

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

**Important: Read Instructions on Back Before Filling out Form.**

<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:  Najjar Denaburg, P.C. ATTN: KARREN UNDERWOOD 2125 Morris Avenue Birmingham, AL 35203  Pre-paid Acct. # _____		<div style="display: flex; flex-direction: column; align-items: center;">THIS SPACE FOR USE OF FILING OFFICER Date, Time, Number &amp; Filing Office  <div style="display: flex; flex-direction: column; align-items: center; gap: 10px;"><div style="writing-mode: vertical-rl; transform: rotate(180deg);">Inst # 2001-26153</div><div style="writing-mode: vertical-rl; transform: rotate(180deg);">06/26/2001-26153 08:34 AM CERTIFIED</div><div style="writing-mode: vertical-rl; transform: rotate(180deg);">SHELBY COUNTY JUDGE OF PROBATE 002 HB 16.00</div></div></div>	
2. Name and Address of Debtor (Last Name First if a Person)  Cole Investment Realty, L.L.C. 1100 East Park Drive Birmingham, AL 35235  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. SECURED PARTY (Last Name First if a Person)  Compass Bank 2nd Floor Daniel Building 15 South 20th Street Birmingham, AL 35233  Social Security/Tax ID # _____		4. ASSIGNEE OF SECURED PARTY (IF ANY) (Last Name First if a Person)  <div style="border: 1px solid black; padding: 5px; text-align: center;">Filed with Shelby County Judge of Probate</div>	
<input type="checkbox"/> Additional secured parties on attached UCC-E		5A. Enter Code(s) From Back of Form That Best Describes The Collateral Covered By This Filing:  _____ _____ _____ _____ _____ _____ _____ _____ _____ _____	
5. The Financing Statement Covers the Following Types (or items) of Property:  All rents, leases, profits & royalties from or relating to the property described in Exhibit "A". All contract and contract rights now existing or hereafter arising which are related to the operation of the property described in exhibit "A", reserving to Borrower, however, as long as Borrower is not in default, the right to receive the benefits of such contracts and said contract rights.			
6. This statement is filed without the debtor's signature to perfect a security interest in collateral (check X, if so) <input type="checkbox"/> already subject to a security interest in another jurisdiction when it was brought into this state. <input type="checkbox"/> already subject to a security interest in another jurisdiction when debtor's location changed to this state. <input type="checkbox"/> which is proceeds of the original collateral described above in which a security interest is perfected. <input type="checkbox"/> acquired after a change of name, identity or corporate structure of debtor <input type="checkbox"/> 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 \$ _____ Given as additional security for mortgage Mortgage tax due (15¢ per \$100.00 or fraction thereof) \$ _____ 8. <input type="checkbox"/> 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)	
By: <u>Eugene K. Cole</u> Signature(s) of Debtor(s) Eugene K. Cole, Member By: <u>H. Albert Awtrey</u> Signature(s) of Debtor(s) H. Albert Awtrey, Member Cole Investment Realty, L.L.C. and Awtrey Investment Realty, L.L.C. Type Name of Individual or Business		Signature(s) of Secured Party(ies) (Required only if filed without debtor's Signature — see Box 4)  Signature(s) of Secured Party(ies) or Assignee  Signature(s) of Secured Party(ies) or Assignee Compass Bank Type Name of Individual or Business	

(1) FILING OFFICER COPY — ALPHABETICAL  
(2) FILING OFFICER COPY — NUMERICAL

(3) FILING OFFICER COPY — ACKNOWLEDGEMENT  
(4) FILE COPY — RECORDING

STANDARD FORM — UNIFORM COMMERCIAL CODE FORM UCC-1

## **EXHIBIT "A"**

### **Legal Description of Property**

A parcel of land located in the SW  $\frac{1}{4}$  of Section 19, Township 20 South, Range 2 West, Shelby County, Alabama, being more particularly described as follows:

Commence at the SW corner of the SW  $\frac{1}{4}$  of said Section 19; thence North  $0^{\circ}19'06''$  West along the West line of said  $\frac{1}{4}$  section a distance of 934.11 feet to the point of beginning; thence continue along last described course a distance of 903.12 feet; thence North  $62^{\circ}57'28''$  East a distance of 187.42 feet measured, (187.50 feet map); thence North  $80^{\circ}26'41''$  East a distance of 122.46 feet to a point lying on the Southerly right of way line of County Highway #52 (variable right of way); thence South  $60^{\circ}03'21''$  East along said right of way line a distance of 187.25 feet; thence leaving said right of way line, South  $0^{\circ}19'06''$  East a distance of 919.63 feet; thence North  $89^{\circ}26'05''$  West a distance of 450.05 feet to the point of beginning.

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