

20060227000092910 1/3 \$17.00
Shelby Cnty Judge of Probate, AL
02/27/2006 03:01:04PM FILED/CERT

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.

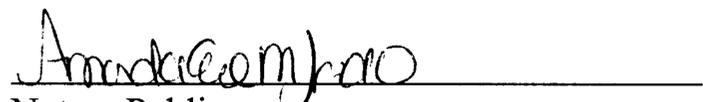
IN WITNESS WHEREOF, the undersigned has executed this instrument on this 14th day of February, 2006.


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 14th day of February, 2006.


Notary Public

AFFIX SEAL

My commission expires: 11/3/08

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

File done



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Exhibit A

[Description of Land]

A parcel of land situated in the Southeast $\frac{1}{4}$ 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 and run in a Westerly direction along the South line of said Section 1 a distance of 1369.37 feet to a point on the Westerly right of way line of a proposed road, said point lying on a curve to the left having a radius of 400.00 feet and a central angle of 32 degrees, 07 minutes, 48 seconds; thence in a Northeasterly and Northerly direction along the arc of said curve and along said Westerly right of way line of a proposed through road a distance of 224.31 feet to the P.T. (Point of Tangent) of said curve; thence tangent to said curve in a Northerly direction along said Westerly right of way line of a proposed through road a distance of 140.49 to the P.C. (Point of Curve) of a curve to the right having a radius of 875.00 feet and a central angle of 15 degrees, 57 minutes, 53 seconds; thence in a Northerly and Northeasterly direction along the arc of said curve and along said Westerly right of way line of a proposed through road a distance of 243.81 feet to a point on a curve to the right having a radius of 25.00 feet and a central angle of 86 degrees, 25 minutes, 57 seconds, said point being the point of beginning of the parcel herein described; thence 180 degrees, 00 minute, 00 second to the right (angle measured from tangent) in a Southwesterly and Westerly direction (leaving said Westerly right of way line of a proposed through road) along the arc of said curve a distance of 37.71 feet to the P.T. (Point of Tangent) of said curve, said point lying on the Northerly right of way line of the extension of Jimmy Gould Drive; thence tangent to said curve in a Westerly direction along said Northerly right of way line of the extension of Jimmy Gould Drive a distance of 93.38 feet to the P.C. of a curve to the left having a radius of 235.00 feet and a central angle of 17 degrees, 14 minutes, 19 seconds; thence in a Westerly direction along the arc of said curve and along said Northerly right of way line of the extension of Jimmy Gould Drive a distance of 70.70 feet to the P.T. (Point of Tangent) of said curve; thence tangent to said curve in a Westerly direction along said Northerly right of way line of the extension of Jimmy Gould Drive a distance of 5.29 feet to a point, said point being the Northeasterly corner of Jimmy Gould Drive and the Southeasterly corner of Lot 3 as shown on the Final Plat of Colonial Promenade Alabaster Survey as recorded in Map Book 35, Page 102 A & B in the Office of the Judge of Probate of Shelby County, Alabama; thence 86 degrees, 17 minutes, 09 seconds to the right in a Northerly direction (leaving said right of way line of Jimmy Gould Drive) along the Easterly line of Lot 3 of said Colonial Promenade Alabaster Survey a distance of 518.30 feet to the P.C. (Point of Curve) of a curve to the right having a radius of 55.00 feet and a central angle of 48 degrees, 14 minutes, 23 seconds; thence in a Northerly and Northeasterly direction along the arc of said curve and along said Easterly line of Lot 3 a distance of 46.31 feet to the P.T. (Point of Tangent) of said curve; thence tangent to said curve in a Northeasterly direction along said Easterly line of Lot 3 a distance of 20.06 feet to the P.C. (Point of Curve) of a curve to the left having a radius of 65.00 feet and a central angle of 43 degrees, 14 minutes, 23 seconds; thence in a Northeasterly and Northerly direction along the arc of said curve and along said Easterly line of Lot 3 a distance of 49.05 feet to the P.T. (Point of Tangent) of said

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Exhibit A

[Description of Land]

Page 2

curve; thence tangent to said curve in a Northerly direction along said Easterly line of Lot 3 a distance of 320.64 feet to the P.C. (Point of Curve) of a curve to the right having a radius of 60.00 feet and a central angle of 50 degrees, 38 minutes, 01 seconds; thence in a Northerly and Northeasterly direction along the arc of said curve and along said Easterly line of Lot 3 a distance of 53.02 to the P.R.C. (Point of Reverse Curve) of a curve to the left having a radius of 70.00 feet and a central angle of 96 degrees, 14 minutes, 51 seconds; thence in a Northeasterly, Northerly and Northwesterly direction along the arc of said curve and along said Easterly line of Lot 3 a distance of 117.59 feet to the P.R.C. (Point of Reverse Curve) of a curve to the right having a radius of 60.00 feet and a central angle of 70 degrees, 36 minutes, 50 seconds; thence in a Northwesterly and Northerly direction along the arc of said curve and along said Easterly line of Lot 3 a distance of 73.95 feet to the P.T. (Point of Tangent) of said curve; thence tangent to said curve in a Northerly direction along said Easterly line of Lot 3 a distance of 111.29 to a point, said point being the Northeasterly corner of Lot 3 and lying on the Southwesterly right of way line of Progress Boulevard of said Colonial Promenade Alabaster Survey; thence 95 degrees, 00 minutes to the right in a Southeasterly direction (leaving said Easterly line of Lot 3) along said Southwesterly right of way line of Progress Boulevard a distance of 196.66 feet to the Southeasterly corner of said Progress Boulevard; thence continuing along the last described course and along the extension of Progress Boulevard a distance of 754.30 feet to the P.C. (Point of Curve) of a curve to the right having a radius of 25.00 feet and a central angle of 95 degrees, 46 minutes, 22 seconds; thence in a Southeasterly, Southerly and Southwesterly direction along the arc of said curve a distance of 41.79 feet to the P.C.C. (Point of Compound Curve) of a curve to the right having a radius of 900.00 feet and a central angle of 16 degrees, 06 minutes, 50 seconds, said point lying on the Northwesterly right of way line of a proposed through road; thence in a Southwesterly direction (leaving said extension of Progress Boulevard) along the arc of said curve and along said Northwesterly right of way line of a proposed through road a distance of 253.12 feet to the P.T. (Point of Tangent) of said curve; thence tangent to said curve in a Southwesterly direction along said Northwesterly right of way line of a proposed through road a distance of 303.37 to the P.C. (Point of Curve) of a curve to the left having a radius of 875.00 feet and a central angle of 32 degrees, 21 minutes, 59 seconds; thence in a Southwesterly and Southerly direction along the arc of said curve and along said Northwesterly right of way line of a proposed through road a distance of 494.93 feet to the point of beginning.

Situated in Shelby County, Alabama.