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STATE OF ALABAMA)

COUNTY OF SHELBY)

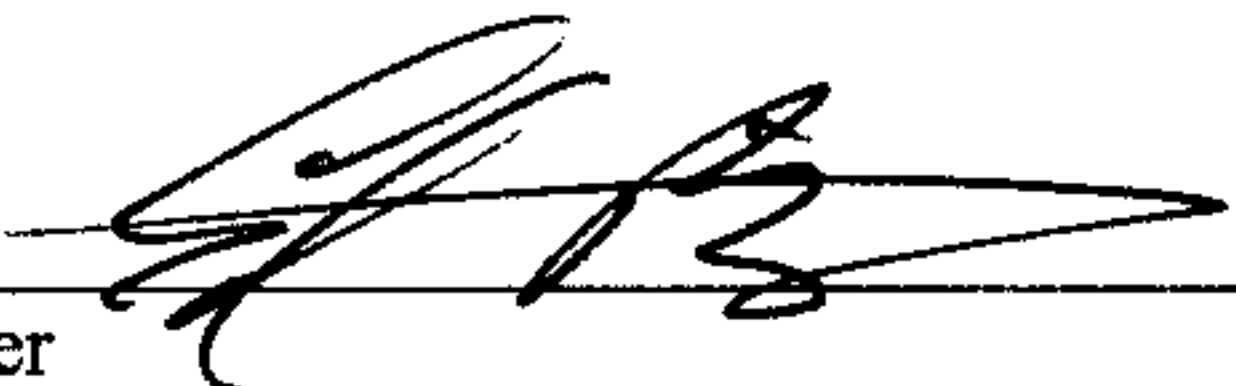
**PARTIAL RELEASE**

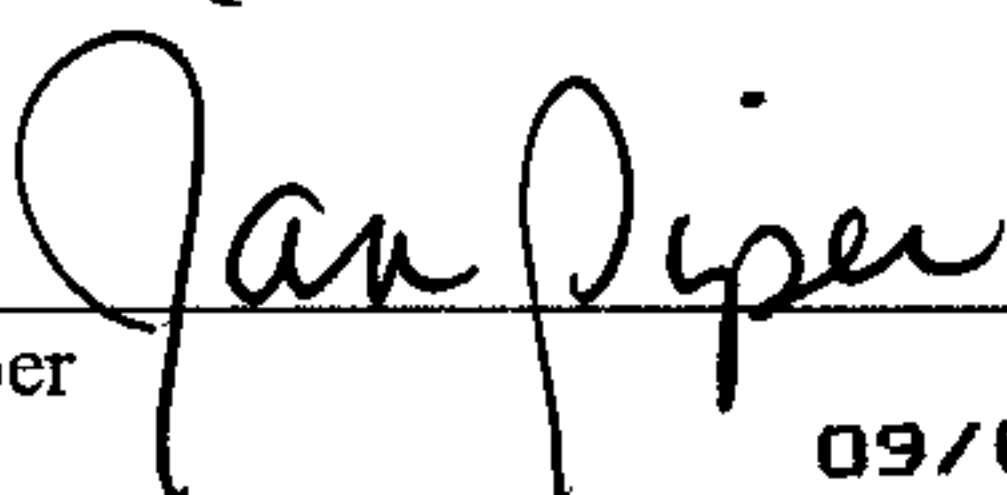
For and in consideration of the sum of 84,750.00 (\$84,750.00) and other good and valuable considerations in hand paid by each of the parties to the other, adequacy and sufficiency of which are acknowledged to be good and valuable consideration for this full release, the receipt thereof is hereby acknowledged, Ed Piper and wife, Jan Piper, the undersigned, do hereby release and discharge from the lien of that certain mortgage executed by OMNI-VEST, L.L.C., dated may 15, 2000, and recorded in Instrument # 2000-16277, in the Office of the Judge of Probate of Shelby County, Alabama, the following described property:

SEE EXHIBIT "A" ATTACHED HERETO

It being distinctly understood, however, that all other property in said mortgage described and conveyed, shall be and continue to remain in all respects to said mortgage, and that all covenants and undertakings of the said mortgage in said mortgage and the note thereby shall continue in full force and effect, and the said Ed Piper and wife, Jan Piper continue to have all rights and powers granted to it under said mortgage, except as to the above described premises.

In Witness Whereof, the undersigned, Ed Piper and wife, Jan Piper, have caused these presents to be executed on this 25 day of Aug., 2000.

  
\_\_\_\_\_  
Ed Piper

  
\_\_\_\_\_  
Jan Piper

09/01/2000-30072  
08:15 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
005 HHS 18.50

Inst # 2000-30072



STATE OF ALABAMA

COUNTY OF SHELBY

I, the undersigned, a Notary Public in and for said state and county, hereby certify that Ed Piper and Jan Piper, whose name(s) is/are signed to the foregoing instrument and who is/are known to me, acknowledged before me that, being informed of the contents of the instrument, he/she/they executed the same voluntarily on the day the same bears date.

Given under my hand and seal this 25<sup>th</sup> day of August, 2000.

Kim M. Foster

Notary Public

My commission expires: 9-16-02

This instrument prepared by:

R. Shan Paden

Paden & Paden

FIVE RIVERCHASE RIDGE, SUITE 100

Birmingham, AL 35244-2893



## **EXHIBIT A TO PARTIAL RELEASE OF MORTGAGE**

### **LOT ONE LAKEFRONT SECTION**

A parcel of land located in the Southeast Quarter of the Section 13, Township 20 South, Range 2 East, Shelby County, Alabama, containing 1.62 acres, more or less, and being more particularly described as follows:

Beginning at the Southwest Corner of the Southeast Quarter of the Southeast Quarter of said Section 13; thence run N 03°46'25" E for 244.19 feet; thence run N 30°44'29" W for 220.82 feet to the point of intersection with the South right-of-way of a proposed public road; thence run N 73°12'51" E along said S right of way for a chord distance of 125.95 feet; thence run south 31°34'38" E for 179.46 feet; thence run s 2°38'12" E for 374.90 feet to the point of intersection with the Normal Pool Contour of Lay Lake; thence run S 50°54'10" W along said Normal Pool Contour for a chord distance of 179.34 feet; thence run n 2°08'32" E for 167.41 feet to the point of beginning. Said parcel being subject to any easements or rights of way of record over or across said parcel.

### **LOT TWO LAKEFRONT SECTION**

A parcel of land located in the Southeast Quarter of Section 13, Township 20 South, Range 2 East, Shelby County, Alabama, containing 1.45 acres, more or less, and being more particularly described as follows:

Commencing at the Southwest corner of the Southeast Quarter of the Southeast Quarter of said Section 13; thence run N 03°46'25" E for 244.19 feet; thence run N 30°44'29" W for 220.82 feet to the point of intersection with the S right of way of a proposed public road; thence run N 73°12'51" E along said S right of way for a chord distance of 125.95 feet to the point of beginning of the parcel herein described; thence run N 60°50'11" E along said right of way for 125.0 feet; thence run S 19°40'58" E for 383.02 feet; thence run south 25°40'42" E for 66.60 feet to the point of intersection with the Normal Pool Contour of Lay Lake; thence run South 43°51'42" W along said Normal Pool Contour for a chord distance of 227.84 feet; thence run N 2°38'12" W for 374.90 feet; thence run N 31°34'38" W for 179.46 feet to the point of beginning. Said parcel being subject to any easements of rights of way of record over or across said parcel.

### **LOT THREE LAKEFRONT SECTION**

A parcel of land located in the Southeast Quarter of Section 13, Township 20 South, Range 2 East, Shelby County, Alabama, containing 1.64 acres, more or less, and being more particularly described as follows:

Commencing at the Southwest corner of the Southeast Quarter of the Southeast Quarter of said Section 13; thence run N 03°46'25" E for 244.19 feet; thence run N 30°44'29" W for 220.82 feet to the point of intersection with the S right-of-way of a proposed public road; thence run N 73°12'51" E along said S right-of-way for a chord distance of 125.95 feet; thence run N 60°50'11" E along said S right-of-way for 145.00 feet to the point of beginning of the parcel herein described; thence continue N 60°50'11" E along said S right-of-way for 159.25 feet;



thence run S 31°37'04" E for 397-64 feet to the point of intersection with the Normal Pool Contour of Lay Lake; thence run S 45°43'24" W along said Normal Pool Contour for a chord distance of 186.40 feet; thence run N 28°41'25" W for 445.89 feet to the point of beginning. Said parcel being subject to any easements or rights-of-ways of record over or across said parcel.

#### **LOT FOUR LAKEFRONT SECTION**

A parcel of land located in the Southeast Quarter of Section 13, Township 20 South, Range 2 East, Shelby County, Alabama, containing 1.31 acres, more or less, and being more particularly described as follows:

Commencing at the Southwest corner of the Southeast Quarter of the Southeast Quarter of said Section 13; thence run N 03°46'25" E for 244.19 feet; thence run N 30°44'29" W for 220.82 feet to the point of intersection with the S right-of-way of a proposed public road; thence run N 73°12'51" E along said S right-of-way for a chord distance of 125.95 feet; thence run N 60°50'11" E along said S right-of-way for 304.25 feet to the point of beginning of the parcel herein described; thence continue N 60°50'11" E along said S right-of-way for 47.30 feet; thence run N 68°57'22" E along said S right-of-way for 102.77 feet; thence run S 33°31'34" E for 342.78 feet to the point of intersection with the Normal Pool Contour of Lay Lake; thence run S 46°18'21" W along said Normal Pool Contour for a chord distance of 163.32 feet; thence run N 31°37'04" W for 397/64 feet to the point of beginning. Said parcel being subject to any easements or rights-of-way of record over or across said parcel.

#### **LOT FIVE LAKEFRONT SECTION**

A parcel of land located in the Southeast Quarter of Section 13, Township 20 South, Range 2 East, Shelby County, Alabama, containing 1.34 acres, more or less, and being more particularly described as follows:

Commencing at the Southwest corner of the Southeast Quarter of the Southeast Quarter of said Section 13; thence run N 03°46'25" E for 244.19 feet; thence run N 30°44'29" W for 220.82 feet to the point of intersection with the S right-of-way of a proposed public road; thence run N 73°12'51" E along said S right-of-way for a chord distance of 125.95 feet; thence run N 60°50'11" E along said S right-of-way for 351.55 feet; thence run N 68°57'22" E along said S right of way for 102.77 feet to the point of beginning of the parcel herein described; thence continue N 68°57'22" East for 99.46 feet; thence run N 49°43'27" east along said South right of way for 103.38 feet; thence run S 30°35'36" E for 296.43 feet to the point of intersection with the Normal Pool Contour of Lay Lake; thence run S 45°01'26" W along said Normal Pool Contour for a chord distance of 188.36 feet; thence run N 33°31'34" W for 342.78 feet to the point of beginning. Said parcel being subject to any easements of rights of way of record over or across said parcel.

#### **LOT SIX LAKEFRONT SECTION**

A parcel of land located in the Southeast Quarter of Section 13, Township 20 South, Range 2 East, Shelby County, Alabama, containing 1.44 acres, more or less, and being more particularly described as follows:

Commencing at the Southwest corner of the Southeast Quarter of the Southeast Quarter



of said Section 13; thence run N 03°46'25" E for 244.19 feet; thence run N 30°44'29" W for 220.82 feet to the point of intersection with the S right-of-way of a proposed public road; thence run N 73°12'51" E along said S right-of-way for a chord distance of 125.95 feet; thence run N 60°50'11" E along said S right-of-way for 351.55 feet; thence run N 68°57'22" E along said right of way for 202.23 feet; thence run N 49°43'27" E along said right-of-way for 103.38 feet to the point of beginning of the parcel herein described; thence continue N 49°43'27" E along said right of way for 254.82 feet to the point of intersection with the centerline of an Alabama Power Co. right of way; thence run S 16°04'44" E along said centerline for 324.05 feet to the point of intersection with the Normal Pool Contour of Lay Lake; thence run S 50°50'55" W along said Normal Pool Contour for a chord distance of 171.88 feet; thence run N 30°35'36" W for 296.43 feet to the point of beginning. Said parcel being subject to any easements or rights of way of record over or across said parcel.

### **EASEMENT**

A 60 foot easement for ingress, egress and utilities located in the Southeast Quarter of Section 13, Township 20 South, Range 2 East, Shelby County, Alabama, and being more particularly described as follows:

Commencing at the Southwest corner of the Southeast Quarter of the Southeast Quarter of said Section 13; thence run N 03°46'25" E for 244.19 feet; thence run S 88°40'35" W for 159.72 feet; thence run N 76°26'50" W for 245.09 feet; thence run N 76°13'40" W for 343.03 feet; thence run N 61°51'50" W for 320.70 feet; thence run N 43°20'09" W for 418.47 feet; to the point of intersection with the monumented W line of the Southwest Quarter of the Southeast Quarter of said Section 13; thence run N 00°15'29" E, along the monumented W line of the Southwest Quarter of the Southeast Quarter of said Section 13, for 484.83 feet to a point representing the Northwest corner of the Southwest Quarter of the Southeast Quarter; thence run N 02°40'54" E along the monumented W line of the Northwest Quarter of the Southeast Quarter of said Section 13, for 30.53 feet to the point of beginning of the centerline herein described; thence run N 89°09'12" E for 228.75 feet; thence run S 00°15'29" W for 427.76 feet; thence run S 43°20'09" E for 405.10 feet; thence run S 76°13'40" E for 735.11 feet; thence run N 60°50'11" E for 435.90 feet; thence run N 68°57'22" E for 199.28 feet; thence run N 49°43'27" E for 366.60 feet to the end of said centerline.

Said easement being sixty feet in width and being thirty feet on either side of and adjacent to said centerline.

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**Inst # 2000-30072**

**09/01/2000-30072  
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