

**Partial Release of Mortgage, Assignment of Rents and Leases and  
Security Agreement**

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 11/04/98, recorded in Real 1998, Page 45719, in the Probate Office of Shelby County, Alabama, \_\_\_\_\_ Division and amended by Instrument \_\_\_\_\_, further amended by Instrument \_\_\_\_\_ and Instrument \_\_\_\_\_ in the Probate Office of Jefferson County, Alabama, \_\_\_\_\_ Division, in the following described property:

**Legal Description: See attached Exhibit "A"**

It being said 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, that all the covenants and undertakings of the said mortgage and the note secured shall continue in full force and effect, and the said Colonial Bank, shall continue to have full 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 R. Brown its Real Estate Loan Officer, duly authorized thereto, on the 4<sup>th</sup> day of March, 1999.

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 R. Brown 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, executes the same voluntarily for and as the act of said corporation.

Given under my hand and official seal this 4th day of March, 1999.

Helicia L. Redd  
Notary Public My Commission Expires July 7, 2002

03/10/1999-10027  
10:05 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 MMS 11.00

Inst # 1999-10027

## Exhibit "A"

( State of Alabama )  
( Shelby County )

Re: CARTER to ARNETT  
Address: 51 YEAGER COURT

A parcel of land located in the West half of Section 13, Township 20 South, Range 3 West, Shelby County, Alabama. Commence at the Northerly most corner of Laurel Cliffs as recorded in Map Book 12, Page 36 in the office of the Judge of Probate, Shelby County, Alabama. Thence run South 61 deg. 57 min. 42 sec. East along the Northerly line of said Laurel Cliffs 50.00 feet; Thence North 29 deg. 07 min. 48 sec. East 108.10 feet; Thence North 36 deg. 22 min. 44 sec. East along a sewer line 394.55 feet; Thence North 46 deg. 55 min. 44 sec. East along sewer line 311.78 feet; Thence North 21 deg. 42 min. 48 sec. East along sewer line 82.95 feet to the POINT OF BEGINNING; Thence continue North 21 deg. 42 min. 48 sec. East along sewer line to a point on the Southerly right-of-way of Yeager Court; Thence North 63 deg. 22 min. 18 sec. West along right-of-way of Yeager Court 132.90 feet; Thence South 29 deg. 38 min. 42 sec. West a distance of 97.00 feet; Thence South 63 deg. 20 min. 18 sec. East 141.30 feet to the point of beginning, containing 13,304 square feet more or less.

Also a 30 foot easement described as follows. Commence at the Northerly most corner of said Laurel Cliffs; Thence run South 61 deg. 57 min. 42 sec. East along the Northerly line of said Laurel Cliffs 50.00 feet; Thence North 29 deg. 07 min. 48 sec. East 108.10 feet; Thence North 36 deg. 22 min. 44 sec. East along a sewer line 394.55 feet; Thence North 46 deg. 55 min. 44 sec. East along sewer line 311.78 feet; Thence North 21 deg. 42 min. 48 sec. East along sewer line 180.38 feet to the a point on the Southerly right-of-way of Yeager Court; Thence North 63 deg. 22 min. 18 sec. West along right-of-way of Yeager Court 31.05 feet to POINT OF BEGINNING of a 30 foot easement, 15 feet each side of the following centerline; Thence South 29 deg. 49 min. 45 sec. West along centerline of easement 97.21 feet.

Inst # 1999-10027

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