

STATE OF ALABAMA

SHELBY COUNTY

**PARTIAL RELEASE OF MORTGAGE AND CONSENT TO TEMPORARY
CONSTRUCTION EASEMENT**

KNOW ALL MEN BY THESE PRESENTS, that AMERICAN EQUITY INVESTMENT LIFE INSURANCE COMPANY (Mortgagee) is the owner and holder of record of that certain mortgage executed by 119 PARTNERS I, LLC, a Delaware limited liability company (Mortgagor). Said mortgage was executed to Mortgagee on March 9, 2007 and recorded in the Shelby County, Alabama, Judge of Probate Office on March 12, 2007, in Instrument No. 20070312000109660.

Mortgagee does hereby release, remise, convey and quit claim unto Mortgagor, his successors and assigns from the lien, operation and effect of said mortgage that part of the land described in the attached Exhibit "A".

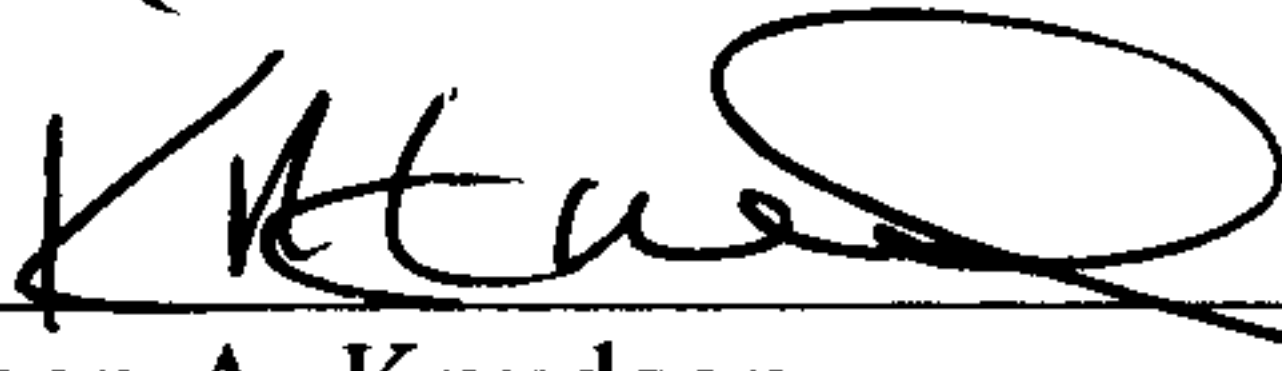
As to all other described and conveyed land in said mortgage, the lien shall remain in full force and effect, unaffected by this release.

Mortgagee also consents to Mortgagor granting a temporary construction easement to the State of Alabama Department of Transportation that burdens property that continues to be encumbered by Mortgagee's mortgage lien. This temporary construction easement is more particularly described in the attached Exhibit "B".

This release and consent is given for the purpose of enabling Mortgagor to make a valid conveyance of said land and temporary construction easement free and clear of said mortgage to the State of Alabama.

IN WITNESS WHEREOF, I set my hand and seal, this the 17th day of September, 2013.

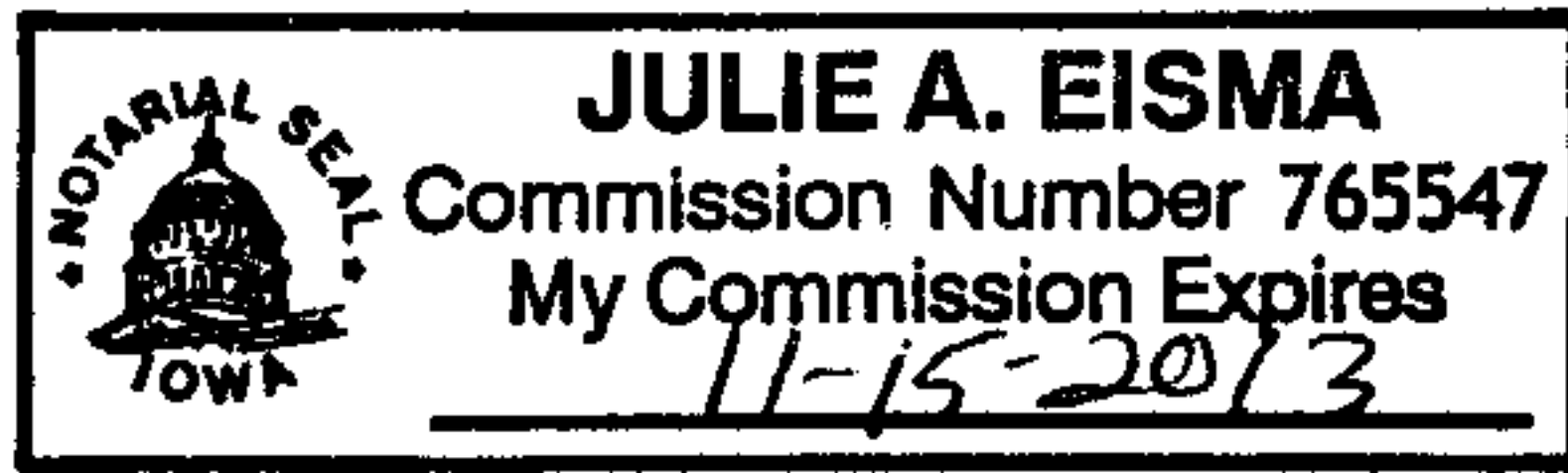
AMERICAN EQUITY INVESTMENT LIFE INSURANCE COMPANY, an Iowa corporation

BY: 
Kathleen A. Knudson,
Vice President Commercial Mortgage


20131017000413630 1/4 \$23.00
Shelby Cnty Judge of Probate, AL
10/17/2013 02:21:03 PM FILED/CERT

STATE OF IOWA, COUNTY OF DALLAS, ss:

This record was acknowledged before me on this 17th day of September, 2013,
by Kathleen A. Knudson, as the Vice President Commercial Mortgage of American Equity
Investment Life Insurance Company, an Iowa corporation.



[Notary Stamp]

[My commission expires]

Julie A. Eisma
Signature of Notary Public

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Shelby Cnty Judge of Probate, AL
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EXHIBIT "A"

Legal Description

A part of the SW Y4 of SW 1 /4, Section 32, Township 18-S, Range 1-W, identified as Tract No. 5 on Project No NHF-0038 () in Shelby County, Alabama and being more fully described as follows:

Parcel:

Commencing at a found pk nail located at the southwest corner of the property referenced in Map Book 27, Page 22 in the Probate Office of Shelby County;

thence S 68°3'36" E and along the grantor's north property line a distance of 303.56 feet to a point on the grantor's said property line (said line between a point offset 50.41' LT and perpendicular with centerline of project at station 113+03.27 and a point offset 49.84' LT and perpendicular with centerline of project at station 113+46.10)), which is the point of BEGINNING;

thence S 68°3'36" E and along the grantor's said property line a distance of 14.35 feet to a point on the west present R/W line of SR-119;

thence S 21°59'16" W and along the said present RNV line a distance of 180.38 feet to a point on the grantor's south property line;

thence N 68°3'37" W and along the grantor's said property line a distance of 15.23 feet to a point on the acquired RAN line (said line between a point offset 50.41' LT and perpendicular with centerline of project at station 113+03.27 and a point offset 52.78' LT and perpendicular with centerline of project at station 111+00.61);

thence N 22°2'4" E and along the acquired RAN line a distance of 76.81 feet to a point on the acquired RNV line (said point offset 51.48' LT and perpendicular to centerline of project at station 111+16.74);

thence following the curvature thereof an arc distance of 86.98 feet and along the acquired R/W line to a point on the acquired R/W line (said point offset 50.41' LT and perpendicular to centerline of project at station 113+03.27) (said arc having a chord bearing of N 22°23'17" E, a clockwise direction, a chord distance of 86.98 feet and a radius of 7045.50 feet);

thence N 22°43'28" E and along the acquired RAN line a distance of 16.60 feet; to the point and place of BEGINNING, containing 0.062 acre(s), more or less.


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EXHIBIT B

Temporary Construction Easement Legal Description

BEGINNING at a point on the required easement line (said point offset 56.16' LT and perpendicular to centerline of project at station 112+00.66);

thence N 22°2'4" E and along the required easement line a distance of 119.74 feet to a point on the grantor's north property line;

thence S 68°3'36" E and along the grantor's said property line a distance of 5.24 feet to a point on the acquired R/W line (said line between a point offset 50.41' LT and perpendicular with centerline of project at station 113+03.27 and a point offset 49.84' LT and perpendicular with centerline of project at station 113+46.10);

thence S 22°43'28" W and along the said present R/W line a distance of 16.60 feet to a point on the acquired R/W line (said point offset 50.41' LT and perpendicular to centerline of project at station 113+03.27);

thence following the curvature thereof an arc distance of 86.98 feet and along the said present R/W line to a point on the acquired R/W line (said point offset 51.48' LT and perpendicular to centerline of project at station 112+16.74)(said arc having a chord bearing of S 22°23'17" W, a counterclockwise direction, a chord distance of 86.98 feet and a radius of 7045.50 feet);

thence S 22°2'4" W and along the said present R/W line a distance of 76.81 feet to a point on the grantor's south property line;

thence N 68°3'37" W and along the grantor's said property line a distance of 24.50 feet to a point on the required easement line (said line offset 76.38' LT and parallel with centerline of project at station 111+80.88);

thence N 22°2'4" E and along the required easement line a distance of 40.67 feet to a point on the required easement line (said point offset 56.16' LT and perpendicular to centerline of project at station 112+0.66);

thence N 67°2'4" E and along the required easement line a distance of 28.28 feet; to the point and place of BEGINNING, containing 0.042 acre(s), more or less.

It is expressly understood that all rights, title and interest to the above described easement shall revert to the grantor upon completion of said project.

