

*This document prepared by:*

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Attention: Mitchell B. Menzer, Esq.  
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File No. 045,710-761

Inst # 2001-26626  
06/28/2001-26626  
08:30 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
003 NB 17.00

STATE OF ALABAMA     )  
                                      )  
COUNTY OF SHELBY    )

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**PARTIAL RELEASE OF MORTGAGE AND SECURITY AGREEMENT**

**KNOW ALL MEN BY THESE PRESENTS**, that whereas the undersigned, **The Travelers Insurance Company** a Connecticut corporation whose address is 6750 Poplar Avenue, Suite 109, Memphis, Tennessee 38138, in its capacity as Collateral Agent for the Senior Note Holders under and as defined in the Note Purchase Agreement dated as of October 19, 2000, as may be amended from time to time between Borrower and the Senior Noteholders named therein ("**Lender**"), is the owner and holder of that certain Mortgage, Security Agreement and Assignment of Rents dated October 19, 2000, executed by **CAHABA FORESTS, LLC**, a Delaware corporation, whose address is 99 High Street, 26<sup>th</sup> Floor, Boston, Massachusetts 02110-2320, (the "**Borrower**"), recorded in the Office of the Probate, Judge of Shelby County, Alabama as Instrument Number 2000-36787 (the "**Mortgage**").

**WHEREAS**, for the consideration set forth below, Lender has agreed to release from the lien of the Mortgage, the real estate more fully described as follows in this "**Partial Release**" which serves as collateral under the Mortgage:

**See Exhibit "A" attached hereto and made a part hereof**


**NOW, THEREFORE**, in consideration of \$10.00 and other good and valuable consideration, Lender does hereby release from the lien, operation and effect of said Mortgage, the real estate more particularly described hereinabove.

This is a PARTIAL RELEASE only. As to all other real estate described and conveyed in said Mortgage, the lien thereof shall remain in full force and effect unaffected by this Partial Release. Nothing herein shall be deemed a payment of the debt secured by said Mortgage. This Partial Release shall be recorded in the Office of Probate, Shelby County, Alabama.

**IN WITNESS WHEREOF**, the Lender has caused this Partial Release to be properly executed on this 8<sup>th</sup> May, 2001.

**TRAVELERS INSURANCE COMPANY,**  
a Connecticut corporation

By:

  
S. Peter Headley  
First Vice President

**STATE OF TENNESSEE**)  
 )  
**COUNTY OF SHELBY**)

I, Paulette Oxner, a Notary Public in and for said County in said State, hereby certify that S. Peter Headley, whose name as First Vice President of **THE TRAVELERS INSURANCE COMPANY**, a Connecticut corporation, is signed to the foregoing instrument, 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 corporation.

Given under my hand and seal, this 8<sup>th</sup> day of May, 2001.

Paulotte O'Connor  
NOTARY PUBLIC

(SEAL)

My Commission Expires: 11-15-2003

Exhibit A

From a 3/4" rebar at the N.E. corner of Section 18, T21S-R1E, being the point of beginning of herein described parcel of land, sighting True S 01°00'21"W 5312.64 feet on a 1/2" pipe at the S.E. corner of said Section 18; run thence S01°00'21"W a distance of 1329.66 along the true East boundary of said Section 18 to a 1/2" rebar at the true N.E. corner of the SE1/4-NE1/4 of said Section 18; thence turn 01°29'35" right and run 1294.02 feet along the accepted East boundary of said SE1/4-NE1/4 to a 1/2" rebar accepted as the S.E. corner of said SE1/4-NE1/4; thence turn 88°09'10" right and run 1387.30 feet along the accepted South boundary of said SE1/4-NE1/4 to a pine knot in rock pile accepted as the N.E. corner of the W1/2-SE1/4 of said Section 18; thence turn 90°44'03" left and run 2644.29 feet along the accepted East boundary of said W1/2-SE1/4 to a 1/2" rebar accepted as the S.E. corner of said W1/2-SE1/4; thence turn 93°00'21" right and run 1321.73 feet along the accepted South boundary of said W1/2-SE1/4 to a 3/4" rebar accepted as the S.W. corner of said W1/2-SE1/4; thence turn 87°11'16" right and run 2626.26 feet along the accepted West boundary of said W1/2-SE1/4 to a 3/4" slick pin accepted as the N.W. corner of said W1/2-SE1/4; thence turn 92°02'45" right and run 1312.05 feet along the accepted North boundary of said W1/2-SE1/4 to the aforementioned pine knot in rock pile accepted as the S.W. corner of the E1/2-NE1/4 of said Section 18; thence turn 91°10'58" left and run 2629.61 feet along the accepted West boundary of said E1/2-NE1/4 to a 3/4" slick pin accepted as the S.W. corner of the SE1/4-SE1/4 of Section 7, T21S-R1E, said point being N89°04'59"W 1422.45 feet from a 3/4" rebar at the S.E. corner of said Section 7 and S89°04'59"E 3949.24 feet from a 1" solid bar at the S.W. corner of said Section 7; thence turn 00°18'31" right and run 1352.96 feet along the accepted West boundary of the SE1/4-SE1/4 of said Section 7 to a drill bit accepted as the S.W. corner of the NE1/4-SE1/4 of said Section 7; thence turn 43°40'05" right and run 1852.76 feet to a 2" angle iron accepted as the N.W. corner of the NW1/4-SW1/4 of Section 8, T21S-R1E; thence turn 46°03'02" right and run 1379.50 feet along the accepted North boundary of said NW1/4-SW1/4 to a 1/2" rebar at the true N.W. corner of the NE1/4-SW1/4 of said Section 8; thence turn 02°06'20" left and run 295.10 feet along an accepted segment of the North boundary of said NE1/4-SW1/4 to an axle; thence turn 90°29'16" right and run 1323.87 feet along an accepted property line to an axle on the accepted North boundary of the SE1/4-SW1/4 of said Section 8; thence turn 86°58'57" left and run 1029.88 feet along the accepted North boundary of said SE1/4-SW1/4 to a 1/2" rebar accepted as the N.E. corner of said SE1/4-SW1/4; thence turn 88°02'13" right and run 1321.75 feet along the accepted East boundary of said SE1/4-SW1/4 to a 1.5" solid bar accepted as the S.E. corner of said SE1/4-SW1/4; thence turn 90°11'22" right and run 1345.69 feet along the accepted South boundary of said SE1/4-SW1/4 to a 1/2" rebar accepted as the S.E. corner of the SW1/4-SW1/4 of said Section 8; thence turn 00°22'16" left and run 1278.87 feet along the accepted South boundary of said SW1/4-SW1/4 to the point of beginning of herein described parcel of land, containing 360.94 acres, situated in the E1/2-SE1/4 of Section 7, T21S-R1E and the SW1/4 of Section 8, T21S-R1E and the E1/2-NE1/4 of Section 18, T21S-R1E and the W1/2-SE1/4 of Section 18, T21S-R1E, Shelby County, Alabama, subject to rights-of-way and easements of record.

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