decorative fixtures, and in general all building material and equipment of every kind and character used or useful in connection with said improvements.

Inst. # 1998-31198

08/13/1998-31198
08:45 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
004 NCD 18.00

RCP
BCH
[Signature]
7/9/98