

STATE OF ALABAMA )  
SHELBY COUNTY )

### RELEASE OF NON-ENCUMBRANCE AGREEMENT

KNOW ALL MEN BY THESE PRESENTS, that First Commercial Bank in consideration of the sum of Ten Dollars (\$10.00) and other valuable consideration, does hereby release and discharge that certain Non-Encumbrance Agreement dated March 5, 1999, executed by Pelham Industrial Enterprises Nine, L.L.C., an Alabama limited liability company, which Non-Encumbrance Agreement was recorded in the office of the Judge of Probate of Shelby County, Alabama as Instrument 1999/21088.

IN WITNESS WHEREOF, the undersigned has executed this Release of Non-Encumbrance Agreement this 27th day of July, 1999.

### FIRST COMMERCIAL BANK

By: Linda Andrews  
Its: Linda Andrews, Asst. Vice President

STATE OF ALABAMA )  
JEFFERSON COUNTY )

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Linda Andrews, whose name as Asst. Vice President of First Commercial Bank, is signed to the foregoing Release of Non-Encumbrance Agreement, and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said entity on the day the same bears date.

Given under my hand and official seal this the 27th day of July, 1999.

Leann C. Cox  
Notary Public  
My Commission Expires: Aug. 5, 2001

NOTARY PUBLIC STATE OF ALABAMA AT LARGE  
MY COMMISSION EXPIRES: AUG. 5, 2001  
BONDED THROUGH NOTARY PUBLIC BOARD

402394-1  
031718.000902

Inst # 1999-31713  
07/29/1999-31713

11:12 AM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE  
001 MHS 8.50