

PARTIAL RELEASE

STATE OF ALABAMA
Shelby COUNTY

KNOW ALL MEN BY THESE PRESENTS, that the undersigned First Commercial Bank, an Alabama banking corporation, does hereby release the real property mortgage executed by Beaver Creek Preserve LLP, which said mortgage was recorded in the Office of the Probate Judge of SHELBY County, Alabama in INST# 1997- 42265, and for good and valuable consideration, the receipt of which is hereby acknowledged, the undersigned does hereby release, remise, quit claim, and convey unto Beaver Creek Preserve LLP, all of the right, title, and interest of the undersigned to the real property described below or attached Exhibit "A".

Lot 49, according to the Survey of Beaver Creek Preserve Third Section recorded in Map Book 27, Page 71, in the Probate Office of Shelby County, Alabama.

It is expressly understood and agreed that this release shall not in any manner affect the lien of said mortgage as to the remainder of the property described in and secured by said mortgage.

IN WITNESS WHEREOF, the undersigned First Commercial Bank has hereunto set its hand and seal on this 12th day of September 2001.

FIRST COMMERCIAL BANK

BY:

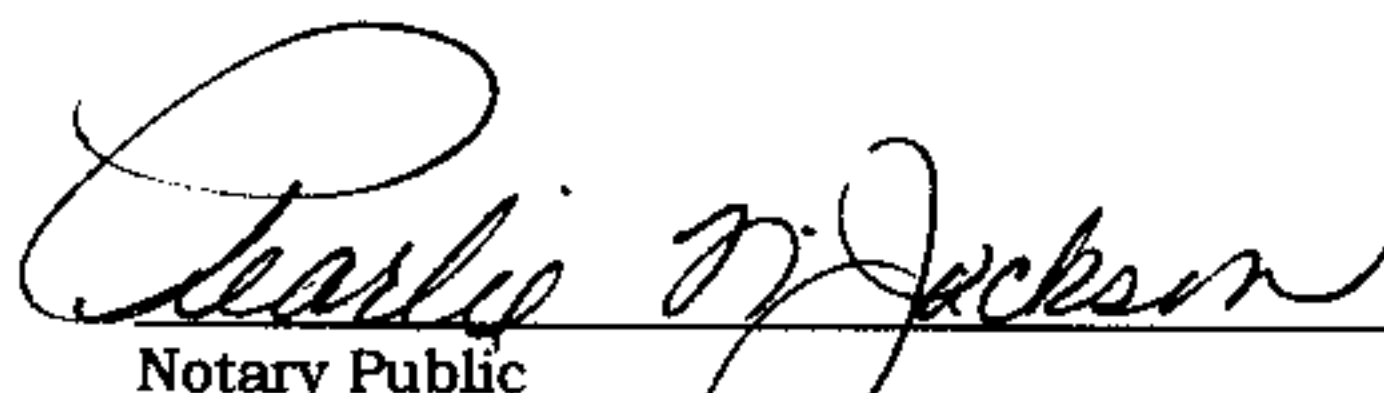

SAMUEL L. FINCH, JR.
CREDIT ANALYST OFFICER

STATE OF ALABAMA
JEFFERSON COUNTY

I, the undersigned, a notary public in and for said county in said state, hereby certify that SAMUEL L. FINCH, JR., whose name as CREDIT ANALYST OFFICER of First Commercial Bank, an Alabama banking corporation, 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 executed the same voluntarily for and as the act of said corporation.

Given under my hand and seal this 12th day of September 2001.

PREPARED BY: PEARLIE N. JACKSON for
FIRST COMMERCIAL BANK
P. O. BOX 11746
BIRMINGHAM, AL 35202-1746


Notary Public

NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Dec 11, 2004
BONDED THRU NOTARY PUBLIC UNDERWRITERS

Inst # 28000
09/20/2001-40819
01:39 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 CH 11.00