

STATE OF ALABAMA)

COUNTY OF SHELBY)

PARTIAL RELEASE

For and in consideration of the sum of SIXTY SIX THOUSAND SIX HUNDRED SIX AND 60/100THS (\$66,606.60) 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, 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 (8.49 ACRES)

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 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, have caused these presents to be executed on this 11TH day of DECEMBER, 2000.

Ed Piper



Inst # 2000-44301

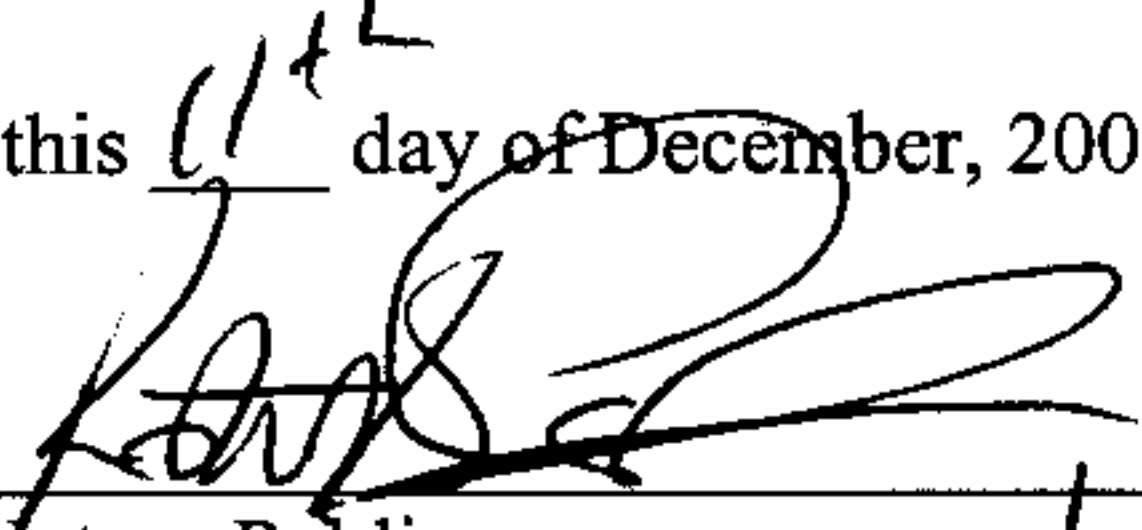
12/21/2000-44301
10:33 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
005 CJ1 23.00

STATE OF ALABAMA

COUNTY OF SHELBY

I, the undersigned, a Notary Public in and for said state and county, hereby certify that Ed 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 11th day of December, 2000.



Notary Public

My commission expires: 7/11/02

This instrument prepared by:

R. Shan Paden

Paden & Paden

FIVE RIVERCHASE RIDGE, SUITE 100

Birmingham, AL 35244-2893

EXHIBIT "A"

LOT SEVENTEEN:

A PARCEL OF LAND LOCATED IN THE SOUTHEAST QUARTER OF SECTION 13, TOWNSHIP 20 SOUTH; RANGE 2 EAST, SHELBY COUNTY, ALABAMA 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 NORTH 03 DEGREES 46 MINUTES 25 SECONDS EAST FOR 244.19 FEET; THENCE RUN NORTH 30 DEGREES 44 MINUTES 29 SECONDS WEST FOR 220.82 FEET; THENCE RUN NORTH 73 DEGREES 12 MINUTES 51 SECONDS EAST FOR 125.95 FEET; THENCE RUN NORTH 60 DEGREES 50 MINUTES 11 SECONDS EAST FOR 351.55 FEET; THENCE RUN NORTH 68 DEGREES 57 MINUTES 22 SECONDS EAST FOR 202.23 FEET; THENCE RUN NORTH 49 DEGREES 43 MINUTES 27 SECONDS EAST FOR 358.20 FEET TO THE POINT OF INTERSECTION WITH THE CENTERLINE OF AN ALABAMA POWER CO. RIGHT-OF-WAY, AND THE POINT OF BEGINNING OF THE PARCEL HEREIN DESCRIBED; THENCE RUN SOUTH 16 DEGREES 04 MINUTES 44 SECONDS EAST ALONG SAID CENTERLINE FOR 324.05 FEET TO THE POINT OF INTERSECTION WITH THE NORMAL POOL CONTOUR OF LAY LAKE; THENCE RUN NORTH 52 DEGREES 23 MINUTES 23 SECONDS EAST ALONG SAID NORMAL POOL CONTOUR FOR A CHORD DISTANCE OF 180.57 FEET; THENCE RUN NORTH 13 DEGREES 42 MINUTES 14 SECONDS WEST FOR 699.91 FEET; THENCE RUN SOUTH 88 DEGREES 05 MINUTES 52 SECONDS WEST FOR 203.16 FEET TO THE POINT OF INTERSECTION WITH THE CENTERLINE OF SAID ALABAMA POWER COMPANY RIGHT OF WAY; THENCE RUN SOUTH 16 DEGREES 04 MINUTES 44 SECONDS EAST ALONG SAID CENTERLINE FOR 491.28 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 EIGHTEEN:

A PARCEL OF LAND LOCATED IN THE SOUTHEAST QUARTER OF SECTION 13, TOWNSHIP 20 SOUTH, RANGE 2 EAST, SHELBY COUNTY, ALABAMA 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 NORTH 03 DEGREES 46 MINUTES 25 SECONDS EAST FOR 244.19 FEET; THENCE RUN NORTH 30 DEGREES 44 MINUTES 29 SECONDS WEST FOR 220.82 FEET; THENCE RUN NORTH 73 DEGREES 12 MINUTES 51 SECONDS EAST FOR 125.95 FEET; THENCE RUN NORTH 60 DEGREES 50 MINUTES 11 SECONDS EAST FOR 351.55 FEET; THENCE RUN NORTH 68 DEGREES 57 MINUTES 22 SECONDS EAST FOR 202.23 FEET; THENCE RUN NORTH 49 DEGREES 43 MINUTES 27 SECONDS EAST FOR 358.20 FEET TO THE POINT OF INTERSECTION WITH THE CENTERLINE OF AN ALABAMA POWER CO. RIGHT-OF-WAY, THENCE RUN SOUTH 16 DEGREES 04 MINUTES 44 SECONDS EAST ALONG SAID CENTERLINE FOR 324.05 FEET TO THE POINT OF INTERSECTION WITH THE NORMAL POOL CONTOUR OF LAY LAKE; THENCE RUN NORTH 52 DEGREES 23

MINUTES 23 SECONDS EAST ALONG SAID NORMAL POOL CONTOUR FOR A CHORD DISTANCE OF 180.57 FEET TO THE POINT OF BEGINNING OF THE PARCEL HEREIN DESCRIBED; THENCE RUN NORTH 52 DEGREES 34 MINUTES 55 SECONDS EAST ALONG SAID NORMAL POOL CONTOUR FOR A CHORD DISTANCE OF 125.0 FEET; THENCE RUN NORTH 10 DEGREES 01 MINUTES 25 SECONDS WEST FOR 618.70 FEET; THENCE RUN SOUTH 88 DEGREES 05 MINUTES 52 SECONDS WEST FOR 157.5 FEET; THENCE RUN SOUTH 13 DEGREES 42 MINUTES 14 SECONDS EAST FOR 699.91 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 NINETEEN:

A PARCEL OF LAND LOCATED IN THE SOUTHEAST QUARTER OF SECTION 13, TOWNSHIP 20 SOUTH, RANGE 2 EAST, SHELBY COUNTY, ALABAMA 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 NORTH 03 DEGREES 46 MINUTES 25 SECONDS EAST FOR 244.19 FEET; THENCE RUN NORTH 30 DEGREES 44 MINUTES 29 SECONDS WEST FOR 220.82 FEET; THENCE RUN NORTH 73 DEGREES 12 MINUTES 51 SECONDS EAST FOR 125.95 FEET; THENCE RUN NORTH 60 DEGREES 50 MINUTES 11 SECONDS EAST FOR 351.55 FEET; THENCE RUN NORTH 68 DEGREES 57 MINUTES 22 SECONDS EAST FOR 202.23 FEET; THENCE RUN NORTH 49 DEGREES 43 MINUTES 27 SECONDS EAST FOR 358.20 FEET TO THE POINT OF INTERSECTION WITH THE CENTERLINE OF AN ALABAMA POWER CO. RIGHT-OF-WAY, THENCE RUN SOUTH 16 DEGREES 04 MINUTES 44 SECONDS EAST ALONG SAID CENTERLINE FOR 324.05 FEET TO THE POINT OF INTERSECTION WITH THE NORMAL POOL CONTOUR OF LAY LAKE; THENCE RUN NORTH 52 DEGREES 23 MINUTES 23 SECONDS EAST ALONG SAID NORMAL POOL CONTOUR FOR A CHORD DISTANCE OF 180.57 FEET; THENCE RUN NORTH 52 DEGREES 34 MINUTES 55 SECONDS EAST ALONG SAID NORMAL POOL CONTOUR FOR A CHORD DISTANCE OF 125.0 FEET TO THE POINT OF BEGINNING OF THE PARCEL HEREIN DESCRIBED; THENCE RUN NORTH 51 DEGREES 44 MINUTES 05 SECONDS EAST ALONG SAID NORMAL POOL CONTOUR FOR A CHORD DISTANCE OF 125.0 FEET; THENCE RUN NORTH 5 DEGREES 09 MINUTES 50 SECONDS WEST FOR 539.17 FEET; THENCE RUN SOUTH 88 DEGREES 05 MINUTES 52 SECONDS WEST FOR 157.5 FEET; THENCE RUN SOUTH 10 DEGREES 01 MINUTES 25 SECONDS EAST FOR 618.70 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 TWENTY:

A PARCEL OF LAND LOCATED IN THE SOUTHEAST QUARTER OF SECTION 13, TOWNSHIP 20 SOUTH, RANGE 2 EAST, SHELBY COUNTY, ALABAMA 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 NORTH 03 DEGREES 46 MINUTES 25 SECONDS EAST FOR 244.19 FEET; THENCE RUN NORTH 30 DEGREES 44 MINUTES 29 SECONDS WEST FOR 220.82 FEET; THENCE RUN NORTH

73 DEGREES 12 MINUTES 51 SECONDS EAST FOR 125.95 FEET; THENCE RUN NORTH 60 DEGREES 50 MINUTES 11 SECONDS EAST FOR 351.55 FEET; THENCE RUN NORTH 68 DEGREES 57 MINUTES 22 SECONDS EAST FOR 202.23 FEET; THENCE RUN NORTH 49 DEGREES 43 MINUTES 27 SECONDS EAST FOR 358.20 FEET TO THE POINT OF INTERSECTION WITH THE CENTERLINE OF AN ALABAMA POWER CO. RIGHT-OF-WAY, THENCE RUN SOUTH 16 DEGREES 04 MINUTES 44 SECONDS EAST ALONG SAID CENTERLINE FOR 324.05 FEET TO THE POINT OF INTERSECTION WITH THE NORMAL POOL CONTOUR OF LAY LAKE; THENCE RUN NORTH 52 DEGREES 23 MINUTES 23 SECONDS EAST ALONG SAID NORMAL POOL CONTOUR FOR A CHORD DISTANCE OF 180.57 FEET; THENCE RUN NORTH 52 DEGREES 34 MINUTES 55 SECONDS EAST ALONG SAID NORMAL POOL CONTOUR FOR A CHORD DISTANCE OF 125.0 FEET; THENCE RUN NORTH 51 DEGREES 44 MINUTES 05 SECONDS EAST ALONG SAID NORMAL POOL CONTOUR FOR A CHORD DISTANCE OF 125.0 FEET TO THE POINT OF BEGINNING OF THE PARCEL HEREIN DESCRIBED; THENCE RUN NORTH 55 DEGREES 34 MINUTES 07 SECONDS EAST ALONG SAID NORMAL POOL CONTOUR FOR A CHORD DISTANCE OF 125.0 FEET; THENCE RUN NORTH 0 DEGREES 42 MINUTES 10 SECONDS EAST FOR 471.57 FEET; THENCE RUN SOUTH 88 DEGREES 05 MINUTES 52 SECONDS WEST FOR 157.5 FEET; THENCE RUN SOUTH 5 DEGREES 09 MINUTES 50 SECONDS EAST FOR 539.17 FEET TO THE POINT OF BEGINNING. SAID PARCEL BEING SUBJECT TO ANY EASEMENTS OR RIGHTS-OF-WAY OF RECORD OVER OR ACROSS SAID PARCEL.

30 FOOT INGRESS/EGRESS EASEMENT:

A 30 FOOT INGRESS/EGRESS EASEMENT LOCATED IN THE SOUTHEAST QUARTER OF SECTION 13, TOWNSHIP 20 SOUTH, RANGE 2 EAST, SHELBY COUNTY, ALABAMA, AND BEING MORE PARTICULARLY DESCRIBED WITH REFERENCE TO A SURVEY LINE AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 13; THENCE RUN NORTH 03 DEGREES 46 MINUTES 25 SECONDS EAST FOR 244.19 FEET; THENCE RUN NORTH 30 DEGREES 44 MINUTES 29 SECONDS WEST FOR 220.82 FEET; THENCE RUN NORTH 73 DEGREES 12 MINUTES 51 SECONDS EAST FOR 125.95 FEET; THENCE RUN NORTH 60 DEGREES 50 MINUTES 11 SECONDS EAST FOR 351.55 FEET; THENCE RUN NORTH 68 DEGREES 57 MINUTES 22 SECONDS EAST FOR 202.23 FEET; THENCE RUN NORTH 49 DEGREES 43 MINUTES 27 SECONDS EAST FOR 358.20 FEET TO THE POINT OF INTERSECTION WITH THE CENTERLINE OF AN ALABAMA POWER CO. RIGHT-OF-WAY, THENCE RUN NORTH 58 DEGREES 14 MINUTES 30 SECONDS EAST FOR 474.49 FEET TO THE POINT OF BEGINNING OF SAID SURVEY LINE; THENCE RUN SOUTH 62 DEGREES 07 MINUTES 55 SECONDS WEST ALONG SAID SURVEY LINE FOR 430.93 FEET; THENCE RUN SOUTH 16 DEGREES 04 MINUTES 44 SECONDS EAST ALONG SAID SURVEY LINE FOR 121.58 FEET; THENCE RUN SOUTH 73 DEGREES 27 MINUTES 55 SECONDS WEST FOR 613.59 FEET TO THE POINT OF INTERSECTION WITH THE EAST RIGHT-OF-WAY OF CHANCELLOR'S FERRY ROAD, AND THE END OF SAID SURVEY LINE. SAID EASEMENT BEING 30 FEET IN WIDTH, BEING 15 FEET IN WIDTH ON EACH SIDE OF SAID SURVEY LINE.

12/21/2000-44301
10:33 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
005 CJ1 23.00

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