

PARTIAL RELEASE AND REAFFIRMATION AGREEMENT

Come now Brookland Homes, Inc and Hossein Nilipour and executes this agreement to state as follows:

1. Hossein Nilipour is the mortgagee and Brookland Homes, Inc. is a mortgagor in a certain mortgage in the amount of \$1,000,000 dated August 21, 1996 and recorded in Instr. #1996-27638 in the Probate Office of Shelby County, Alabama.
2. Hossein Nilipour prepared and executed a partial release which was recorded on February 26, 1998 in Inst. #1998-06511 in the Probate Office of Shelby County, Alabama. This partial release mistakenly released Lot 174 but should have released Lot 185 according to the Survey of Wynlake, Phase 4B, as recorded in Map Book 22, Page 63, in the Probate Office of Shelby County, Alabama.
3. Hossein Nilipour does hereby release and discharge from the lien and operation of that certain mortgage executed by Brookland Homes, Inc. referenced herein Lot 185 according to the Survey of Wynlake, Phase 4B, as recorded in Map Book 22, Page 63, in the Probate Office of Shelby County, Alabama.
4. Brookland Homes, Inc. acknowledges the mistake in releasing Lot 174 described above and reaffirms the effect of the mortgage and all of its terms and conditions as to Lot 174 according to the Survey of Wynlake, Phase 4B, as recorded in Map Book 22, Page 63, in the Probate Office of Shelby County, Alabama.
5. It is understood however that the execution of this partial release shall in no wise operate to release or impair the lien or security of the mortgage upon the property remaining subject thereto.

In witness whereof we have set our signatures this 28th day of January, 1999.

Brookland Homes, Inc.

By Al Ashtarani
Al Ashtarani, President

Hossein Nilipour
Hossein Nilipour

State of Alabama) County of Shelby)

I, the undersigned, hereby certify that, Hossein Nilipour, whose name is signed to the foregoing conveyance and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he executed the same voluntarily on the day of same bears date.

GIVEN UNDER MY HAND THIS 28th DAY OF JANUARY, 1999.

My Commission Expires:

9-13-99

Notary Public

State of Alabama) County of Shelby)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Al Ashtarani, whose name as President of the Brookland Homes, Inc., a corporation, is signed to the foregoing conveyance and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

GIVEN UNDER MY HAND THIS THE 28TH DAY OF JANUARY, 1999.

My Commission Expires:

9-13-99

Notary Public

02/01/1999-04184
09:28 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
00: MMS 8.50

Inst # 1999-04184