

**PARTIAL RELEASE OF MORTGAGE AND ASSIGNMENT OF RENTS AND
LEASES**

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 **BW & MMC, LLC**, which said mortgage was recorded in the Office of the Probate Judge of **SHELBY** County, Alabama in **INST# 2000-38099, AND ASSIGNMENT OF RENTS AND LEASES IN INST# 2000-38100**, and for good and valuable consideration, the receipt of which is hereby acknowledged, the undersigned does hereby release, remise, quit claim, and convey unto **BW & MMC, LLC**, all of the right, title, and interest of the undersigned to the real property described below or on attached Exhibit "A".

LOT 413, ACCORDING TO THE SURVEY OF LAKE FOREST , FOURTH SECTOR, AND LOT 124, FIRST SECTOR, AS RECORDED IN MAP BOOK 28, PAGE 93, IN THE OFFICE OF THE JUDGE OF PROBATE OF SHELBY COUNTY.

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 28TH DAY OF JANUARY 2002.

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 28TH DAY OF JANUARY 2002.

PREPARED BY: MARY E. RATLIFF for
FIRST COMMERCIAL BANK
P. O. BOX 11746
BIRMINGHAM, AL 35202-1746

Inst # 2002-043002

Pearlie N. Jackson

Notary Public
NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Dec 11, 2004
BONDED TO THE NOTARY PUBLIC UNDERWRITERS

01/29/2002-04922
11:21 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
11.00
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