

This instrument prepared by:  
J. Keith Windle  
Bradley Arant Rose & White LLP  
2001 Park Place, Suite 1400  
Birmingham, Alabama 35203-2736

STATE OF ALABAMA )

SHELBY COUNTY )

**PARTIAL RELEASE**

KNOW ALL MEN BY THESE PRESENTS, That:

In consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, First Commercial Bank does hereby release the real property described hereinbelow from the lien of that certain Mortgage and Security Agreement executed by Parkway Lake, L.L.C. and Gary C. Wyatt, Inc. recorded as Instrument #1999-51311 in the Office of the Judge of Probate of Shelby County, Alabama, and that certain Assignment of Leases, Rents and Profits recorded as Instrument #1999-51312 in said Probate Office, and First Commercial Bank does hereby release, remise, quit claim, and convey unto The Cottage at Riverchase, LLC all of its right, title, and interest in and to the following described real estate situated in Shelby County, Alabama, to-wit:

Lot 3-B, according to the Resurvey of Lots 2-B and 3, Revised Map of Wyatt's Subdivision No. 2, as recorded in Map Book 27, page 45, in the Office of the Judge of Probate of Shelby County, Alabama

It is expressly understood and agreed that this release shall not in any manner affect the lien of said instruments as to the remainder of the property described in and secured by said instruments.

IN WITNESS WHEREOF, First Commercial Bank has caused these presents to be executed for and in its corporate name by its duly authorized officer on or as of the 26<sup>th</sup> day of September, 2000.

FIRST COMMERCIAL BANK

By: [Signature]

Its: [Signature]

09/29/2000-34447  
03:27 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 MEL 11.00

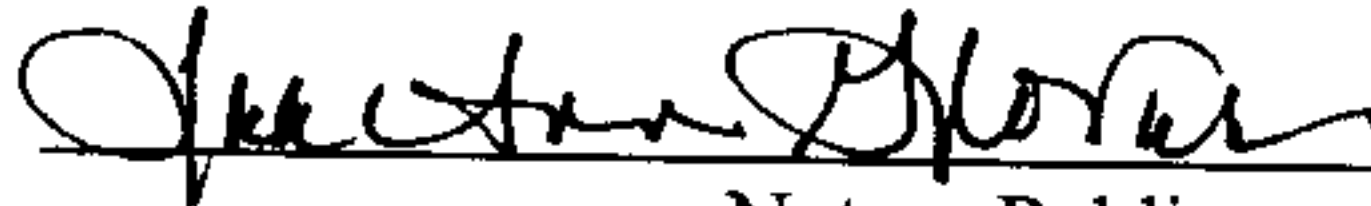
Inst # 2000-34447

STATE OF ALABAMA

JEFFERSON COUNTY

I, the undersigned, a notary public in and for said county in said state, hereby certify that A. TODD BEARD, whose name as SR. VICE PRESIDENT of First Commercial Bank, a banking corporation, 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 corporation.

Given under my hand and official seal the 26<sup>th</sup> day of SEPTEMBER, 2000.



Notary Public

[NOTARIAL SEAL]

My commission expires: MAY 31, 2004

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SHELBY COUNTY JUDGE OF PROBATE  
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