

PARTIAL RELEASE

STATE OF ALABAMA
COUNTY OF SHELBY

For the consideration of Thirty-five thousand one hundred sixty-one and 88/100 (\$35,161.88) Dollars, the undersigned does hereby release the hereinafter particularly described property from the lien of that certain mortgage recorded in the Probate Office of Shelby County, Alabama, in Mortgage Book 449, at page 793; and for said consideration, the receipt of which is hereby acknowledged, the undersigned does hereby remise, release, quit claim and convey unto Southlake Properties, an Alabama General Partnership, who claims to be the present owner, all of the right, title and interest of the undersigned in and to the following described property in Shelby County, Alabama, to-wit:

0.8037 acre described on Exhibit "A" attached hereto and made part and parcel hereof as fully as if set out herein which said Exhibit "A" is signed by Florence B. Rutherford for identification purposes, all subject to the terms and conditions contained herein.

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 WITNESS WHEREOF, the undersigned owner and holder of said mortgage has caused these presents to be executed on this 26 day of February, 1988.

Florence B. Rutherford
Florence B. Rutherford

STATE OF ALABAMA
SHELBY COUNTY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Florence B. Rutherford, whose name is signed to the foregoing Mortgage Release, and who is known to me, acknowledged before me on this day, that being informed of the contents of the said Mortgage Release, she executed the same voluntarily on the day the same bears date.

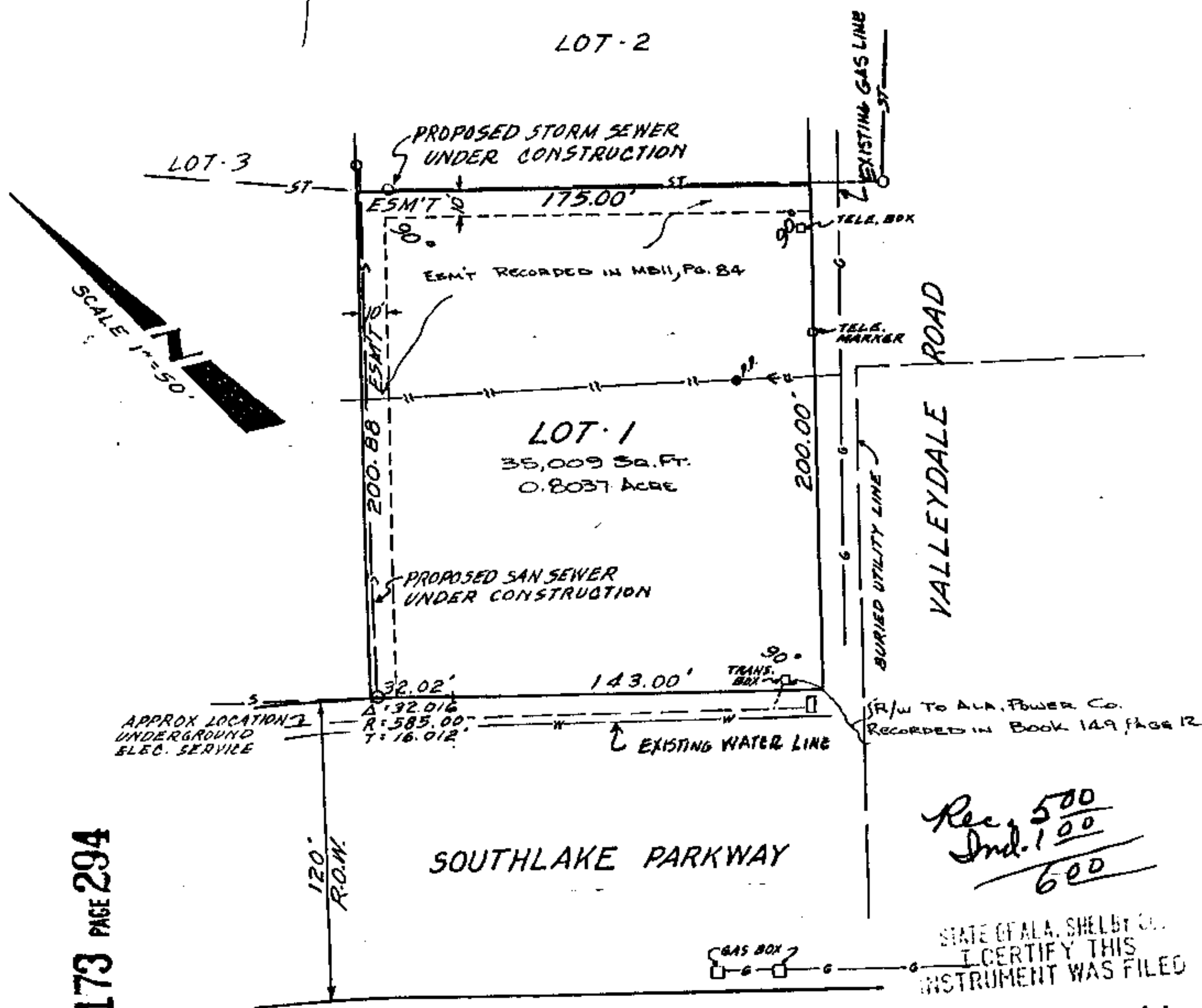
Given under my hand and official seal, this the 26 day of February, 1988.

Dorothy Jackson
Notary Public

BOOK 173 PAGE 293

Land Title

Exhibit "A"



BOOK 173 PAGE 294

NOTE: SEE ATTACHED MAP OF VILLAGE ON VALLEYDALE AT SOUTHLAKE SITE GRADING PLAN DATED 12-16-87 FOR ADDITIONAL UTILITY INFORMATION ON PROPOSED UTILITIES

STATE OF ALA. SHELBY CO.
I CERTIFY THIS INSTRUMENT WAS FILED

88 MAR -1 PM 3:41

Thomas H. Rutherford, Jr.
JUDGE OF PROBATE

NOTES:

1. PROPERTY SUBJECT TO A EASEMENT TO ALA. POWER CO. BOOK 219, PAGE 734
2. R/W TO ALA. POWER CO. REAL 142, PG. 184 DOES NOT AFFECT THIS PROPERTY.

STATE OF ALABAMA
SHELBY COUNTY

I, Jimmy A. Gay, a Registered Surveyor, do hereby certify that this is a true and correct plat or map of Lot 1, Village on Valleydale at Southlake, as recorded in Map Book 11, Page 84, in the Office of the Judge of Probate in Shelby County, Alabama.

I, hereby certify to Fleet National Bank that the survey prepared by me entitled "Ashbuilt Survey" was actually made upon the ground and that it and the information, courses and distances shown thereon are correct, that the title lines and lines of actual possession are the same, that the size, location and type of buildings and improvements are as shown and all are within the boundary lines of the property, and that there are no easements, encroachments or uses affecting this property appearing from a careful physical inspection of the same, other than those shown and depicted thereon. This survey is made in accordance with the "Minimum Standard Detail Requirements for Land Title Surveys" jointly established and adopted by ALTA and ACSM in 1962.

Jimmy A. Gay
Jimmy A. Gay, Reg. No. 8759, PRESIDENT
COULTER, GAY, SALMON & MARTIN ENG. CO., INC.
121 West Valley Avenue
Birmingham, AL 35209

Dated: JAN. 21, 1988

Property shown hereon does not lie within the special flood hazard area as indicated on the Federal Insurance Administration Flood Boundary Map 0045B, Sept. 16, 1982, Shelby County, Ala.

SIGNED FOR IDENTIFICATION:

Florence B. Rutherford
Florence B. Rutherford

