

PARTIAL RELEASE

STATE OF ALABAMA)

COUNTIES OF JEFFERSON AND SHELBY)

KNOW ALL MEN BY THESE PRESENTS, That whereas the undersigned **SOUTHTRUST BANK, NATIONAL ASSOCIATION**, a national banking association ("SouthTrust"), is the owner and holder of record of the following documents:

a) That certain Mortgage and Security Agreement executed by **GREYSTONE DEVELOPMENT COMPANY, LLC**, an Alabama limited liability company ("Borrower") and **GREYSTONE GOLF CLUB, INC.**, an Alabama nonprofit corporation ("Lessee"), as mortgagors and debtors, recorded as Instrument No. 9904/6681 with the Judge of Probate of Jefferson County, Alabama, and as Instrument No. 1999-12259 with the Judge of Probate of Shelby County, Alabama (the "Mortgage"); and

b) That certain Assignment of Rents and Leases executed by Borrower and recorded as Instrument No. 9904/6684 with the Judge of Probate of Jefferson County, Alabama, and as Instrument No. 1999-12260 with the Judge of Probate of Shelby County, Alabama (the "Assignment of Rents"); and

c) That certain Assignment and Security Agreement (Purchase Option and Management Agreement) executed by Borrower and recorded as Instrument No. 1999-12263 with the Judge of Probate of Shelby County, Alabama (the "Assignment and Security Agreement"); and

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d) That certain Subordination, NonDisturbance and Attornment Agreement executed by Borrower, Lessee and Southern Indiana Properties, Inc. ("SIP") and recorded as Instrument No. 1999-12269 with the Judge of Probate of Shelby County, Alabama (the "SNDA").

WHEREAS, for the consideration set forth below, SouthTrust, has agreed to release from the lien of said Mortgage, Assignment of Rents, Assignment and Security Agreement and SNDA, the property more particularly described on Exhibit A attached hereto and made a part hereof;

NOW, THEREFORE, in consideration of \$10.00 and other good and valuable consideration, SouthTrust does hereby release from the lien, operation and effect of said Mortgage, Assignment of Rents, Assignment and Security Agreement and SNDA, the real estate more particularly described on Exhibit A attached hereto and made a part hereof.

This is a partial release only. As to all other land described and conveyed in said Mortgage, Assignment of Rents, Assignment and Security Agreement and SNDA, the lien thereof shall remain in full force and effect unaffected by this release. Nothing herein shall be deemed a payment of the debt secured by said Mortgage, Assignment of Rents, Assignment and Security Agreement and SNDA. This partial release shall be recorded with the Judges of Probate of Jefferson County and Shelby County, Alabama.

IN WITNESS WHEREOF, SouthTrust has executed this Partial Release on this the 29th day of November, 1999.

**SOUTHTRUST BANK, NATIONAL
ASSOCIATION**

By: [Signature]

Its Vice President

STATE OF ALABAMA)

COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Stephen T. Hedges, whose name as Vice President of SouthTrust Bank, National Association, a national banking association, is signed to the foregoing instrument 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 banking association.

Given under my hand and seal of office this 29th day of November, 1999.

Shirley H. Ellis
Notary Public

[NOTARIAL SEAL]

My commission expires: 3/30/2002

This instrument prepared by:

Gail Livingston Mills, Esq.
Burr & Forman LLP
Suite 3100, SouthTrust Tower
420 North 20th Street
Birmingham, Alabama 35203

EXHIBIT A

A parcel of land situated in the Southeast quarter of the Southeast quarter of Section 21, Township 18 South, Range 1 West, Shelby County, Alabama, being more particularly described as follows:

Commence at a 1" crimped iron locally accepted to be the Northeast corner of said quarter-quarter section; thence run South along the East line of said quarter-quarter section for a distance of 306.43 feet to the point of beginning; thence continue along last stated course for a distance of 37.29 feet to a point; thence turn an angle to the left of 110 degrees, 10 minutes, 35 seconds and run in a Northeasterly direction for a distance of 12.86 feet to a point; thence turn an angle to the left of 90 degrees, 00 minutes, 00 seconds and run in a Northwesterly direction for a distance of 35.00 feet to the point of beginning. Said parcel containing 225 square feet, more or less.

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