

STATE OF ALABAMA )  
SHELBY COUNTY )

PARTIAL RELEASE

KNOW ALL MEN BY THESE PRESENTS, THAT, for value received the undersigned does hereby release the hereinafter particularly described property from the lien of that certain mortgage executed by \_\_\_\_\_ DANIEL REALTY COMPANY, AN ALABAMA GENERAL PARTNERSHIP

to the NATIONAL BANK OF COMMERCE OF BIRMINGHAM, a national banking association, dated 5/13/2003 and recorded in the Probate Office of SHELBY County, Alabama, in Real Volume 20020515000229760, Page \_\_\_\_\_, and for such consideration, the receipt of which is hereby acknowledged the undersigned does hereby release all of its rights, title and interest in and to the following described property in SHELBY County, Alabama, to wit:

SEE ATTACHED EXHIBIT "A"

But it is expressly understood and agreed that this release shall in no wise, and to no extent whatever, 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 TESTIMONY WHEREOF, the undersigned has caused its name to be subscribed hereto by its proper Officer who is thereunto duly authorized on this the 30TH day of JULY, 2003.

NATIONAL BANK OF COMMERCE OF BIRMINGHAM,  
a National Banking Association

BY: *C. Houston Gillespy*  
C. HOSTON GILLESPY

ITS: VICE PRESIDENT

STATE OF ALABAMA )  
JEFFERSON COUNTY )

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that \_\_\_\_\_ C. HOUSTON GILLESPY whose name as VICE PRESIDENT of National Bank of Commerce, a national banking association, 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, as such Officer, and with full authority, executed the same voluntarily for and as the act of said association.

Given under my hand and official seal this 30TH day of JULY, 2003.

THIS INSTRUMENT WAS PREPARED BY  
*Gloria Canoll*  
NATIONAL BANK OF COMMERCE OF BIRMINGHAM  
P. O. BOX 10686  
BIRMINGHAM, AL 35202-0868

*Gloria Canoll*  
NOTARY PUBLIC  
NOTARY PUBLIC STATE OF ALABAMA AT LARGE  
MY COMMISSION EXPIRES: Jun 3, 2005  
BONDED THROUGH NOTARY PUBLIC UNDERWRITERS

LN # 3409325

EXHIBIT A

(Land Description)

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A parcel of land situated in Section 29, Township 18 South, Range 1 West, Shelby County, Alabama, being more particularly described as follows:

Commence at a 2 inch open-top pipe locally accepted to be the Southeast corner of the Southeast quarter of the Northeast quarter of said Section 29; thence run West along the South line of said quarter-quarter section for a distance of 140.00 feet to an iron pin set at the point of beginning; thence turn an angle to the left of 90° 00' 00" and run in a Southerly direction for a distance of 229.78 feet to an iron pin set on the Northeast line of Lot 1, Bigler's Resurvey, as recorded in Map Book 8 on page 106 in the Office of the Judge of Probate, Shelby County, Alabama; thence turn an angle to the right of 110° 58' 45" and run in a Northwesterly direction along said Northeast line for a distance of 436.51 feet to a 1/4 inch rebar found; thence turn an angle to the right of 1° 48' 16" and run in a Northwesterly direction along said Northeast line for a distance of 822.85 feet to a one-inch rebar found on the Southeast right of way line of Alabama Highway No. 119; thence turn an angle to the right of 91° 22' 00" and run in a Northeasterly direction along said Southeast right of way line for a distance of 680.58 feet to an iron pin found; thence turn an angle to the right of 86° 27' 25" and run in a Southeasterly direction for a distance of 691.79 feet to a 1 1/2 inch open-top pipe found; thence turn an angle to the right of 66° 37' 31" and run in a Southerly direction for a distance of 623.40 feet to an iron pin set, said iron pin found being on the South line of the Southeast quarter of the Northeast quarter of said Section 29; thence turn an angle to the left of 87° 13' 57" and run in an Easterly direction along the South line of said quarter-quarter section for a distance of 210.14 feet to the point of beginning.