

STATE OF ALABAMA)
JEFFERSON COUNTY)
SHELBY

PARTIAL RELEASE

KNOW ALL MEN BY THESE PRESENTS, THAT, for value received the undersigned does hereby release the hereinafter particularly described property from the lien of that certain mortgage executed by _____ SCOTCH BUILDING AND DEVELOPMENT CO., INC.

to the NATIONAL BANK OF COMMERCE OF BIRMINGHAM, a national banking association, dated 1-16-97 and recorded in the Probate Office of SHELBY County, Alabama, in Real Volume 1997 (SEE BELOW) Page 02467, and for such consideration, the receipt of which is hereby acknowledged the undersigned does hereby release all of its rights, title and interest in and to the following described property in SHELBY County, Alabama, to wit:

** AND MODIFICATION RECORDED IN INST NO. 1997-26016 WITH ASSUMPTION BY MARENGO BUILDING AND DEVELOPMENT CO INC RECORDED IN INST NO. 1997-22413

LOT(S) 7, ACCORDING TO THE SURVEY OF MARENGO, SECTOR ONE, AS RECORDED IN MAP BOOK 22, PAGE 123, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.

But it is expressly understood and agreed that this release shall in no wise, and to no extent whatever, affect the lien of said mortgage as to the remainder of the property described in and secured by said mortgage. The undersigned is now the owner of said mortgage and all of the unpaid notes secured thereby.

IN TESTIMONY WHEREOF, the undersigned has caused its name to be subscribed herein by its proper Officer who is thereunto duly authorized on this the 29TH day of SEPTEMBER 19 98.

NATIONAL BANK OF COMMERCE OF BIRMINGHAM,
a National Banking Association

BY: William G. Sanders, Jr.
WILLIAM G. SANDERS, JR.
ITS: EXECUTIVE VICE PRESIDENT

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that WILLIAM G. SANDERS, JR. whose name as EXECUTIVE VICE PRESIDENT of National Bank of Commerce, a national banking association, is signed to the foregoing instrument, and who is known to me as known to me on this day that, being informed of the contents of the instrument, he, as such Officer, and with full authority, executed the same voluntarily for and as the act of said association.

Given under my hand and official seal this 29TH day of SEPTEMBER 19 98.

THIS INSTRUMENT WAS PREPARED BY
NATIONAL BANK OF COMMERCE
OF BIRMINGHAM
P.O. BOX 10000
BIRMINGHAM, ALABAMA 35202-0000

Glenn Cannon
COLLATERAL CLERK

LN # 3197050

Kay H. Taylor
NOTARY PUBLIC
10/12/1998-39801
09:42 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 CRM 8.50

Inst # 1398-39801