THIS INSTRUMENT PREPARED BY:

(NAME) <u>Shelia B</u>anks

(ADDRESS) <u>Compass Bank</u>

15 south 20 Street Birmingham, AL 35233

STATE OF ALABAMA)

COUNTY OF Jefferson)

PARTIAL RELEASE OF RECORDED LIEN

KNOW ALL MEN BY THESE PRESENTS, That, Compass Bank, a corporation, does hereby release from the lien of that certain mortgage executed by Weatherly Partners, L.L.C. On 11-23-99, which said mortgage was recorded in the office of the Judge of Probate Court of Shelby County, Alabama, and Thornton Construction Company, Inc. recorded as Inst. #1999-48510; and modification agreement recorded in Inst. #2000-28450, in the Probate Office. The following described and none other:

Lots 2706, according to the Survey of Weatherly Highlands Club & Drive Sector 27 & as recorded in Map Book 27, Page 98, in the Office of the Judge of Probate, Shelby County, Alabama.

Mineral and mining rights excepted.

Said mortgage shall continue in full force and effect with respect to the other property covered thereby.

In Witness Whereof, Compass Bank, a corporation, has caused these presents to be executed this 16th day of August 2001.

> Compass Bank By:\_\_\_\_

> > Its: Vice President

STATE OF ALABAMA)

COUNTY OF JEFFERSON)

I, the undersigned Notary Public, in and for said County in said State, hereby certify that Travis G. McKay whose name as Vice President of Compass Bank, a corporation, is signed to the foregoing instrument, and who is known to me, acknowledge before me on this date that, being informed of the contents of the instrument as such officer and with full authority, executed the same volu tarily for and as the act of said corporation.

Given under my hand and Ofricial seal this 16th day of August 2001

Notary Public Shelia D. Parks

MY COMMISSION EXPIRES SEPTEMBER & 2002

Inst # 2001-35734

08/21/2001-35734 10:09 AM CERTIFIED SHELBY COUNTY JUDGE OF PROBATE

FORM No. 99/33-1216 REV. 7/79