4141962-1017

REGIONS BANK

PARTIAL RELEASE

STATE OF ALABAMA **COUNTY OF SHELBY**

For and in consideration of One Dollar (\$1.00) and other good and valuable considerations to it in hand paid, the receipt whereby acknowledged, the undersigned, REGIONS BANK, a corporation, does hereby release and discharge from the lien of that certain mortgage, executed by Don Martin Construction Co., Inc. dated February 21, 1997 and recorded in Inst. # 1997-06680 in the Probate Office of Shelby County, Alabama the following:

Lot 23, according to the Survey of Eagle Point Sector 12, Phase I as recorded in Map Book 22, page 43 A & B in the Probate Office of Shelby County, Alabama.

It being distinctly understood, however, that all property in said mortgage described and conveyed, shall be and continue to remain in all respects to said mortgage, and that all the covenents and undertakings of the said mortgage and the note thereby secured shall continue in full force and effect, and the said REGIONS BANK, a corporation, 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, REGIONS BANK, a corporation, has caused these presents to be executed by Ronald B. Roberts, its Vice President, duly authorized thereto, on this 24th day of June, 1998.

REGIONS BANK

Ronald B. Roberts - Vice President

STATE OF ALABAMA SHELBY COUNTY, ALABAMA

I, the undersigned authority, a Notary Public in and for said County and State hereby, certify that Ronald B. Roberts, whose name as Vice President of REGIONS BANK, a corporation, is signed to the foregoing release, and who is know to me, acknowledge before me, on this day, that being duly informed of the contents of this instrument, he, and such officer, and with full authority, executed the same voluntarily and as the act of said corporation.

Given under my hand and official seal the 24th day of June, 1998.

My Commission Expires: 2/24/2001

Notary Public