

STATE OF ALABAMA)
SHELBY COUNTY)

20051026000558020 1/5 \$23.00
Shelby Cnty Judge of Probate, AL
10/26/2005 04:23:37PM FILED/CERT

PARTIAL RELEASE OF RECORDED LIENS

KNOW ALL MEN BY THESE PRESENTS, that the undersigned, **SPAIN & GILLON, LLC**, an Alabama limited liability company, is the owner of that certain indebtedness which is secured by that certain Mortgage and Security Agreement executed by **TACOA MINERALS, LLC**, an Alabama limited liability company, to **SPAIN & GILLON, LLC**, which mortgage is dated October 21, 2004, and is filed for record as Instrument Number 20050401000150830 in the Office of the Judge of Probate of Shelby County, Alabama ("Mortgage").

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Spain & Gillon, LLC does hereby release and discharge of record the lien and encumbrance of the Mortgage only as to that property described in Exhibit "A" attached hereto and incorporated herein by reference.

This Partial Release only releases the above property from the aforesaid Mortgage and in no way effects the remaining property covered by said Mortgage.

IN WITNESS WHEREOF, the undersigned, as A member of Spain & Gillon LLC, hereby executes this Partial Release on this 25th day of October 2005.

SPAIN & GILLON, LLC,
an Alabama limited liability company

By: _____

Name: _____

Its: _____

Alton B. Parker, Jr.
ALTON B. PARKER, JR
Member

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned, a Notary Public in and for said county, in said state, hereby certify that Alton B. Parker, Jr., whose name as A member of Spain & Gillon, LLC, an Alabama limited liability company, is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of said conveyance, he as such Member and with full authority, executed the same voluntarily for and on behalf of Spain & Gillon, LLC.

Given under my hand and official seal this 25th day of October, 2005.

[SEAL]

Ellen C. Prescott
NOTARY PUBLIC
MY COMMISSION EXPIRES 2/3/08

EXHIBIT A



20051026000558020 2/5 \$23.00
Shelby Cnty Judge of Probate, AL
10/26/2005 04:23:37PM FILED/CERT

1. Sunbelt 15000 KVA
Substation 115 K to
44 K.
S/N - ST039856968
32. Railroad Load out with
Automatic sampler
33. Substation 10000 KVA
44000/7200/480 Volt
For shop, bath house and
Coke Mine
35. Office and bath house building
13076 sq .ft. shop/warehouse
Building 9760 sq .ft. with
OH 25 ton Crane
40 acres land and 60 acres
Land Pledged
45. (1) Joy Fan
46. (1) Jeffrey Fan
51. 36" x 110' portable
Stacking conveyor
52. 42" belt drive with starter
53. 42" conveyor belt tension
Take up
54. Twin HP 42" belt drive
55. (2) power centers
56. 42" belt line outside to
Inside 1500' complete 400'_
outside belt line no belt
57. Coke mine ventilation fan
And housing
66. Fuel tanks with contents
67. Truck scales 120/ton single
Load cell with electronic

read out and printer (Powell)

PARCEL I:

A tract of land, situated in the East half of the Northeast quarter of Section 29, Township 21 South, Range 4 West of the Huntsville Principal Meridian, Shelby County, Alabama being more particularly described as follows:

Commence at the Northeast corner of Section 29, Township 21 South, Range 4 West; thence in a Westerly direction along the North boundary of said Section 180.22 feet; thence turning an angle of 50 degrees 31 minutes 33 seconds to the left in a Southwesterly direction, 482.08 feet to the point of beginning of tract herein described; thence turning an angle of 93 degrees 21 minutes 45 seconds to the left in a Southeasterly direction 96.69 feet; thence turning an angle of 61 degrees 53 minutes 18 seconds to the right in a Southwesterly direction, 323.04 feet; thence turning an angle of 16 degrees 19 minutes 28 seconds to the right in a Southwesterly direction, 801.74 feet; thence turning an angle of 20 degrees 57 minute 16 seconds to the right in a Southwesterly direction, 303.15 feet; thence turning an angle of 55 degrees 21 minutes 07 seconds to the right in a Northwesterly direction 258.54 feet; thence turning an angle of 91 degrees 40 minutes 24 seconds to the right in a Northeasterly direction, 535.80 feet; thence turning an angle of 7 degrees 42 minutes 34 seconds to the right in a Northeasterly direction 122.28 feet thence turning on an angle of 10 degrees 18 minutes 36 seconds to the right in a Northeasterly direction 193.10 feet; thence turning an angle of 2 degrees 11 minutes 48 seconds to the right in a Northeasterly direction, 191.47 feet thence turning an angle of 6 degrees 59 minutes 06 seconds to the right in a Northeasterly direction, 490.22 feet; thence turning an angle of 86 degrees 36 minutes 15 seconds to the right in a Southeasterly direction 121 .64 feet to the point of beginning.

PARCEL II:

Commence at the Southeast corner of Section 20, Township 21 South, Range 4 West; thence run Northwesterly 292.73 feet along the North line of the South diagonal of the South half of the Southeast quarter of the Southeast quarter of said Section 20, Township 21 South, Range 4 West to the East right-of-way line of Southern Railway Company, said point being the point of beginning; thence continue Northwesterly 1,198.36 feet to the Northwest corner of the Southwest quarter of the Southeast quarter of the Southeast quarter of said Section 20, Township 21 South, Range 4 West; thence run Southwesterly 933.19 feet to the Southwest corner of the Southeast quarter of the Southwest quarter of the Southeast quarter of said Section 20, Township 21 South, Range 4 West, said point also being on the South line of said Section 20, Township 21 South, Range 4 West; and also being on the North line of Section 29, Township 21 South, Range 4 West; thence run 1,361.87 feet to the Southeast corner of the Southwest quarter of the Southwest quarter of the Northwest quarter of the Northeast quarter of said Section 29, Township 21 South, Range 4 West, said point also being on the South line of the North half of the Northeast quarter of said Section 29, Township 21, South, Range 4 West; thence run Easterly 1,127.39 feet along the South line of said North half of the Northeast quarter of said Section 29, Township 21 South, Range 4 West, to a point on the West line of a tract of land quitclaimed by USX Corporation to Oak Mountain Energy Corporation by deed dated August 24, 1996; thence run Northeasterly

along the West line of said tract 208.38 feet; thence turn a deflection angle to the right of 7 degrees 42 minutes 34 seconds and run Northeasterly along the West line of said tract 122.28 feet; thence turn a deflection angle to the right of 10 degrees 18 minutes 36 seconds and run Northeasterly along the West line of said tract 193.10 feet; thence turn a deflection angle to the right of 2 degrees 11 minutes 48 seconds and run Northeasterly along the West line of said tract 191.47 feet thence turn a deflection angle to the right of 6 degrees 59 minutes 06 seconds and run Northeasterly 490.22 feet; thence turn a deflection angle to the right of 86 degrees 36 minutes 15 seconds and run Southeasterly 100 feet to the East right-of-way line of Southern Railroad Company; thence run Northeasterly along said East right-of-way line of Southern Railway Company 547.31 feet to the point of beginning.

PARCEL III:

A tract of land lying in the Northwest quarter of the Southwest quarter and the Northeast quarter of the Southwest quarter of Section 28, Township 21 South, Range 4 West, more particularly described as follows:

Commence at the Southwest corner of the Southwest quarter of the Southwest quarter of Section 28, Township 21 South, Range 4 West; Thence run North along the West line of said Section 28 a distance of 1,760.98 feet; thence turn right 90 degrees 0 minutes 00 seconds and run Easterly 1,274.44 feet to the point of beginning; thence turn left 78 degrees 39 minutes 30 seconds and run Northeasterly 219.49 feet; thence turn right 89 degrees 59 minute 56 seconds and run Southeasterly 87.15 feet; thence turn right 90 degrees 00 minutes 00 seconds and run Southwesterly 219.49 feet; thence turn right 90 degrees 00 minutes 19 seconds and run Northwesterly 87.15 feet to the point of beginning.

PARCEL IV:

A tract of land, situated in the Southeast quarter of the Northwest quarter of Section 28, Township 21 South, Range 4 West more particularly described as follows:

Commence at the Southwest corner of Section 28, Township 21 South, Range 4 West; thence run North along the West line of said Section 28 a distance of 3,388.73 feet; thence turn right 90 degrees and run Easterly a distance of 1942.04 feet to the point of beginning; thence turn left 48 degrees 49 minutes 55 seconds and run Northeasterly a distance of 189.06 feet; thence turn right 72 degrees 12 minutes 18 seconds and run Southeasterly a distance of 203.99 feet; thence turn right 90 degrees 42 minutes 46 seconds and run Southwesterly a distance of 200.80 feet; thence turn right 93 degrees 52 minutes 03 seconds and run Northwesterly a distance of 260.10 feet to the point of beginning.

PARCEL V:

A tract of land lying in the Southeast quarter of the Southeast quarter of Section 20, Township 21 South, Range 4 West and also in the West half of the Southwest quarter of Section 21, Township

21 South, Range 4 West more particularly described as follows:

Commence at the Southwest corner of the Southwest quarter of the Southwest quarter of Section 21, Township 21 South, Range 4 West; thence run North along the West line of said Section 21, 890.01 feet to the point of beginning; thence turn left 88 degrees 31 minutes 17 seconds and run Westerly 103.06 feet to a point on the Westerly right of way of Southern Railroad; thence turn right 107 degrees 37 minutes 39 seconds and run Northeasterly along said right of way 708.44 feet; thence turn 90 degrees and run Southeasterly 184.26 feet; thence turn right 30 degrees 13 minutes 17 seconds and run Southeasterly 226.97 feet; thence turn right 33 degrees 50 minutes 13 seconds and run Southeasterly 144.96 feet; thence turn left 0 degrees 19 minutes 22 seconds and run Southeasterly 192.25 feet; thence turn right 107 degrees 11 minutes 36 seconds and run Northwesterly 96.36 feet; thence turn left 45 degrees 53 minutes 31 seconds and run Southwesterly 217.55 feet; thence turn right 37 degrees 20 minutes 08 seconds and run Westerly 220.97 feet to the point of beginning.