



STATE OF ALABAMA)
SHELBY COUNTY)

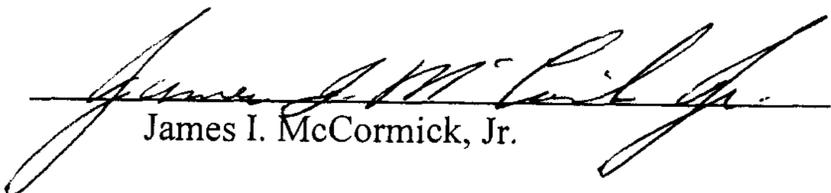
PARTIAL RELEASE OF MORTGAGE

KNOW ALL MEN BY THESE PRESENTS, that for value received, James I. McCormick, Jr., an individual resident of the State of Alabama (the "Lender"), hereby releases and forever discharges from the lien and operation of that certain Mortgage dated November 7, 2002 executed by Shelby Land Partners, LLC, an Alabama limited liability company (the "Borrower") to the Lender and recorded in the Office of the Judge of Probate of Shelby County, Alabama in Instrument Number 20021114000566350 (the "Mortgage") any and all of the following described real property, situated in Shelby County, Alabama which is presently encumbered by the Mortgage:

See Exhibit A attached hereto and made a part hereof.

It is understood and agreed, however, that the lien on the remaining real estate described in and conveyed by the Mortgage shall be unaffected by execution of this instrument, and said remaining real estate and any rents, leases or profits therefrom shall continue to be subject to the Mortgage to the same extent as if this instrument had not been executed and delivered.

IN WITNESS WHEREOF, the undersigned has executed this instrument on this 6 day of May, 2004.


James I. McCormick, Jr.

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned authority, a Notary Public in and for said county in said state, hereby certify that James I. McCormick, Jr., whose name 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 executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 6th day of May, 2004.



Notary Public

AFFIX SEAL

NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Aug 27, 2004
BONDED THE NOTARY PUBLIC IN PERFORMANCE

My commission expires: _____

This instrument prepared by:
Thomas C. Clark III
MAYNARD, COOPER & GALE, P.C.
1901 Sixth Avenue North, Suite 2400
Birmingham, Alabama 35203-2602
(205) 254-1000

Title Group

LEGAL DESCRIPTION

A parcel of land situated in the East 1/2 of Section 1, Township 21 South, Range 3 West, Shelby County, Alabama being more particularly described as follows:

Commence at the Southeast corner of Section 1, Township 21 South, Range 3 West; thence in a Westerly direction along the South line of said Section 1 a distance of 2337.92 feet to a point at the intersection of said Section line and the Northeasterly Right-of-Way line of U.S. Highway No. 31; thence $37^{\circ}21'23''$ to the right in a Northwesterly direction along said Right-of-Way line a distance of 240.61 feet to a concrete Right-of-Way monument; thence $1^{\circ}35'30''$ to the left in a Northwesterly direction along said Right-of-Way line a distance of 109.51 feet to the POINT OF BEGINNING of the parcel described herein; thence continue along the last described course and along said Right-of-Way line a distance of 64.91 feet to a point, said point lying on the south line of that parcel described in Deed Book 250, Page 523; thence $130^{\circ}29'21''$ to the right in an Easterly direction along the South line of said parcel a distance of 231.53 feet to the Southeast corner of said parcel; thence $96^{\circ}20'46''$ to the left in a Northwesterly direction along the East line of said parcel a distance of 189.37 feet to the Northeast corner of said parcel; thence $72^{\circ}47'00''$ to the left in a Westerly direction along the North line of said parcel a distance of 177.92 feet to a point on the West line of the Southwest 1/4 of the Southeast 1/4 of Section 1, Township 21 South, Range 3 West; thence $91^{\circ}12'54''$ to the right in a Northerly direction along said 1/4-1/4 line and along the West line of the Northwest 1/4 of the Southeast 1/4 of said Section 1 a distance of 1514.60 feet to a point at the intersection of said 1/4-1/4 line and the Easterly Right-of-Way line of Interstate Highway No. 65; thence $29^{\circ}14'14''$ to the right in a Northeasterly direction along said Right-of-Way line a distance of 1346.72 feet to a concrete Right-of-Way monument; thence $30^{\circ}35'37''$ to the right in a Northeasterly direction along said Right-of-Way line a distance of 173.96 feet to a point; thence $30^{\circ}30'08''$ to the left in a Northeasterly direction along said Right-of-Way line a distance of 552.94 feet to a point; thence $84^{\circ}23'49''$ to the right (leaving said Right-of-Way line) in a Southeasterly direction a distance of 881.93 feet to a point; thence 90° to the right in a Southwesterly direction a distance of 100.12 feet to the P.C. (point of curve) of a curve to the left having a radius of 55.00 feet and a central angle of $18^{\circ}26'06''$; thence in a Southwesterly and Southerly direction along the arc of said curve a distance of 17.70 feet to the P.T. (point of tangent) of said curve; thence tangent to said curve in a Southerly direction a distance of 82.97 feet to the P.C. (point of curve) of a curve to the right having a radius of 105.00 feet and a central angle of $18^{\circ}26'06''$; thence in a Southerly and Southwesterly direction along the arc of said curve a distance of 33.78 feet to the P.T. (point of tangent) of said curve; thence tangent to said curve in a Southwesterly direction a distance of 114.90 feet to the P.C. (point of

curve) of a curve to the right having a radius of 105.00 feet and a central angle of $18^{\circ}26'06''$; thence in a Southwesterly direction along the arc of said curve a distance of 33.78 feet to the P.T. (point of tangent) of said curve; thence tangent to said curve in a Southwesterly direction a distance of 82.97 feet to the P.C. (point of curve) of a curve to the left having a radius of 55.00 feet and a central angle of $18^{\circ}26'06''$; thence in a Southwesterly direction along the arc of said curve a distance of 17.70 feet to the P.T. (point of tangent) of said curve; thence tangent to said curve in a Southwesterly direction a distance of 364.19 feet to the P.C. (point of curve) of a curve to the left having a radius of 55.00 feet and a central angle of $87^{\circ}26'32''$; thence in a Southwesterly, Southerly and Southeasterly direction along the arc of said curve a distance of 83.94 feet to the P.R.C. (point of reverse curve) of a curve to the right having a radius of 72.00 feet and a central angle of $118^{\circ}23'41''$; thence in a Southeasterly, Southerly and Southwesterly direction along the arc of said curve a distance of 148.78 feet to the P.R.C. (point of reverse curve) of a curve to the left having a radius of 45.00 feet and a central angle of $30^{\circ}57'07''$; thence in a Southwesterly direction along the arc of said curve a distance of 24.31 feet to the P.T. (point of tangent) of said curve; thence tangent to said curve in a Southwesterly direction a distance of 307.13 feet to the P.C. (point of curve) of a curve to the left having a radius of 45.00 feet and a central angle of $40^{\circ}14'52''$; thence in a Southwesterly and Southerly direction along the arc of said curve a distance of 31.61 feet to the P.R.C. (point of reverse curve) of a curve to the right having a radius of 72.00 feet and a central angle of $80^{\circ}29'58''$; thence in a Southerly and Southwesterly direction along the arc of said curve a distance of 101.16 feet to the P.R.C. (point of reverse curve) of a curve to the left having a radius of 45.00 feet and a central angle of $40^{\circ}15'09''$; thence in a Southwesterly direction along the arc of said curve a distance of 31.61 feet to the P.T. (point of tangent) of said curve; thence tangent to said curve in a Southwesterly direction a distance of 263.14 feet to a point; thence $90^{\circ}00'00''$ to the right in a Northwesterly direction a distance of 196.66 feet to a point; thence $95^{\circ}00'00''$ to the left in a Southwesterly direction a distance of 111.29 feet to the P.C. (point of curve) of a curve to the left having a radius of 60.00 feet and a central angle of $70^{\circ}36'50''$; thence in a Southwesterly, Southerly and Southeasterly direction along the arc of said curve a distance of 73.95 feet to the P.R.C. (point of reverse curve) of a curve to the right having a radius of 70.00 feet and a central angle of $96^{\circ}14'51''$; thence in a Southeasterly, Southerly and Southwesterly direction along the arc of said curve a distance of 117.59 feet to the P.R.C. (point of reverse curve) of a curve to the left having a radius of 60.00 feet and a central angle of $50^{\circ}38'01''$; thence in a Southwesterly and Southerly direction along the arc of said curve a distance of 53.02 feet to the P.T. (point of tangent) of said curve; thence tangent to said curve in a Southerly direction a distance of 320.64 feet to the P.C. (point of curve) of a curve to the right having a radius of 65.00 feet and a central angle of $43^{\circ}14'23''$; thence in a Southerly and Southwesterly direction along the arc of said curve a distance of 49.05 feet to the P.T. (point of tangent) of said curve; thence tangent to said curve in a Southwesterly direction a distance of 20.06 feet to the P.C. (point of curve) of a curve to the left having a radius of 55.00 feet and a central angle of $48^{\circ}14'23''$; thence in a Southwesterly and Southerly direction along the arc of said curve a distance of 46.31 feet to the P.T. (point of tangent) of said curve; thence tangent to said curve in a Southerly direction a distance of 578.42 feet to a point; thence $93^{\circ}42'51''$ to the right in a Westerly direction a distance of 178.46 feet to a point on the East line of that parcel described in Deed Book 216, Page 669; thence $66^{\circ}04'20''$ to

the right in a Northwesterly direction along the East line of said parcel a distance of 96.59 feet to the Northeast corner of said parcel; thence 90° to the left in a Southwesterly direction along the North line of said parcel a distance of 210.00 feet to a point at the Northwest corner of said parcel, said point also being the Southeast corner of that parcel described in Deed Book 205, Page 619; thence 90° to the right in a Northwesterly direction along the East line of said parcel a distance of 210.00 feet to the Northeast corner of said parcel; thence 90° to the left in a Southwesterly direction along the North line of said parcel a distance of 58.72 feet to a point, said point lying on a curve to the left having a radius of 1600.00 feet and a central angle of 6°10'53"; thence 108°48'32" to the right (angle measured to tangent) in a Northerly direction along the arc of said curve a distance of 172.61 feet to a point on the West Right-of-Way line of Interstate Drive, said point lying on a curve to the left having a radius 994.93 feet and a central angle of 2°25'41"; thence 162°47'29" to the left (angle measured from tangent to tangent) in a Southerly direction along the arc of said curve and along said Right-of-Way line a distance of 42.16 feet to the P.T. (point of tangent) of said curve; thence tangent to said curve in a Southerly direction along said Right-of-Way line a distance of 145.39 feet to a point at the intersection of said Right-of-Way line and the North line of that parcel described in Deed Book 205, Page 619; thence 62°35'31" to the right in a Southwesterly direction (leaving said Right-of-Way line) along the North line of said parcel a distance of 110.90 feet to the Northwest corner of said parcel; thence 90° to the left in a Southeasterly direction along the West line of said parcel a distance of 192.15 feet to a point on the West Right-of-Way line of Interstate Drive; thence 27°24'29" to the right in a Southerly direction along said Right-of-Way line a distance of 160.87 feet to a point on the North line of that parcel described as the Fletcher Swayne Parcel in Deed Book 290, Page 680; thence 95°44'31" to the right in a Westerly direction (leaving said Right-of-Way line) along the North line of said parcel a distance of 541.11 feet to the POINT OF BEGINNING.

Containing 84.9 Acres.

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