

STATE OF ALABAMA)

SHELBY COUNTY)

Inst # 1998-44692

11/10/1998-44692
03:18 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE

003 CRW 13.50

PARTIAL RELEASE

KNOW ALL MEN BY THESE PRESENTS, that for and in consideration of Ten Dollars (\$10.00) and other valuable consideration to the undersigned, First Commercial Bank, the undersigned does hereby release and discharge from the lien and operation of that certain Mortgage, Assignment of Rents and Leases, and Security Agreement executed in favor of it by Quaker Square Development Co., Inc., dated April 25, 1997, and recorded in the Probate Office of Shelby County, Alabama, as Instrument No. 1997-12866, the following described lot or parcel of land to wit:

SEE ATTACHED EXHIBIT "A" FOR LEGAL DESCRIPTION

It is understood, however, that the execution of this Partial Release shall in no way operate to release or impair the lien or security of said Mortgage, Assignment of Rents and Leases, and Security Agreement upon the property remaining subject thereto.

IN WITNES WHEREOF, First Commercial Bank has caused these presents to be executed this 6th day of November, 1998, by its duly authorized officer.

FIRST COMMERCIAL BANK


By: A. Todd Beard
Its: First Vice President

STATE OF ALABAMA)

JEFFERSON COUNTY)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that A. Todd Beard, whose name as First Vice-President of First Commercial Bank, a state bank, is signed to the foregoing Partial Release and who is known to me, acknowledged before me on this day that, being informed of the contents of said Partial Release, he, as such officer and with full authority, executed the same voluntarily for and as the act of said bank.

Given under my hand and official seal this the 6th day of
November, 1998.


Notary Public

(SEAL)

My commission expires: 6/23/2001

This instrument prepared by:

Richard W. Theibert, Esq.
Najjar Denaburg, P.C.
2125 Morris Avenue
Birmingham, AL 35203

EXHIBIT A

PARCEL I

Part of the North 1/2 of Section 20, Township 20 South, Range 3 West, Shelby County, Alabama, being more particularly described as follows:

From the Northwestern corner of Lot 110, Old Cahaba Winter Crest Sector as recorded in the Office of the Judge of Probate, Shelby County, Alabama in Map Book 24, Page 69, run in a Northwesternly direction along an extension of the Southwesterly line of said Lot 110 for a distance of 234.96 feet to an existing iron pin being on the South right of way line of Shelby County Highway No. 52 being the point of beginning; thence turn an angle to the left of $180^{\circ}00'$ and run in a Southeasterly direction for a distance of 1318.25 feet; thence turn an angle to the left of $30^{\circ}16'21''$ and run in a Southeasterly direction for a distance of 331.37 feet; thence turn an angle to the right of $130^{\circ}35'19''$ and run in a Southwesterly direction for a distance of 515.56 feet; thence turn angle to the right of $10^{\circ}45'08''$ and run in a Southwesterly direction for a distance of 180.0 feet; thence turn an angle to the right of $36^{\circ}41'$ and run in a Northwesternly direction for a distance of 360.90 feet; thence turn an angle to the left of $91^{\circ}53'12''$ and run in a Southwesterly direction for a distance of 145.46 feet; thence turn an angle to the left of $42^{\circ}51'21''$ and run in a Southeasterly direction for a distance of 110.0 feet; thence turn an angle to the right of $90^{\circ}40'$ and run in a Southwesterly direction for a distance of 428.01 feet; thence turn an angle to the right of $89^{\circ}20'$ and run in a Northwesternly direction for a distance of 205.0 feet; thence turn an angle to the left of $81^{\circ}47'43''$ and run in a Southwesterly direction for a distance of 190.61 feet; thence turn an angle to the left of $10^{\circ}18'34''$ and run in a Southwesterly direction for a distance of 320.0 feet; thence turn an angle to the right of $27^{\circ}35'14''$ and run in a Westerly direction for a distance of 122.11 feet; thence turn an angle to the right of $33^{\circ}24'37''$ and run in a Northwesternly direction for a distance of 310.0 feet to a point on a curve, said curve being concave in a Westerly direction and having a central angle of $69^{\circ}36'11''$ and a radius of 313.14 feet; thence turn an angle to the right ($67^{\circ}20'25''$ to the chord of said curve) and run in a Northeasterly and Northerly direction along the arc of said curve for a distance of 374.94 feet to the point of ending of said curve; thence run in a Northwesternly direction along a line tangent to the end of said curve for a distance of 712.23 feet; thence turn an angle to the right of $5^{\circ}03'16''$ and run in a Northerly direction for a distance of 186.83 feet; thence turn an angle to the left of $20^{\circ}02'19''$ and run in a Northwesternly direction for a distance of 280.0 feet, more or less to a point on the South right of way line of Shelby County Highway No. 52; thence turn an angle to the right and run in a Northeasterly direction along said South right of way line of Shelby County Highway No. 52 for a distance of 1667.56 feet, more or less, to the point of beginning.

PARCEL II

Part of the East 1/2 of the NE 1/4 of Section 20, Township 20 South, Range 3 West, Shelby County, Alabama, being more particularly described as follows:

From the NE corner of said Section 20, run in a Westerly direction along the North line of said section for a distance of 253.28 feet to the point of beginning; thence continue in a Westerly direction along the North line of said section for a distance of 50.16 feet; thence turn an angle to the left of $39^{\circ}04'22''$ and run in a Southwesterly direction for a distance of 382.72 feet; thence turn an angle to the left of 90° and run in a Southeasterly direction for a distance of 280.0 feet; thence turn an angle to the right of $68^{\circ}25'06''$ and run in a Southwesterly direction for a distance of 105.36 feet; thence turn an angle to the right of $19^{\circ}34'54''$ and run in a Southwesterly direction for a distance of 360.0 feet; thence turn an angle to the left of $11^{\circ}0'$ and run in a Southwesterly direction of a distance of 430.0 feet; thence turn an angle to the left of $51^{\circ}25'45''$ and run in a Southeasterly direction for a distance of 509.43 feet; thence turn an angle to the left of $107^{\circ}06'06''$ and run in a Northeasterly direction for a distance of 780.36 feet; thence turn an angle to the left of $60^{\circ}55'13''$ and run in a Northerly direction for a distance of 1225.09 feet, more or less, to the point of beginning.

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