Recording requested by and after recording return to: Reno & Cavanaugh, PLLC

455 Massachusetts Ave, NW

Suite 400

Washington, DC 20001

Attn: Julie McGovern, Esq.

### FULL RELEASE OF DECLARATION OF TRUST

### Cay Clark Apartments

This Full Release of Declaration of Trust ("Release") is executed on September 26, 2017, by the United States of America, acting by and through the Secretary of Housing and Urban Development ("HUD"), for the purpose of releasing the property described on the attached Exhibit A from the effects and operation of the following Declaration of Trust (the "Declaration of Trust") given by The Housing Authority of the City of Columbiana, Alabama, a public body corporate and politic, duly created and organized pursuant to and in accordance with the provisions of the laws of the State of Alabama.

Declaration of Trust Declaration of Trust by The Housing Authority of the Town of Columbiana, Alabama dated June 1, 1987 and recorded June 2, 1987, of record in Book 133, Page 568, in the records of the Office of the Judge of Probate of Shelby County, Alabama. This Declaration of Trust was executed and recorded with respect to Project No: AL072007 during the development or modernization of said project.

Pursuant to that certain Rental Assistance Demonstration ("RAD") Conversion Commitment dated September 15, 2016, as amended, HUD has authorized the conversion (the "RAD Conversion") of the Project described on the attached Exhibit A from public housing to Section 8 assistance under the RAD program and the execution and recordation of a RAD Use Agreement. To accomplish the RAD Conversion, HUD has authorized the release of certain land, as described on Exhibit A attached hereto and buildings erected thereon from the Declaration of Trust having the PIC Development Number listed on Exhibit A.

The aforementioned Declaration of Trust is hereby fully released as to the real property listed and described on Exhibit A attached hereto.

[Signature Pages Follow]

20171005000364260 1/3 \$21.00 Shelby Cnty Judge of Probate, AL

Shelby Cnty Judge of Probate, AL 10/05/2017 02:23:29 PM FILED/CERT

## WITNESS THE EXECUTION HEREOF, this the 26 day of fermac2, 2017.

UNITED STATES OF AMERICA SECRETARY OF HOUSING AND URBAN DEVELOPMENT

Rxr.

Dominique G. Blom

General Deputy Assistant Secretary for

Public and Indian Housing

WASHINGTON
DISTRICT OF COLUMBIA

On this the 26 day of September, 2017, before me, the undersigned officer, personally appeared Dominique G. Blom, General Deputy Assistant Secretary for Public and Indian Housing, who acknowledged herself to be the Authorized Agent for the Secretary of the United States Department of Housing and Urban Development, and that such officer, being authorized so to do, executed the foregoing instrument for the purposes therein contained as her free act and deed and the free act and deed of the Secretary of the United States Department of Housing and Urban Development, by signing the name of the said General Deputy Assistant Secretary for Public and Indian Housing by herself as such officer.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my seal on the date and year first above written, <u>June</u>

Notary Printed Name: Simon JAMANE IYABA

My Commission Expires: (2/14/2020

DISTRICT OF COLUMBIA: SS

SUBSCRIBED AND SWORN TO BEFORE ME

THIS 2 DAY OF SEDIEMBER 201

NOTARY PUBLIC

My Commission Expires / 14/202

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#### EXHIBIT A

# Legal Description (Cay Clark Apartments AL07207)

PIC Development Number: AL07200001

Described in the Declaration of Trust as:

A part of the NW 1/4 of the SE 1/4 and the SW 1/4 of the NE 1/4, Section 26, Township 20 South, Range 3 West, Shelby County, Alabama, and being more particularly described as follows: Commence at the Southeast corner of the N 1/2 of the NW 1/4 of the SE 1/4 of Section 26, Township 20 South, Range 3 West, Shelby County, Alabama; thence run West along the South line of said N 1/2 a distance of 1254,57 feet; thence turn right 90 deg. 00 min, and run North a distance of 180,00 feet; thence turn right 90 dog. 00 min. and run East a distance of 100.02 feet to the point of beginning of the property described herein; thence continue along the last described course a distance of 355.58 feet to a point of curve, said curve being to the left having a radius of 227,09 feet and an interior angle of 43 deg, 15 min.; thence continue Easterly an arc distance of 171.42 feet to a point of compound curve, said curve being to the left having a radius of 25.0 feet and so interior angle of 90 deg. 00 min.; thence run North and Northwesterly an arc distance of 39.27 feet to the point of tangent, thence continue Northwesterly a distance of 73.72 feet to a noint of curve, said curve being to the right, having a radius of 653.83 feet and an interior angle of 10 deg. 02 min. 26 sec.; thence continue Northwesterly and arc distance of 114.58 feet; thence from the tangent of the last described course, turn left 118 deg. 43 min. 56 sec. and run Southwesterly a distance of 84.40 feet; thence turn right 51 deg. 06 min. 05 sec. and continue Southwesterly a distance of 184.03 feet; thence turn right 89 deg. 57 min. 55 sec. and run Northwesterly a distance of 172.78 feet; thence right 86 deg. 49 min. 20 sec. and run Northeasterly a distance of 90.00 feet; thence turn left 91 deg. 02 min. 32 sec. and run Northwesterly a distance of 139.75 feet; thence turn left 90 deg. 33 min. 43 sec. and run Southwesterly a distance of 45.0 feet; thence turn right, 87 deg. 52 min. 21 sec. and run Northwesterly a distance of 200.00 feet; thence turn left 92 deg. 26 min. 56 sec. and run Southwesterly a distance of 147,19 feet; thence turn left 85 deg. 19 min. 38 sec. to the tangent of a curve to the right running Southerly, said curve having a radius of 533,92 feet and an interior angle of 14 deg. 10 min, 14 sec.; thence run Southerly an arc distance of 132.05 feet to the point of tangent; thence continue Southerly a distance of 431.15 feet to a point of curve, said curve being to the left, having a radius of 25.00 feet and an interior angle of BB deg. 36 min. 50 sec.; thence Southeasterly and arc distance of 38.67 feet to the point beginning, being Situated in Shelby County, Alabama.



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