

STATE OF ALABAMA )

SHELBY COUNTY )

**PARTIAL RELEASE OF MORTGAGE**

FOR VALUE RECEIVED, the undersigned does hereby release the hereinafter particularly described property from the lien of that certain Mortgage dated October 8, 1998, executed by Little Mountain, L.L.C. to **SOUTHTRUST BANK**, successor by conversion to SouthTrust Bank, N.A., filed for record on October 9, 1998, recorded in Instrument 1998-39673, in the Probate Office of Shelby County, and for said consideration, the receipt of which is hereby acknowledged, the undersigned does hereby remise, release, quit claim and convey unto **LITTLE MOUNTAIN, L.L.C.**, who claims to be the present owner, all of the right, title and interest of the undersigned in and to the property more particularly described on Exhibit "A" attached hereto, located in Shelby County, Alabama (the "Property").

It is expressly understood and agreed that this release shall in no wise, and to no extent whatsoever, 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 WITNESS WHEREOF, the undersigned has caused this instrument to be executed on this 21<sup>st</sup> day of March, 2002.

**SOUTHTRUST BANK**

By: *[Signature]*

Name: ALAN T. DRENNING, III

Its: GROUP VICE PRES.

04/24/2002-19068  
11:35 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
003 MSB 17.00

Inst # 2002-19068

Inst # 2002-14823

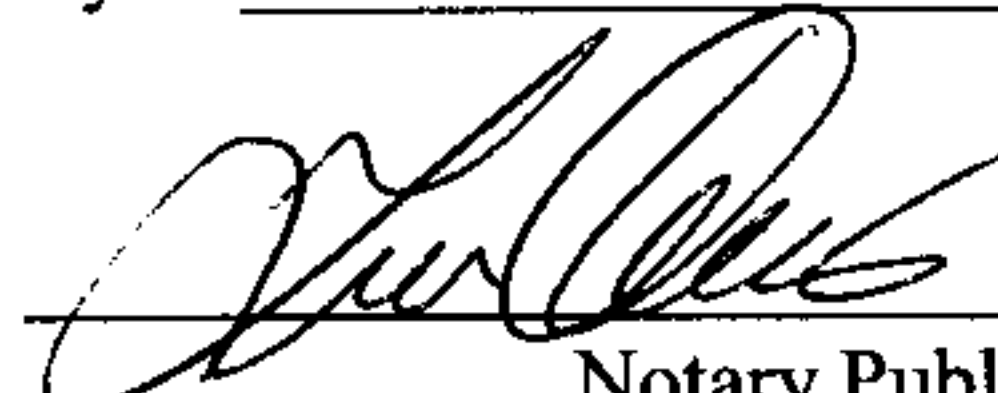
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SHELBY COUNTY JUDGE OF PROBATE  
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STATE OF ALABAMA     )  
  :  
JEFFERSON COUNTY     )

I, the undersigned authority, a Notary Public in and for said county in said state, hereby certify that Alan T. Donnan, III, whose name as 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 day that, being informed of the contents of the said instrument, he/she as such officer and with full authority, executed the same voluntarily on behalf of SouthTrust Bank, N.A.

GIVEN under my hand and seal, this 21<sup>st</sup> day of March, 2002.

[ NOTARIAL SEAL ]

  
\_\_\_\_\_  
Notary Public

My Commission Expires 2-13-03

This document prepared by:

Timothy D. Davis, Esq.  
Sirote & Permutt, P.C.  
2311 Highland Avenue South  
Birmingham, Alabama 35205

**Exhibit "A"**  
**Legal Description**

Part of the NW 1/4 of the NW 1/4 of Section 31, Township 19 South, Range 2 West, Shelby County, Alabama, being more particularly described as follows:

Beginning at an existing iron rebar being the locally accepted southeast corner of said NW 1/4 of NW 1/4 of Section 31, run in a westerly direction along the south line of said 1/4-1/4 section for a distance of 313.95 feet to an existing iron pin; thence turn an angle to the right of 7°-53'-38" and run in a northwesterly direction for a distance of 466.67 feet to an existing iron rebar set by Laurence D. Weygand and being on the east right-of-way line of Little Mountain Circle; thence turn an angle to the right of 102°-04'-26" and run in a northeasterly direction along the east right-of-way line of said Little Mountain Circle for a distance of 40.0 feet to an existing iron rebar; thence turn an angle to the right of 74°-17'-26" and run in an easterly direction for a distance of 224.32 feet to an existing iron rebar set by Laurence D. Weygand; thence turn an angle to the left of 24°-01'-57" and run in a northeasterly direction for a distance of 48.83 feet to an existing iron rebar set by Laurence D. Weygand; thence turn an angle to the left of 27°-45'-15" and run in a northeasterly direction for a distance of 34.92 feet to an existing iron rebar set by Laurence D. Weygand; thence turn an angle to the left of 19°-34'-50" and run in a northeasterly direction for a distance of 37.95 feet to an existing iron rebar set by Laurence D. Weygand; thence turn an angle to the left of 10°-48'-49" and run in a northeasterly direction for a distance of 72.22 feet to an existing iron rebar; thence turn an angle to the right of 76°-15'-40" and run in an easterly direction for a distance of 231.61 feet to an existing iron rebar thence turn an angle to the right of 97°-02'-36" and run in a southerly direction for a distance of 21.0 feet to an existing iron rebar thence turn an angle to the left of 92°-20'-15" and run in an easterly direction for a distance of 209.28 feet to an existing iron rebar thence turn an angle to the right of 86°-42'-13" and run in a southerly direction along the east line of said 1/4-1/4 section for a distance of 207.59 feet, more or less, to the point of beginning.

Inst # 2002-19068

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