

PARTIAL RELEASE OF LAND FROM MORTGAGE

**STATE OF ALABAMA)
JEFFERSON COUNTY)**

KNOW ALL MEN BY THESE PRESENTS, that

WHEREAS, the undersigned **FIRST COMMERCIAL BANK**, a State Bank, (hereinafter referred to as "Bank"), is the owner and holder of record of that certain Mortgage and Security Agreement executed by **BW & MMC, L.L.C.**, an Alabama Limited Liability Company (hereinafter referred to as "Mortgagor"), to the Bank dated December 1, 1997, and recorded in the Office of the Judge of Probate of Shelby County, Alabama at Inst. # 1997-39387, in which mortgage the land as described below is described and conveyed; and

WHEREAS, for the consideration herein set out, the Bank has agreed to release from the lien of said mortgage the hereinafter described land.

NOW, THEREFORE, in consideration of the premises and the sum of One Dollar (\$1.00) paid to said Bank by Mortgagor on the execution and delivery of this instrument, the receipt of which sum is hereby acknowledged, the said Bank, does hereby release, remise, convey and quitclaim unto the said Mortgagor, its successors and assigns from the lien, operation, and effect of said Mortgage the land described in said Mortgage as follows, to wit:

Lot 163, according to the Survey of Lake Forest, First Sector, as recorded in Map Book 24, Page 62, in the Probate Office of Shelby County, Alabama.

As to all other land described and conveyed in said Mortgage, the lien thereof shall remain in full force and effect unaffected by this release.

TO HAVE AND TO HOLD said tract or parcel of land unto the said Mortgagor, its successors and assigns forever.

This release is given for the purpose of enabling Mortgagor to make a valid conveyance of said lands free and clear of said Mortgage.

IN WITNESS WHEREOF, the Bank, acting by and through its duly authorized officer, has caused this instrument to be executed as of the 18th day of November, 1999.

FIRST COMMERCIAL BANK, a State Bank

By: T. Lane Wooley [SEAL]
T. Lane Wooley
Its Vice President

Inst # 1999-47459

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SHELBY COUNTY JUDGE OF PROBATE
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STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned, a notary public in and for said county in said state, hereby certify that T. Lane Wooley, Vice President of **FIRST COMMERCIAL BANK**, a State Bank, is signed to the foregoing Partial Release of Land From Mortgage, and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said bank.

Given under my hand and seal this 10th day of November, 1999.

Cheryl A. Robinson
NOTARY PUBLIC
My Commission Expires: 7/10/03

[NOTARIAL SEAL]

This Instrument Prepared By:

✓ Claude McCain Moncus, Esq.
CORLEY, MONCUS & WARD, P.C.
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(205) 879-5959

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