

PARTIAL RELEASE OF MORTGAGE

STATE OF ALABAMA)
)
COUNTY)

KNOW ALL MEN BY THESE PRESENTS, THAT:

For and in consideration of One Dollar (\$1.00) and other good and valuable considerations 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 Lake Heather Development Co., Inc.

dated 8-26-92, recorded in 1992-18227 & 1993-0046 and 1993-22645, Page .

Probate Office of Shelby County, Alabama, the following described property.

See "Exhibit A"

Inst # 1993-33908

10/29/1993-33908
08:07 AM CERTIFIED

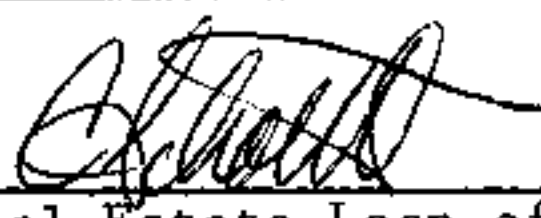
SHELBY COUNTY JUDGE OF PROBATE
002 MCD 13.00

It being distinctly understood, however, that all other property in said mortgage described and conveyed, shall be and 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 shall 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 Carl W. Schoettlin Jr., its Real Estate Loan Officer, duly authorized thereto, on this 1st day of October, 1993.

BY: 

ITS: Real Estate Loan officer

STATE OF ALABAMA)
)
COUNTY)

I, the undersigned authority, a Notary Public, in and for said County and State, hereby certify that Carl W. Schoettlin, whose name as Real Estate Loan Officer of Colonial Bank, is signed to the foregoing release, and who is known to me, acknowledged 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 1st day of October, 1993.

Mary L. Hudson
Notary Public 11/30/95

EXHIBIT A

A parcel of land situated in Sections 35 and 36, Township 18 South, Range 2 West and Sections 1 and 2, Township 19 South, Range 2 West, Shelby County, Alabama, being more particularly described as follows:

Begin at the Northwest corner of Lot 24, Lake Heather Estates as recorded in Map Book 16, on page 121 B in the Office of the Judge of Probate, Shelby County, Alabama, thence run in a Southeasterly direction along the Southwest line of said Lot 24 for a distance of 116.85 feet to the Southwest corner of said Lot 24, said corner being 5 feet inland of the boundary of Lake Heather, said boundary being at a normal pool elevation of 495 MSL; thence run 5 feet, more or less, along same course to the 495 contour on said boundary; thence turning to the right and running in a Southwesterly to Northwesterly to Southeasterly direction along the meanderings of said boundary of Lake Heather a total distance of 2,826.00 feet, more or less, to a point on the Northwest right of way of Lake Heather Circle as recorded in said Lake Heather Estates; thence run in a Southeasterly direction crossing said Lake Heather Circle along a projection of the Southwest line of said Lot 24 for a distance of 50.00 feet to the point of beginning.

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