

STATE OF ALABAMA)
SHELBY COUNTY)

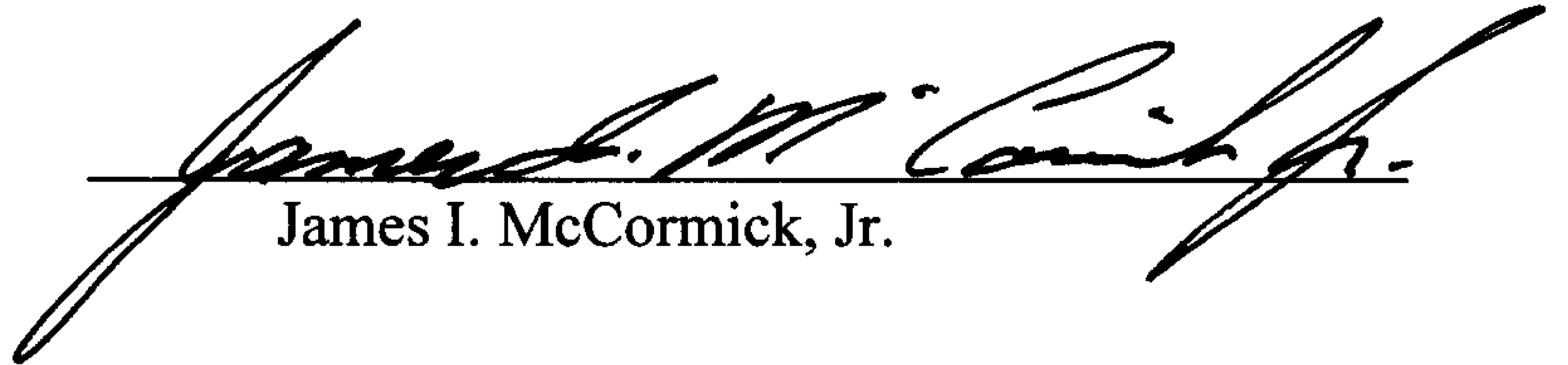
PARTIAL RELEASE OF MORTGAGE

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 25th day of October, 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 25th day of October, 2004.


Notary Public

AFFIX SEAL

My commission expires ~~My~~ Commission Expires: 7/9/2006

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

Exhibit A

A parcel of land situated in the Northwest $\frac{1}{4}$ of Section 6, Township 21 South, Range 2 West and the Northeast $\frac{1}{4}$ of the northeast $\frac{1}{4}$ of Section 1, Township 21 South, Range 3 West, Shelby County, Alabama, being more particularly described as follows:

Begin at the Northwest corner of Section 6, Township 21 South, Range 2 West, Shelby County, Alabama; thence in an Easterly direction along the North line of said Section 6 a distance of 2464.52 feet to a point on the Westerly Right-of-Way line of a proposed road, said point lying on a curve to the right having a radius of 267.50 feet and a central angle of $84^{\circ}35'12''$; thence $80^{\circ}41'54''$ to the right (angle measured to tangent) in a Southerly and Southwesterly direction along the arc of said curve and along said Right-of-Way line a distance of 394.91 feet to the P.T. (point of tangent) of said curve; thence tangent to said curve in a Southwesterly direction along said Right-of-Way line a distance of 316.54 feet to the P.C. (point of curve) of a curve to the left having a radius of 1032.50 feet and a central angle of $25^{\circ}27'28''$; thence in a Southwesterly direction along the arc of said curve and along said Right-of-Way line a distance of 458.76 feet to the P.T. (point of tangent) of said curve; thence tangent to said curve in a Southwesterly direction along said Right-of-Way line a distance of 1042.50 feet to a point; thence 90° to the right in a Northwesterly direction (leaving said Right-of-Way line) a distance of 248.19 feet to a point; thence $18^{\circ}00'32''$ to the left in a Northwesterly direction a distance of 750.35 feet to a point, said point lying 70.00 feet West of the East line of Section 1, Township 21 South, Range 3 West; thence $55^{\circ}17'11''$ to the right in a Northerly direction parallel to and 70.00 feet west of the East line of said Section 1; a distance of 679.59 feet to a point, said point lying on the North line of said Section 1; thence $92^{\circ}24'14''$ to the right in an Easterly direction along the North line of said Section 1 a distance of 70.06 feet to the POINT OF BEGINNING.

Containing 1,838,232 Square Feet or 42.200 Acres