

**PARTIAL RELEASE OF MORTGAGE**

STATE OF ALABAMA)  
SHELBY COUNTY)

KNOW ALL MEN BY THESE PRESENTS, THAT:

For and in consideration of One Dollar (\$1.00) and other good and valuable consideration 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 Carter Homes and Development, Inc., dated 12/19/97, recorded in Inst. #1997-42215, Page       , in the Probate Office of Shelby County, Alabama, in the following described property.

Lot 62 & 64, according to the Survey of Sommersby Townhomes, as recorded in Map Book 20, page 112, in the Probate Office of Shelby County, Alabama.

It being distinctly understood, however; that all other property in said mortgage described and conveyed, shall be an 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 shal 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 Martin Brown, its Real Estate Loan Officer, duly authorized thereto, on this 21st day of April, 1998.

Colonial Bank

BY: Martin R. Brown  
ITS: Real Estate Loan Officer

STATE OF ALABAMA)  
JEFFERSON COUNTY)

I, the undersigned authority, a Notary Public, in and for said County and State, hereby certify that Martin Brown, whose named as Real Estate Loan Officer of Colonial Bank is signed to the foregoing release, and who is known to me, acknowledge 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 21st day of April, 1998.

April C. Price  
Notary Public

MY COMMISSION EXPIRES OCTOBER 1, 1999

04/30/1998-15646  
12:31 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
001 MEL 8.50

Inst # 1998-15646