

STATE OF ALABAMA)
SHELBY COUNTY)



20130924000384990 1/3 \$21.00
Shelby Cnty Judge of Probate, AL
09/24/2013 02:36:45 PM FILED/CERT

PARTIAL RELEASE OF LIEN

NATIONAL BANK OF COMMERCE, a national banking association (the “Lender”), is the owner and holder of certain indebtedness and a lien securing such indebtedness, which lien is evidenced by (i) that certain Mortgage executed by PINE MOUNTAIN PRESERVE, LLLP, a Delaware limited liability limited partnership (the “Borrower”) in favor of the Lender and recorded on June 28, 2011 in Instrument # 20110628000187420 of the probate office of Shelby County, Alabama and (ii) that certain Assignment of Rents and Leases executed by the Borrower in favor of the Lender and recorded on June 28, 2011 in Instrument # 20110628000187440 of the probate office of Shelby County, Alabama (collectively, the “Security Documents”).

For value received, the Lender does hereby release from the lien and encumbrance of the Security Documents the property more particularly described in Exhibit A attached hereto and made a part hereof.

Provided, however, that nothing contained in this Partial Release of Lien shall affect the lien of the Security Documents as to the remainder of the property described in the Security Documents, and the Security Documents shall remain in full force and effect in accordance with their terms with respect to all of such remaining property.

[signatures on the following page]

10 IN WITNESS WHEREOF, the Lender has executed this instrument as of September 2013.

LENDER:

NATIONAL BANK OF COMMERCE

By: 


Name: Patrick S. Carlton

Title: Senior Vice President

STATE OF ALABAMA)
COUNTY OF Jefferson)

I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that Patrick S. Carlton, whose name as Senior Vice President of National Bank of Commerce, a national banking association, 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, as such Senior Vice President and with full authority, executed the same voluntarily for and as the act of said national banking association.

Given under my hand and official seal this the 10 day of September, 2013.


Notary Public

[AFFIX SEAL]

My commission expires **NOTARY PUBLIC STATE OF ALABAMA AT LARGE**
MY COMMISSION EXPIRES: Aug 29, 2015
BONDED THRU NOTARY PUBLIC UNDERWRITERS

This instrument prepared by:
Lee L. Sheppard, Esq.
Maynard, Cooper & Gale, P.C.
1901 Sixth Avenue North
2400 Regions/Harbert Plaza
Birmingham, Alabama 35203
(205) 254-1000



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EXHIBIT A

Legal Description of Released Property

TRACT 5A:

COMMENCE AT THE SOUTHWEST CORNER OF SECTION 18, TOWNSHIP 19 SOUTH, RANGE 1 EAST AND RUN SOUTH 89°12'59" EAST ALONG THE SOUTH LINE OF SAID SECTION FOR 2,183.36 FEET; THENCE RUN NORTH 00°47'01" EAST FOR 2,104.20 FEET TO THE POINT OF BEGINNING OF THE TRACT OF LAND HEREIN DESCRIBED; THENCE RUN NORTH 60°09'38" EAST FOR 37.12 FEET; THENCE RUN NORTH 38°03'12" EAST FOR 55.01 FEET; THENCE RUN NORTH 05°14'59" EAST FOR 53.71 FEET; THENCE RUN NORTH 31°47'49" WEST FOR 51.25 FEET; THENCE RUN NORTH 13°11'14" WEST FOR 41.86 FEET; THENCE RUN NORTH 08°31'40" EAST FOR 42.50 FEET; THENCE RUN NORTH 12°23'48" WEST FOR 69.41 FEET; THENCE RUN NORTH 48°03'35" WEST FOR 45.81 FEET; THENCE RUN NORTH 44°04'57" EAST FOR 26.52 FEET; THENCE RUN NORTH 46°03'58" WEST FOR 123.80 FEET; THENCE RUN SOUTH 02°30'17" WEST FOR 44.19 FEET; THENCE RUN SOUTH 18°01'11" WEST FOR 69.57 FEET; THENCE RUN SOUTH 33°27'43" WEST FOR 118.72 FEET; THENCE RUN SOUTH 45°43'33" WEST FOR 65.64 FEET; THENCE RUN SOUTH 54°21'12" WEST FOR 50.63 FEET; THENCE RUN SOUTH 24°09'01" WEST FOR 37.43 FEET; THENCE RUN SOUTH 01°10'30" WEST FOR 7.24 FEET; THENCE RUN SOUTH 56°38'27" EAST FOR 69.29 FEET; THENCE RUN SOUTH 46°00'15" EAST FOR 106.47 FEET; THENCE RUN SOUTH 73°14'44" EAST FOR 67.52 FEET; THENCE RUN NORTH 56°59'00" EAST FOR 24.71 FEET; THENCE RUN SOUTH 89°03'21" EAST FOR 51.60 FEET TO THE POINT OF BEGINNING.

TRACT OF LAND CONTAINING 84,450.86 SQ. FT. OR 1.94 ACRES MORE OR LESS.

TRACT 5B:

COMMENCE AT THE SOUTHWEST CORNER OF SECTION 18, TOWNSHIP 19 SOUTH, RANGE 1 EAST AND RUN SOUTH 89°12'59" EAST ALONG THE SOUTH LINE OF SAID SECTION FOR 1,868.47 FEET; THENCE RUN NORTH 00°47'01" EAST FOR 2,255.69 FEET TO THE POINT OF BEGINNING OF THE TRACT OF LAND HEREIN DESCRIBED; THENCE RUN NORTH 24°09'01" EAST FOR 40.86 FEET; THENCE RUN NORTH 54°21'12" EAST FOR 60.35 FEET; THENCE RUN NORTH 45°43'33" EAST FOR 56.49 FEET; THENCE RUN NORTH 33°27'43" EAST FOR 106.57 FEET; THENCE RUN NORTH 18°01'11" EAST FOR 55.98 FEET; THENCE RUN NORTH 02°30'17" EAST FOR 68.86 FEET; THENCE RUN NORTH 32°06'35" EAST FOR 16.05 FEET; THENCE RUN NORTH 37°53'14" WEST FOR 219.94 FEET; THENCE RUN NORTH 13°24'01" WEST FOR 763.76 FEET; THENCE RUN SOUTH 61°28'00" WEST FOR 399.92 FEET; THENCE RUN SOUTH 23°39'27" EAST FOR 878.94 FEET; THENCE RUN SOUTH 20°23'34" EAST FOR 234.61 FEET; THENCE RUN SOUTH 43°34'13" EAST FOR 51.00 FEET TO THE POINT OF BEGINNING.

TRACT OF LAND CONTAINING 351093.60 SQ. FT. OR 8.06 ACRES MORE OR LESS.