

THIS INSTRUMENT PREPARED BY:

James L. Webb, Esq.  
Burr & Forman LLP  
Suite 3100, Wachovia Tower  
420 North 20th Street  
Birmingham, Alabama 35203

**PARTIAL RELEASE**

STATE OF ALABAMA )

SHELBY COUNTY )

**KNOW ALL MEN BY THESE PRESENTS**, That whereas the undersigned **FIRST COMMERCIAL BANK** ("Bank") is the owner and holder of record of that certain Mortgage and Security Agreement executed by **AIR ENGINEERS, L.L.C.**, an Alabama limited liability company ("Borrower"), recorded as Instrument 2000-17891 on May 31, 2000, in the Office of the Judge of Probate of Shelby County, Alabama, as modified by that certain Instrument #20040503000229230 (the "Mortgage").

**WHEREAS**, for the consideration set forth below, Bank, has agreed to release from the lien of said Mortgage, the property more particularly described on Exhibit A attached hereto and made a part hereof.

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

This is a partial release only. As to all other land described and conveyed in said Mortgage, the lien thereof shall remain in full force and effect unaffected by this release. Nothing herein shall be deemed a payment in full of the debt secured by said Mortgage. This partial release shall be recorded with the Office of the Judge of Probate of Shelby County, Alabama.

**IN WITNESS WHEREOF**, Bank has executed this Partial Release on this the 15th day of November, 2005.

**FIRST COMMERCIAL BANK**

By: Merrill E. Johnston Jr.  
Name: Merrill E. Johnston Jr.  
Its: Sr. Vice President

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STATE OF ALABAMA )

COUNTY OF JEFFERSON )

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that MICHAEL E. JOHNSTON JR, whose name as SVP of First Commercial Bank, is signed to the foregoing Partial Release, and who is known to me, acknowledged before me on this day that, being informed of the contents of this Partial Release, s/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 of office this 15<sup>th</sup> day of November, 2005.

Sandra Kay Norris

Notary Public

[NOTARIAL SEAL]

My commission expires: \_\_\_\_\_

NOTARY PUBLIC STATE OF ALABAMA AT LARGE  
MY COMMISSION EXPIRES: Oct 21, 2006  
BONDED THRU NOTARY PUBLIC UNDERWRITERS



## EXHIBIT A

### Legal Description

Lot 1, Springs @ Greystone, according to the plat recorded in Map Book 35, Page 96, in the Probate Office of Shelby County, Alabama.

#### FORMERLY DESCRIBED AS:

That certain real estate situated in D. N. Lee Estates as recorded in Map Book 3, page 115, in the Probate Office of Shelby County, Alabama, also being in the South 1/2 of the South 1/2 of Section 29 and North 1/2 of the North 1/2 of Section 32, Township 18 South, Range 1 West, being more particularly described as follows:

Commence at the Southwest corner of the Southwest 1/4 of the Southeast 1/4 of Section 29, Township 18 South, Range 1 West; thence run North along the West line of said 1/4 - 1/4 section for a distance of 309.85 feet to an iron pin set at the point of beginning, said point being on the Northwest right of way of Alabama Highway No. 119 known as Cahaba Valley Drive; thence turn an angle to the right of 27°54'59" and run in a Northeasterly direction along said Northwest right of way for a distance of 131.41 feet to an iron pin set on a curve to the left having a central angle of 3°36'08" and a radius of 5,530.14 feet; thence turn an interior clockwise angle to the right of 178°22'28" to the chord of said curve and run in a Northwesterly direction along the arc of said curve and also along said Northwest right of way for a distance of 347.69 feet to a concrete monument found; thence turn an interior clockwise angle to the right of 178°12'00" from the chord of last stated curve and run in a Northeasterly direction along said Northwest right of way for a distance of 93.82 feet to an iron pin set; thence turn an interior clockwise angle to the right of 101°23'58" and run in a Northwesterly direction for a distance of 314.01 feet to an iron pin set on the West line of said 1/4 - 1/4 section; thence turn an interior clockwise angle to the right of 234°06'35" and run in a Northerly direction along the West line of said 1/4 - 1/4 section for a distance of 320.53 feet to an iron pin set at the Northeast corner of the Southeast 1/4 of the Southwest 1/4 of said Section 29; thence turn an interior clockwise angle to the right of 89°22'09" and run in a Westerly direction along the North line of said 1/4 - 1/4 section for a distance of 1,328.95 feet to an iron pin set at the Northwest corner of said 1/4 - 1/4 section; thence turn an interior clockwise angle to the right of 90°37'24" and run in a Southerly direction along the West line of said 1/4 - 1/4 section for a distance of 1,077.51 feet to an iron pin found; thence turn an interior clockwise angle to the right of 89°23'23" and run in an Easterly direction for a distance of 1,296.79 feet to an iron pin found on the Northwest right of way of said Alabama Highway No. 119; thence turn an interior clockwise angle to the right of 118°32'03" and run in a Northeasterly direction along said Northwest right of way for a distance of 68.38 feet to the point of beginning.

#### LESS AND EXCEPT the following description:

A part of Tracts 1, 2, 3 & 4 of D. N. Lee Estates as recorded in Map Book 3, page 115, in the Probate Office of Shelby County, Alabama, and also being in the SE 1/4 of the SW 1/4 of Section 29, Township 18 South, Range 1 West, being more particularly described as follows:

Begin at an iron pin locally accepted to be the Northwest corner of said 1/4 - 1/4 section and also being the Northwest corner of said Tract 4; thence run South along the West line of said 1/4 - 1/4 section and also along the West line of Tracts 4, 3, 2 & 1 in said D. N. Lee Estates for a distance of 1,077.51 feet to an iron pin found; thence turn an angle to the left of 90°36'37" and run in an Easterly direction for a distance of 310.02 feet to a point; thence turn an angle to the left of 89°23'23" and run





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in a Northerly direction for a distance of 736.70 feet to a point; thence turn an angle to the right of  $20^{\circ}05'51''$  and run in a Northeasterly direction for a distance of 189.97 feet to a point; thence turn an angle to the right of  $35^{\circ}41'41''$  and run in a Northeasterly direction for a distance of 294.91 feet to a point on the North line of said 1/4 - 1/4 section and also on the North line of said Tract 4; thence turn an angle to the left of  $146^{\circ}24'41''$  and run in a Westerly direction along said North line for a distance of 619.20 feet to the point of beginning.