

This Instrument Prepared By:  
Mary Thornton Taylor  
Dominick, Fletcher, Yeilding,  
Wood & Lloyd, P.A.  
2121 Highland Avenue South  
Birmingham, Alabama 35205

STATE OF ALABAMA )  
COUNTY OF SHELBY ) PARTIAL RELEASE OF MORTGAGE

KNOW ALL MEN BY THESE PRESENTS, That, the undersigned NATIONAL BANK OF COMMERCE OF BIRMINGHAM, a national banking association (the "Bank"), acknowledges partial payment of the indebtedness secured by that certain real property mortgage executed by Greystone Farms North, L.L.C., an Alabama limited liability company, dated September 3, 1999, which said mortgage was recorded in the Office of the Judge of Probate of Shelby County, Alabama, in Instrument Number 1999-37633, with additional security in UCC Financing Statement recorded as Inst. No. 1999-37635 and Assignment of Rents and Leases recorded as Inst. No. 1999-37634, and the undersigned does further hereby release from the lien of said mortgage, said UCC Financing Statement and said Assignment of Rents and Leases the following described property and none other:

Lot 27, according to the First Amended Plat of Final Plat of Subdivision, North Lake at Greystone, Phase 1, as recorded in Map Book 23, Page 57 in the Probate Office of Shelby County, Alabama; being situated in Shelby County.

Said mortgage shall continue in full force and effect with respect to the other property covered thereby.

IN WITNESS WHEREOF, National Bank of Commerce of Birmingham has caused these presents to be executed this 16TH day of August, 2000.

NATIONAL BANK OF COMMERCE  
OF BIRMINGHAM

By: James A. Powell  
James A. Powell  
Its Vice President

STATE OF ALABAMA )  
COUNTY OF JEFFERSON )

I, the undersigned Notary Public, in and for said County in said State, hereby certify that James A. Powell, whose name as Vice President of National Bank of Commerce of Birmingham, 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 the 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 official seal this 16TH day of August, 2000.

Gloria Carroll  
Notary Public

[SEAL]

NOTARY PUBLIC  
SHELBY COUNTY, ALABAMA  
EXPIRES AUGUST 3, 2001  
JAMES A. POWELL, VICE PRESIDENT

My commission expires: