

PARTIAL RELEASE OF MORTGAGE
STATE OF ALABAMA)
JEFFERSON COUNTY)

KNOW ALL MEN BY THESE PRESENTS, THAT:

For and in consideration of One Dollar (\$1.00) and other good and valuable consideration to it in hand paid, the receipt whereof is hereby acknowledged, the undersigned Colonial Bank, does hereby release and discharge from the lien of that certain mortgage executed by Foresight Development, LLC., dated July 24, 2000, recorded in instrument #2000-25011, 1st amended in Instrument #2000-28255, 2nd amendment in Instrument #2001-29129, in the Probate Office of Shelby County, Alabama.

SEE EXHIBIT "A"

It being distinctly understood, however; that all other property in said mortgage described and conveyed, shall be an continue to remain in all respects to said mortgage, and that all the covenants and undertakings of the said mortgage and the note thereby secured shal continue in full force and effect, and the said Colonial Bank, shall continue to have all rights and powers granted to it under said mortgage, except as to the above described premises.

IN WITNESS WHEREOF, the undersigned, has caused these presents to be executed by Lamar C. Guthrie, its Senior Vice President, duly authorized thereto, on this 24th day of JULY, 2002.

Colonial Bank
BY: Lamar C. Guthrie
ITS: Senior Vice President

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned authority, a Notary Public, in and for said County and State, hereby certify that Lamar C. Guthrie, whose named as Senior Vice President of Colonial Bank is signed to the foregoing release, and who is known to me, acknowledge before me, on this day that, being informed of the contents of the conveyance, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal this 24th day of JULY, 2002.

Cynthia Allison
Notary Public

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Colonial Bank
P.O. Box 1887
B'ham, AL 35203-1887
Attn: Tammy Wilson

MY COMMISSION EXPIRES OCTOBER 6, 2004

Exhibit "A"

A tract of land situated in the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of section 36, Township 19 South, Range 3 West, Shelby County, Alabama, being more particularly described as follows:

Begin at the Northeast corner of lot 112, according to the final plat of Hayesbury Phase 1, as recorded in map book 28, page 89, in the Probate Office of Shelby County, Alabama, and run S86°03'16"W along the North line of said lot 112 for 198.34 feet to a point on the Easterly right of way line of Hayesbury Court, said point being the Northwest corner of said lot 112 and being on a curve to the left having a radius of 300.00 feet; Thence run along said curve and said right of way line a chord bearing of N17°33'05"W for 9.26 feet; Thence run N86°03'16"E for 186.93 feet; Thence run S60°26'33"E for 16.31 feet to the point of beginning.