

STATE OF ALABAMA)

SHELBY COUNTY)

PARTIAL RELEASE

KNOW ALL MEN BY THESE PRESENTS, that for and in consideration of Ten Dollars (\$10.00) and other valuable consideration to the undersigned, **First Commercial Bank**, the undersigned does hereby release and discharge from the lien and operation of that certain Mortgage, Assignment of Rents and Leases, and Security Agreement executed in favor of it by **Terry M. Habshey**, dated April 25, 1997, and recorded in the Probate Office of Shelby County, Alabama, as Instrument No. 1997-12864, all merchantable pine and hardwood timber.

It is understood, however, that the execution of this Partial Release shall in no way operate to release or impair the lien or security of said Mortgage, Assignment of Rents and Leases, and Security Agreement upon the property remaining subject thereto.

IN WITNESS WHEREOF, First Commercial Bank has caused these presents to be executed this 19th day of September, 1997, by its duly authorized officer.

FIRST COMMERCIAL BANK

By *C. Todd Beard*
Its *First Vice President*

STATE OF ALABAMA)

JEFFERSON COUNTY)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that *A. Todd Beard*, whose name as *First Vice President* of First Commercial Bank, a state bank, is signed to the foregoing Partial Release and who is known to me, acknowledged before me on this day that, being informed of the contents of said Partial Release, he, as such officer and with full authority, executed the same voluntarily for and as the act of said bank.

Given under my hand and official seal this the *19th* day of September, 1997.

Frank A. Corcoran
Notary Public

AFFIX SEAL

My commission expires: *3-25-99*

This instrument prepared by:

Dawn H. Sharff
WALSTON, WELLS, ANDERSON & BARNES, LLP
505 North 20th Street, Suite 500
Birmingham, Alabama 35203
(205)251-9600

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