

STATE OF ALABAMA)
SHELBY COUNTY)
SHELBY

PARTIAL RELEASE

KNOW ALL MEN BY THESE PRESENTS, THAT, for value received the undersigned does hereby release the hereinafter particularly described property from the lien of that certain mortgage executed by _____ SCOTCH BUILDING AND DEVELOPMENT CO., INC. **SEE BELOW in the NATIONAL BANK OF COMMERCE OF BIRMINGHAM, a national banking association, dated 1-16-97 and recorded in the Probate Office of SHELBY County, Alabama, in Real Volume 1997, Page 02467, and for such consideration, the receipt of which is hereby acknowledged the undersigned does hereby release all of its rights, title and interest in and to the following described property in SHELBY County, Alabama, to wit:

**AND MODIFICATION RECORDED IN INST NO 1997-26016 WITH ASSUMPTION BY MARENGO BUILDING AND DEVELOPMENT CO INC RECORDED IN INST NO 1997-22413

LOT 25, ACCORDING TO THE SURVEY OF MARENGO, SECTOR ONE, AS RECORDED IN MAP BOOK 22, PAGE 123, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.

03/13/1998-08762
10:08 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
DUI MEL 9.50

But it is expressly understood and agreed that this release shall in no wise, and to no extent whatever, affect the lien of said mortgage as to the remainder of the property described in and secured by said mortgage. The undersigned is now the owner of said mortgage and all of the unpaid notes secured thereby.

IN TESTIMONY WHEREOF, the undersigned has caused its name to be subscribed hereto by its proper Officer who is thereunto duly authorized on this the 12TH day of FEBRUARY 19 98.

NATIONAL BANK OF COMMERCE OF BIRMINGHAM,
a National Banking Association

BY: C. Houston Gillespy
ITS: ASSISTANT VICE PRESIDENT

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that _____ C. Houston Gillespy whose name as ASSISTANT 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 the instrument, he, as such Officer, and with full authority, executed the same voluntarily for and as the act of said association.

Given under my hand and official seal this 12TH day of FEBRUARY 19 98.

THIS INSTRUMENT WAS PREPARED BY
NATIONAL BANK OF COMMERCE
OF BIRMINGHAM
P.O. BOX 10686
BIRMINGHAM, ALABAMA 35202-0686

Glenn Carroll
NOTARY PUBLIC

NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Jan. 3, 2001
BONDED TIRU NOTARY PUBLIC UNDERWRITTEN

Inst # 1998-08762