

20061018000516170 1/9 \$42.00
Shelby Cnty Judge of Probate, AL
10/18/2006 11:44:09AM FILED/CERT

UCC FINANCING STATEMENT

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

A. NAME & PHONE OF CONTACT AT FILER [optional] Liz Corrigan @ 205-458-5259
B. SEND ACKNOWLEDGMENT TO: (Name and Address) Liz Corrigan Burr & Forman LLP 3100 Wachovia Tower 420 North 20th Street Birmingham, Alabama 35203

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1. DEBTOR'S EXACT FULL LEGAL NAME - insert only one debtor name (1a or 1b) - do not abbreviate or combine names

1a. ORGANIZATION'S NAME Lay Bay, LLC						
OR	1b. INDIVIDUAL'S LAST NAME		FIRST NAME	MIDDLE NAME	SUFFIX	
1c. MAILING ADDRESS 3043 Cherokee Road			CITY Birmingham	STATE AL	POSTAL CODE 35223	COUNTRY USA
1d. SEE INSTRUCTIONS	ADD'L INFO RE ORGANIZATION DEBTOR	1e. TYPE OF ORGANIZATION lim. liab. company	1f. JURISDICTION OF ORGANIZATION Alabama	1g. ORGANIZATIONAL ID #, if any		<input checked="" type="checkbox"/> NONE

2. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - insert only one debtor name (2a or 2b) - do not abbreviate or combine names

2a. ORGANIZATION'S NAME						
OR	2b. INDIVIDUAL'S LAST NAME		FIRST NAME	MIDDLE NAME	SUFFIX	
2c. MAILING ADDRESS			CITY	STATE	POSTAL CODE	COUNTRY
2d. SEE INSTRUCTIONS	ADD'L INFO RE ORGANIZATION DEBTOR	2e. TYPE OF ORGANIZATION	2f. JURISDICTION OF ORGANIZATION	2g. ORGANIZATIONAL ID #, if any		<input type="checkbox"/> NONE

3. SECURED PARTY'S NAME (or NAME of TOTAL ASSIGNEE of ASSIGNOR S/P) - insert only one secured party name (3a or 3b)

3a. ORGANIZATION'S NAME Renasant Bank						
OR	3b. INDIVIDUAL'S LAST NAME		FIRST NAME	MIDDLE NAME	SUFFIX	
3c. MAILING ADDRESS One Perimeter Park South, Suite 486 North			CITY Birmingham	STATE AL	POSTAL CODE 35243	COUNTRY USA

4. This FINANCING STATEMENT covers the following collateral:

See Schedule A attached hereto for description of Collateral.

This financing statement is filed in connection with a Mortgage and Security Agreement being filed simultaneously herewith, on which the appropriate mortgage tax has been paid.

5. ALTERNATIVE DESIGNATION [if applicable]:	<input type="checkbox"/> LESSEE/LESSOR	<input type="checkbox"/> CONSIGNEE/CONSIGNOR	<input type="checkbox"/> BAILEE/BAILOR	<input type="checkbox"/> SELLER/BUYER	<input type="checkbox"/> AG. LIEN	<input type="checkbox"/> NON-UCC FILING
6. <input checked="" type="checkbox"/> This FINANCING STATEMENT is to be filed (for record) (or recorded) in the REAL ESTATE RECORDS. Attach Addendum [if applicable]	7. Check to REQUEST SEARCH REPORT(S) on Debtor(s) [optional]		<input type="checkbox"/> All Debtors	<input type="checkbox"/> Debtor 1	<input type="checkbox"/> Debtor 2	
8. OPTIONAL FILER REFERENCE DATA Shelby County, Alabama						

UCC FINANCING STATEMENT ADDENDUM

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

9. NAME OF FIRST DEBTOR (1a or 1b) ON RELATED FINANCING STATEMENT

9a. ORGANIZATION'S NAME			
OR	Lay Bay, LLC		
9b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME, SUFFIX	

10. MISCELLANEOUS:

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

11. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - insert only one name (11a or 11b) - do not abbreviate or combine names

11a. ORGANIZATION'S NAME				
OR				
11b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX	
11c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY
11d. <u>SEE INSTRUCTIONS</u>	ADD'L INFO RE ORGANIZATION DEBTOR	11e. TYPE OF ORGANIZATION	11f. JURISDICTION OF ORGANIZATION	11g. ORGANIZATIONAL ID #, if any
				<input type="checkbox"/> NONE

12. ☐ ADDITIONAL SECURED PARTY'S or ☐ ASSIGNOR S/P'S NAME - insert only one name (12a or 12b)

12a. ORGANIZATION'S NAME				
OR				
12b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX	
12c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY

13. This FINANCING STATEMENT covers ☐ timber to be cut or ☐ as-extracted collateral, or is filed as a ☒ fixture filing.

14. Description of real estate:

See Exhibit A attached hereto for description of real estate.

15. Name and address of a RECORD OWNER of above-described real estate (if Debtor does not have a record interest):

16. Additional collateral description:

17. Check only if applicable and check only one box.

Debtor is a ☐ Trust or ☐ Trustee acting with respect to property held in trust or ☐ Decedent's Estate

18. Check only if applicable and check only one box.

- ☐ Debtor is a TRANSMITTING UTILITY
☐ Filed in connection with a Manufactured-Home Transaction — effective 30 years
☐ Filed in connection with a Public-Finance Transaction — effective 30 years



20061018000516170 2/9 \$42.00
Shelby Cnty Judge of Probate, AL
10/18/2006 11:44:09AM FILED/CERT

SCHEDULE A

DESCRIPTION OF COLLATERAL

All of Debtor's right, title and interest in and to the following described land and interests in land, estates, easements, rights, improvements, personal property, fixtures, equipment, furniture, furnishings, appliances and appurtenances, including replacements and additions thereto (herein referred to collectively as the "Mortgaged Property"):

(a) All those certain tracts, pieces or parcels of land, and interests in land, located in Shelby County, Alabama, more particularly described on Exhibit A attached hereto and made a part hereof (the "Land");

(b) All buildings, structures and improvements of every nature whatsoever now or hereafter situated on the Land, and all gas and electric fixtures, radiators, heaters, engines and machinery, boilers, ranges, elevators and motors, plumbing and heating fixtures, carpeting and other floor coverings, water heaters, awnings and storm sashes, and cleaning apparatus which are or shall be attached to said buildings, structures or improvements, and all other furnishings, furniture, fixtures, machinery, equipment, appliances, vehicles and personal property of every kind and nature whatsoever now or hereafter owned by Debtor and located in, on or about, or used or intended to be used with or in connection with the construction, use, operation or enjoyment of the Mortgaged Property, including all extensions, additions, improvements, betterments, renewals and replacements, substitutions, or proceeds from a permitted sale of any of the foregoing, and all building materials and supplies of every kind now or hereafter placed or located on the Land (collectively the "Improvements");

(c) All easements, rights of way, strips and gores of land, vaults, streets, ways, alleys, passages, sewer rights, waters, water courses, water rights and powers, minerals, flowers, shrubs, crops, trees, timber and other emblements now or hereafter located on the Land or under or above the same or any part or parcel thereof, and all ground leases, estates, rights, titles, interests, privileges, liberties, tenements, hereditaments and appurtenances, reversions, and remainders whatsoever, in any way belonging, relating or appertaining to the Mortgaged Property or any part thereof, or which hereafter shall in any way belong, relate or be appurtenant thereto, whether now owned or hereafter acquired by Debtor;

(d) All rents, issues, profits, revenues and proceeds of and from the Mortgaged Property, or any part thereof, from time to time accruing (including without limitation all payments under leases, ground leases or tenancies, proceeds of insurance, condemnation payments, tenant security deposits and escrow funds, and all proceeds from any sale or other disposition of the Mortgaged Property, or any part thereof), and all of the estate, right, title, interest, property, possession, claim and demand whatsoever at law, as well as in equity, of Debtor of, in and to the same; and


(e) All leases presently existing or hereafter made, whether written or verbal, or any letting of, or agreement for the use or occupancy of, any part of the Mortgaged Property, and each modification, extension, renewal and guarantee thereof (collectively, the "Assigned Leases"), including, without limitation, all the rents, issues, and profits now due and which may

hereafter become due under or by virtue of the Assigned Leases, together with all claims and rights to the payment of money at any time arising in connection with any rejection or breach of any of the Assigned Leases under bankruptcy law, including without limitation, all rights to recover damages arising out of such breach or rejection, all rights to charges payable by a tenant or trustee in respect of the leased premises following the entry of an order for relief under the bankruptcy law in respect of a tenant and all rentals and charges outstanding under the Assigned Lease as of the date of entry of such order for relief.



20061018000516170 4/9 \$42.00
Shelby Cnty Judge of Probate, AL
10/18/2006 11:44:09AM FILED/CERT

EXHIBIT A


20061018000516170 5/9 \$42.00
Shelby Cnty Judge of Probate, AL
10/18/2006 11:44:09AM FILED/CERT

PARCEL I:

A part of Fractions B and C of Fractional Section 22, Township 22 South, Range 1 East, Shelby County, Alabama being more particularly described as follows:

Begin at the Northeast corner of Section 2, Township 24 North, Range 15 East said point being a 2" cap pipe lying on the South line of Fractional Section 22, Township 22 South, Range 1 East; thence run in a Westerly direction along the South line of Section 22 for a point distance of 91.47 feet to a rebar and cap on the Southerly right of way of County Road 71, said being the point of curvature of a curve to the right having a radius of 1385.00 feet and a central angle of 46 degrees, 51 minutes, 00 seconds; thence turn an interior angle to tangent of 34 degrees, 12 minutes, 16 seconds and run to the right in an Easterly direction along the arc of said curve and along said right of way for 1132.50 feet to a rebar and cap; thence continue tangent to the last described curve in a Southeasterly direction along said right of way for a distance of 364.16 feet to a found rebar; thence turn an interior angle of 97 degrees, 00 minutes, 52 seconds and run to the right in a Southwesterly direction for a distance of 126.98 feet to a found open pipe lying on the South line of Section 22; thence turn an interior angle of 95 degrees, 37 minutes, 52 seconds and run to the right in a Westerly direction along the South line of Section 22 for a distance of 1333.19 feet to the point of beginning.

PARCEL II A:

A parcel of land situated in the Northeast Quarter of the Northeast Quarter of Section 2 and in the Northwest Quarter of the Northwest Quarter of Section 1 all in Township 24 North, Range 15 East, Shelby County, Alabama being more particularly described as follows:

Begin at the Northeast corner of Section 2, Township 24 North, Range 15 East said point being a 2" cap pipe; thence run in a Westerly direction along the North line of said section for a distance of 91.47 feet to point on the Southerly right of way of County Road 71, said being the point of curvature of a curve to the left having a radius of 1385.00 feet an a central angle of 10 degrees, 11 minutes, 14 seconds; thence turn an interior angle to tangent of 145 degrees, 47 minutes, 44 seconds and run to the left in a Southwesterly direction along the arc of said curve and along said right of way for 246.25 feet to a point; thence continue tangent to the last described curve in a Southwesterly direction along said right of way for a distance of 846.37 feet to a point on the 397 contour of Lay Lake; thence turn an interior angle of 84 degrees, 16 minutes, 11 seconds and run to the left in a Southeasterly direction along said lake contour a distance of 395 feet more or less to a rebar and cap lying 323.85 feet Southeast of the last described point; thence turn an interior angle of 141 degrees, 09

minutes, 10 seconds and run to the left in a Southeasterly direction along said lake contour a distance of 335 feet more or less to a rebar and cap lying 331.85 feet Southeast of the last described point; thence turn an interior angle of 232 degrees, 39 minutes, 32 seconds and run to the right in a Southeasterly direction along said lake contour a distance of 280 feet more or less to a rebar and cap lying 267.18 feet Southeast of the last described point; thence turn an interior angle of 89 degrees, 01 minutes, 32 seconds and run to the left in a Southeasterly to Northeasterly direction along said lake contour a distance of 190 feet more or less to a rebar and cap lying 154.15 feet Northeast of the last described point; thence turn an interior angle of 117 degrees, 08 minutes, 12 seconds and run to the left in a Northwesterly direction along said lake contour a distance of 180 feet more or less to a rebar and cap lying 174.57 feet Northwest of the last described point; thence turn an interior angle of 161 degrees, 34 minutes, 51 seconds and run to the left in a Northwesterly direction along said lake contour a distance of 195 feet more or less to a rebar and cap lying 193.88 feet Northwest of the last described point; thence turn an interior angle of 236 degrees, 44 minutes, 21 seconds and run to the right in a Northeasterly direction along said lake contour a distance of 230 feet more or less to a rebar and cap lying 225.03 Northeast of the last described point; thence turn an interior angle of 192 degrees, 41 minutes, 52 seconds and run to the right in a Northeasterly direction along said lake contour a distance of 515 feet more or less to a rebar and cap lying 510.30 feet Northeast of the last described point; thence turn an interior angle of 163 degrees, 27 minutes, 33 seconds and run to the left in a Northeasterly direction along said lake contour a distance of 155 feet more or less to a rebar and cap lying 152.64 feet Northeast of the last described point; thence turn an interior angle of 248 degrees, 21 minutes, 25 seconds and run to the right in a Southeasterly direction along said lake contour a distance of 675 feet more or less to a rebar and cap lying 632.65 Southeast of the last described point; thence turn an interior angle of 330 degrees, 52 minutes, 01 seconds and run to the right in a Southwesterly direction along said lake contour a distance of 260 feet more or less to a rebar and cap lying 257.80 feet Southwest of the last described point; thence turn an interior angle of 153 degrees, 29 minutes, 33 seconds and run to the left in a Southwesterly direction along said lake contour a distance of 202 feet more or less to a rebar and cap lying 195.73 feet Southwest of the last described point; thence turn an interior angle of 151 degrees, 20 minutes, 27 seconds and run to the left in a Southwesterly direction along said lake contour a distance of 235 feet more or less to a rebar and cap lying 231.95 feet Southwest of the last described point; thence turn an interior angle of 164 degrees, 30 minutes, 46 seconds and run to the left in a Southerly direction along said lake contour a distance of 212 feet more or less to a rebar and cap lying 210.06 feet South of the last described point; thence turn an interior angle of 151 degrees, 39 minutes, 52 seconds and run to the left in a Southeasterly direction along said lake contour a distance of 210 feet more or less to a rebar and cap lying 201.25 feet Southeast of the last described point; thence turn an interior angle of 108 degrees, 31 minutes, 11 seconds and run to the left in a Northeasterly direction along said lake contour a distance of 200 feet more or less to a rebar and cap lying 193.24 feet Northeast of the last described point; thence turn an interior angle of 194 degrees, 50 minutes, 16 seconds and run to the right in a Easterly direction along said lake contour a distance of 160 feet more or less to a rebar and cap lying 140.94 feet East of the last described point; thence turn an interior angle of

140 degrees, 24 minutes, 31 seconds and run to the left in a Northeasterly direction along said lake contour a distance of 225 feet more or less to a rebar and cap lying 215.31 feet Northeast of the last described point, said point also lying on the East line of the Northwest Quarter of the Northwest Quarter of Section 1; thence turn an interior angle of 139 degrees, 39 minutes, 16 seconds and run to the left in a Northeasterly direction along the East line of said quarter section for a distance of 723.01 feet to a open pipe being the Northeast corner of said quarter section; thence turn an interior angle of 82 degrees, 00 minutes, 59 seconds and run to the left in a Westerly direction along the North line of said quarter section to the point of beginning.

PARCEL II B:

A parcel of land situated in the Northeast Quarter and the Southeast Quarter of Section 2, Township 24 North, Range 15 East, Shelby County, Alabama being more particularly described as follows;

Commence at the Southeast corner of Section 2, Township 24 North, Range 15 East said point being a 2" open pipe; thence run in a Westerly direction along the South line of said Section 1085.68 feet to a point; thence deflect to the right 99 degrees, 43 minutes, 18 seconds and run in a Northeasterly direction for a distance of 611.86 feet to a point lying on the Easterly right of way of County Road 71 said point being the POINT OF BEGINNING of the parcel described herein; thence continue along the last described course and along said right of way in a Northeasterly for a distance of 436.58 feet to the point of curvature of a curve to the left having a radius of 2795.00 feet and a central angle of 3 degrees, 25 minutes, 13 seconds; thence run along the arc and said right of way in a Northerly direction a distance of 166.85 feet; thence continue tangent to the last described curve in a Northerly direction for a distance of 205.22 feet to the point of curvature of a curve to the left having a radius of 14470.00 feet and a central angle of 1 degree, 07 minutes, 34 seconds; thence run along the arc and said right of way in a Northerly direction a distance of 284.37 feet; thence continue tangent to the last described curve in a Northerly direction for a distance of 1483.00 feet to the point of curvature of a curve to the right having a radius of 935.00 feet and a central angle of 36 degrees, 28 minutes, 27 seconds; thence run along the arc and said right of way in a Northeasterly direction a distance of 595.21 feet to a point lying on the 397 contour of Lay Lake; thence turn an interior angle to tangent of 39 degrees, 32 minutes, 50 seconds and run to the right in a Southwesterly direction along said lake contour a distance of 310 feet more or less to a rebar and cap lying 297.45 feet Southwest of the last described point; thence turn an interior angle of 165 degrees, 06 minutes, 55 seconds and run to the right in a Southwesterly direction along said lake contour a distance of 260 feet more or less to a rebar and cap lying 240.36 feet Southwest of the last described point; thence turn an interior angle of 189 degrees, 02 minutes, 09 seconds and run to the left in a Southwesterly



20061018000516170 8/9 \$42.00
Shelby Cnty Judge of Probate, AL
10/18/2006 11:44:09AM FILED/CERT

direction along said lake contour a distance of 285 feet more or less to a rebar and cap lying 282.81 feet Southwest of the last described point; thence turn an interior angle of 228 degrees, 46 minutes, 04 seconds and run to the left in a Southeasterly direction along said lake contour a distance of 110 feet more or less to a rebar and cap lying 108.21 feet Southeast of the last described point; thence turn an interior angle of 145 degrees, 21 minutes, 29 seconds and run to the right in a Southeasterly direction along said lake contour a distance of 230 feet more or less to a rebar and cap lying 171.36 feet Southeast to the last described point; thence turn an interior angle of 148 degrees, 52 minutes, 34 seconds and run to the right in a Southwesterly direction along said lake contour a distance of 200 feet more or less to a rebar and cap lying 193.43 feet Southwest of the last described point; thence turn an interior angle of 201 degrees, 17 minutes, 20 seconds and run to the left in a Southerly direction along said lake contour a distance of 135 feet more or less to a rebar and cap lying 134.54 feet South of the last described point; thence turn an interior angle of 224 degrees, 31 minutes, 07 seconds and run to the left in a Southeasterly direction along said lake contour a distance of 157 feet more or less to a rebar and cap lying 155.31 feet Southeast of the last described point; thence turn an interior angle of 155 degrees, 01 minutes, 38 seconds and run to the right in a Southeasterly direction along said lake contour a distance of 193 feet more or less to a rebar and cap lying 190.34 feet Southeast of the last described point; thence turn an interior angle of 153 degrees, 42 minutes, 52 seconds and run to the left in a Southwesterly direction along said lake contour a distance of 263 feet more or less to a rebar and cap lying 259.00 feet Southwest of the last described point; thence turn an interior angle of 187 degrees, 31 minutes, 03 seconds and run to the left in a Southerly direction along said lake contour a distance of 225 feet more or less to a rebar and cap lying 223.14 feet South of the last described point; thence turn an interior angle of 235 degrees, 42 minutes, 46 seconds and run to the left in a Southeasterly direction along said lake contour a distance of 88 feet more or less to a rebar and cap lying 88.41 feet Southeast of the last described point; thence turn an interior angle of 99 degrees, 25 minutes, 36 seconds and run to the right in a Southwesterly direction for a distance of 49.65 feet to an open pipe; thence turn an interior angle of 185 degrees, 19 minutes, 23 seconds and run to the left in a Southwesterly direction for a distance of 62.56 feet to a rebar and cap; thence turn an interior angle of 193 degrees, 51 minutes, 17 seconds and run to the left in a Southwesterly direction for a distance of 44.45 feet to a rebar; thence turn an interior angle of 184 degrees, 26 minutes, 32 seconds and run to the left in a Southwesterly direction for a distance of 102.65 feet to a rebar; thence turn an interior angle of 184 degrees, 53 minutes, 06 seconds and run to the left in a Southerly direction for a distance of 128.97 feet to a rebar; thence turn an interior angle of 165 degrees, 15 minutes, 07 seconds and run to the right in a Southwesterly direction for a distance of 36.96 feet to a rebar; thence turn an interior angle of 204 degrees, 47 minutes, 37 seconds and run to the left in a Southeasterly direction for a distance of 143.04 feet to a rebar; thence turn an interior angle of 227 degrees, 49 minutes, 50 seconds and run to the left in a Southeasterly direction for a distance of 116.90 feet to a rebar lying on the 397 contour of Lay Lake; thence turn an interior angle of 120 degrees, 20 minutes, 29 seconds and run to the right in a Southerly direction along said lake contour a distance of 290 feet more or less to a 1" iron lying 268.63 feet Southwest of the last described point; thence turn an interior angle of 92 degrees, 13 minutes, 35 seconds and run to the right in a Westerly direction for a distance of 612.92 feet to the point of beginning.



20061018000516170 9/9 \$42.00
Shelby Cnty Judge of Probate, AL
10/18/2006 11:44:09AM FILED/CERT

PARCEL II C

A parcel of land situated in the Southeast Quarter of the Southeast Quarter of Section 2, Township 24 North, Range 15 East, Shelby County, Alabama being more particularly described as follows:

Commence at the Southeast corner of Section 2, Township 24 North, Range 15 East, said point being a 2" open pipe; thence run in a Northeasterly direction along the East line of said Section for a distance of 577.39 feet to the POINT OF BEGINNING of the parcel of land described herein; thence continue along the last described course for a distance of 119.27 feet to a rebar and cap lying on the 397 contour of Lay Lake; thence turn an interior angle of 43 degrees, 59 minutes, 51 seconds and run to the left in a Southwesterly direction along said lake contour 200 feet more or less to a rebar and cap lying 198.55 feet Southwest of last described point; thence turn an interior angle of 36 degrees, 18 minutes, 27 seconds and run to the left in a Easterly direction for a distance of 139.92 feet to the point of beginning.

PARCEL III

A parcel of land, known as Pizitz Island situated in the Southwest Quarter of the Northwest Quarter of Section 1, Township 24 North, Range 15 East, Shelby County, Alabama being more particularly described as follows:

Commence at the Southwest corner of Section 1, Township 24 North, Range 15 East, said point being a 2" open pipe; thence run in a Northeasterly direction along the East line of said Section for a distance of 2811.62 feet to a point; thence deflect to the right 90 degrees, 00 minutes, 00 seconds and run in a Southeasterly direction a distance of 471.46 feet to the POINT OF BEGINNING of the parcel of land described herein, said point lying on the 397 contour of Lay Lake; thence deflect to the left 21 degrees, 45 minutes, 28 seconds and run in a Southeasterly to Northeasterly direction along said lake contour a distance of 370 feet more or less to a rebar and cap lying 164.68 feet Northeast of last described point; thence an interior angle of 75 degrees, 32 minutes, 44 seconds and run to the left in a Northwesterly direction along said lake contour a distance of 320 feet more or less to a rebar and cap lying 235.39 feet Northwest of last described point; thence an interior angle of 39 degrees, 22 minutes, 43 seconds and run to the left in a Westerly to Southeasterly direction along said lake contour a distance of 520 feet more or less to a rebar and cap lying 251.35 feet Southwest of the last described point, said point being the point of beginning.

All Situated in Shelby County, Alabama.