

This Instrument Prepared By:

Gail L. Mills, Esq.
BURR & FORMAN
3000 SouthTrust Tower
420 North 20th Street
Birmingham, Alabama 35203

PARTIAL RELEASE OF RECORDED LIEN

STATE OF ALABAMA)
COUNTY OF SHELBY)

KNOW ALL MEN BY THESE PRESENTS, That **SOUTHTRUST BANK OF ALABAMA, NATIONAL ASSOCIATION**, a national banking association, is owner and holder of the following documents, each dated January 17, 1996, from **DANIEL OAK MOUNTAIN LIMITED PARTNERSHIP**, an Alabama limited partnership (collectively, the "Security Documents"):

- (a) That certain Mortgage and Security Agreement dated January 17, 1996 and recorded as Instrument #1996-1842 in the Office of the Judge of Probate of Shelby County, Alabama;
- (b) That certain Assignment of Rents and Leases dated January 17, 1996 and recorded as Instrument 1996-1843 in said Probate Office; and
- (c) That certain U.C.C.-1 Financing Statement recorded as Instrument #1996-1944 in said Probate Office.

NOW, THEREFORE, in consideration of Ten Dollars and other good and valuable consideration, the receipt and sufficient of which are hereby acknowledged, SouthTrust does hereby release from the lien of each of the above Security Documents the following property:

Lots 5, according to the survey of Greystone, 8th Sector, as recorded in Map Book 20, Pages 93 A and B, in the Office of the Judge of Probate of Shelby County, Alabama (the "Subject Lot").

Inst # 1996-05285

330850

Sheila Ellis

02/19/1996-05285
01:08 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
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This is a **PARTIAL RELEASE** only, and the lien and effect of each of the Security Documents shall remain in full force and effect as to all property encumbered by the Security Documents other than the Subject Lot and any other property specifically released in writing by SouthTrust.

IN WITNESS WHEREOF, SouthTrust has cause this instrument to be properly executed this the 30th day of January, 1996.

**SOUTHTRUST BANK OF ALABAMA,
NATIONAL ASSOCIATION**, a national banking
association

BY: [Signature]
Its: Assistant Vice President

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public in and for said State, in said County, hereby certify that Stephen T. Boggs, whose name as Asst Vice President of SouthTrust Bank of Alabama, National Association, a national banking association, is signed to the foregoing instrument, and who are known to me, acknowledged before me on this date that, being informed of the contents of the instrument, he, as such officer, executed the same voluntarily and with full authority for and as the act of said association.

Given under my hand and seal this the 30th day of January, 1996.

[Signature]
NOTARY PUBLIC

My Commission expires:
01-27-99

Inst # 1996-05285

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02/19/1996-05285
01:08 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
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