

This Instrument Prepared By:
Gail L. Mills, Esq.
BURR & FORMAN
420 North 20th Street, Suite 3100
Birmingham, Alabama 35203

STATE OF ALABAMA) PARTIAL RELEASE OF RECORDED LIEN
COUNTY OF SHELBY)

KNOWN ALL MEN BY THESE PRESENTS, That SOUTHTRUST BANK, (formerly know as SouthTrust Bank, National Association), a national banking association ("SouthTrust") , is owner and holder of the following documents, each dated December 21, 2000 from DANIEL OAK MOUNTAIN LIMITED PARTNERSHIP, an Alabama limited partnership (collectively, the "Security Documents"): Inst # 2002-12532

- (a) That certain Mortgage and Security Agreement dated December 21, 2000 and recorded as Instrument #2001-2190 in the Office of the Judge of Probate of Shelby County, Alabama; and
- (b) That certain UCC-1 Financing Statement recorded as Instrument #2001-2191 in said Probate Office.

NOW, THEREFORE, in consideration of Ten Dollars and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, SouthTrust does hereby release from the lien of each of the above Security Documents the following property (the "Released Property"): Inst # 2002-12532

Lot 33 according to the Survey of the Amended Map of The Crest at Greystone as recorded in Map Book 18, Page 17 A, B, C & D in the Office of the Judge of Probate of Shelby County, Alabama.

This is a **Partial Release** only, and the lien and effect of each of the Security Documents shall remain in full force and effect as to all property encumbered by the Security Documents other than the Released Property and any other property specifically released in writing by SouthTrust.

IN WITNESS WHEREOF, SouthTrust has caused this instrument to be properly executed this 13th day of March 2002.

SOUTHTRUST BANK
an Alabama Banking Corporation

BY: Stephen T. Hodges

Its: Group Vice President

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Stephen T. Hodges, whose name as Group Vice President of SouthTrust Bank, an Alabama Banking Corporation, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this date that, being informed of the contents of the instrument, he, as such officer, executed the same voluntarily and with full authority for and as the act of said association.

Given under my hand and seal this 13th day of March, 2002.

My Commission Expires: _____

My Commission expires
September 27, 2004.

Charlotte Jewel Chaser
NOTARY PUBLIC

03/15/2002-12532
02:51 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 CH 11.00