

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 Brantley Homes, Inc., dated 1/25/99, recorded in Inst.#1999, Page 04713, in the Probate Office of Shelby County, Alabama and described in the following said property:

That part of Lot 39 of said Ashton Woods, 1st Phase, said part of Lot 39 being more particularly described as follows: SEE EXHIBIT A.

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 shall 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 Lamar Guthrie, its Vice President, duly authorized thereto, on this 2nd day of August, 1999.

Colonial Bank

BY: *Lamar Guthrie*
ITS: Vice President

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned authority, a Notary Public, in and for said County and State, hereby certify that Lamar Guthrie, whose named as Vice President of Colonial Bank is signed to the foregoing release, and who is known to me, acknowledged 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 2nd day of August, 1999.

Angela Simmons
Notary Public
Inst # 1999-34025

MY COMMISSION EXPIRES JULY 22, 2002

08/13/1999-34025
09:47 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 MMS 11.00

Inst # 1999-34025

EXHIBIT A

Beginning at the locally accepted Northwest corner of Section 9, Township 20 South, Range 1 West, Shelby County, Alabama being marked by an existing old open top iron pin and being a common corner between Lots 39 and 40, run in a Northeasterly direction along the common line between said Lots 39 and 40 for a distance of 55.25 feet to a point on the Southwest right of way line of Woodland Circle and being on a curve; said curve being concave in a Northeasterly direction and having a radius of 55.0 feet and a central angle of 9 deg. 32 min. 55 sec.; thence turn an angle to the right and run in a Southeasterly direction along the curved right of way line of said Woodland Circle for a distance of 9.17 feet to an existing iron rebar set by Laurence D. Weygand; thence turn an angle to the right and run in a Southwesterly direction for a distance of 56.69 feet, more or less, to the point of beginning; being situated in Shelby County, Alabama.

Inst # 1999-34025

08/13/1999-34025
09:47 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 HNS 11.00