

IN THE CIRCUIT COURT OF SHELBY COUNTY, ALABAMA

JEFFREY A. MILLS, )  
Plaintiff, ) CIVIL ACTION NUMBER  
)  
) CV-06-822  
vs. )  
)  
DOUGLAS M. KENT II, )  
Defendant. )

PARTIAL RELEASE AND RESTATEMENT OF NOTICE OF LIS PENDENS

Notice is hereby given that on or about July 5, 2006, Jeffrey A. Mills filed a Notice of Lis Pendens at Instrument # 20060705000318900 in the Office of the Judge of Probate of Shelby County, Alabama. In said Notice of Lis Pendens, Jeffrey A. Mills claimed a right, title or interest in certain real property owned by Douglas M. Kent. In said Notice of Lis Pendens in order to establish a legal description, Mills attached a deed for some 61.41+/- acres located in Section 11, Township 21 south, Range 3 West; the attached deed having been recorded in Instrument # 1998-19098.

Subsequent to the recording of the notice of lis pendens on July 5, 2006, Jeffrey A. Mills obtained a proper legal description of the exact .61+/- acre in which he claims a right, title or interest and therefore:

Jeffrey A. Mills hereby releases all land of Douglas M. Kent II previously encumbered by the Notice of Lis Pendens filed at Instrument # 20060705000318900 in the Office of the Judge of Probate of Shelby and holds that such notice shall be held for naught except as applicable to the following described property. **As to the following described property and only that property does Mills restate his Notice of Lis Pendens,**

A PARCEL OF LAND SITUATED IN THE NE 1/4 OF THE NW 1/4 SECTION 14 AND THE SE 1/4 OF THE SW 1/4 OF SECTION 11, TOWNSHIP 21 SOUTH, RANGE 3 WEST,



SHELBY COUNTY, ALABAMA. BEING MORE PARTICULARLY DESCRIBED AS  
FOLLOWS:

COMMENCING at a rebar and the SE corner of SW 1/4 of Section 11, Township 21 South,  
Range 3 West, Shelby County, Alabama; thence N 87°3'27" W for a distance of 895.60 feet to  
the point of BEGINNING; thence N 87°13'27" W a distance of 48.78 feet to a capped iron ;  
thence N 22°02'49" E a distance of 333.70 feet to a point; thence N 27°18'47" E a distance of  
210.00 feet to a capped iron; thence N 62°40'14" W a distance of 141.80 feet to a capped iron;  
thence N 27°09'48" E a distance of 15.00 feet to a capped iron; S 62°40'14" E a distance of  
159.84 feet to a capped iron; thence S 27°18'47" W a distance of 225.00 feet to a capped iron;  
thence S 62°41'13" E a distance of 65.00 feet to a capped iron; thence S 27°18'47" W a distance  
of 116.16 feet to a capped iron; thence N 69°16'34" W a distance of 8.05 feet to a capped iron;  
thence S 27°18'47" W a distance of 194.95 feet to the point and place of BEGINNING,  
containing 0.61 acres (26,494 SQ FT), more or less;

Only the 26,494 square feet described herein shall remain subject to said Notice of Lis  
Pendens recorded in Instrument # 20060705000318900 in the Office of the Judge of Probate of  
Shelby County, Alabama.

Dated this the 8<sup>th</sup> day of August, 2006.

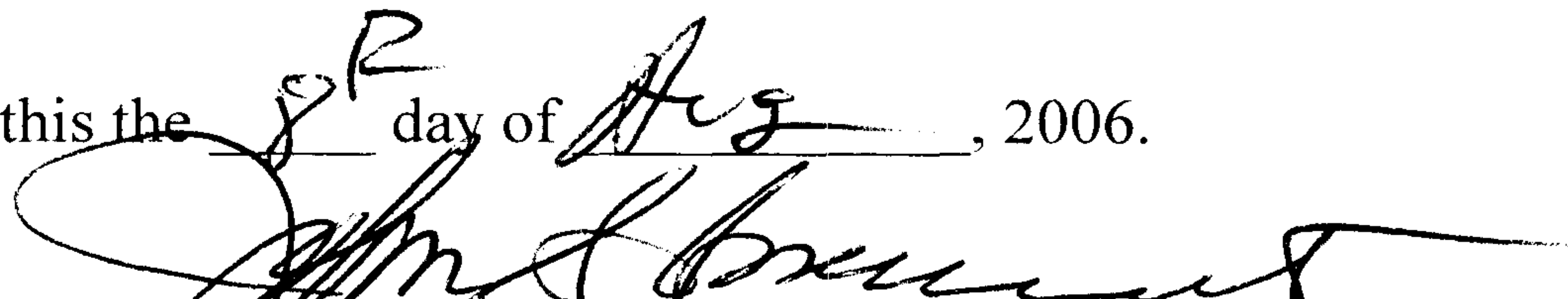


John Sudderth, as Attorney in Fact for  
Jeffrey A. Mills

STATE OF ALABAMA  
COUNTY OF JEFFERSON

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that  
John Sudderth as Attorney in Fact for Jeffrey A. Mills is signed to the foregoing, and who is known  
to me, acknowledged before me on this day that, being informed of the contents of the foregoing, he  
executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 8<sup>th</sup> day of Aug, 2006.

  
Notary Public  
My Commission Expires 2/28/09