

This Instrument Prepared By:
Gail L. Mills, Esq.
BURR & FORMAN
420 North 20th Street, Suite 3100
Birmingham, Alabama 35203

Inst # 2000-34573

STATE OF ALABAMA)
COUNTY OF SHELBY) PARTIAL RELEASE OF RECORDED LIEN

KNOWN ALL MEN BY THESE PRESENTS, That SOUTHTRUST BANK, (formerly know as SouthTrust Bank, National Association), a national banking association ("SouthTrust"), is owner and holder of the following documents, each dated January 17, 1999 from DANIEL OAK MOUNTAIN LIMITED PARTNERSHIP, an Alabama limited partnership (collectively, the "Security Documents"):

- (a) That certain Mortgage and Security Agreement dated January 17, 1996 and recorded as Instrument #1996-1847 in the Office of the Judge of Probate of Shelby County, Alabama; and
- (b) That certain Assignment of Rents and Leases dated January 17, 1996 and recorded as Instrument No. 1996-1843 in said Probate Office; and
- (c) That certain UCC-1 Financing Statement recorded as Instrument #1996-1848 in said Probate Office.

NOW, THEREFORE, in consideration of Ten Dollars and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, SouthTrust does hereby release from the lien of each of the above Security Documents the following property (the "Released Property"):

Lot 1, according to the Map and Survey of Greystone, The Crest at Greystone Sector, Phase N/A, as recorded in Map Book 18, Page 17 A, B, C & D, in the Office of the Judge of Probate of Shelby County, Alabama (the "Subject Lot")

This is a Partial Release only, and the lien and effect of each of the Security Documents shall remain in full force and effect as to all property encumbered by the Security Documents other than the Released Property and any other property specifically released in writing by SouthTrust.

IN WITNESS WHEREOF, SouthTrust has caused this instrument to be properly executed this 24 day of August, 2000

SOUTHTRUST BANK
an Alabama Banking Corporation

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. Hodges, whose name as Vice President of SouthTrust Bank, an Alabama Banking Corporation, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this date that, being informed of the contents of the instrument, he, as such officer, executed the same voluntarily and with full authority for and as the act of said association.

Given under my hand and seal this 24 day of August, 2000

My Commission Expires: October 25, 2000

[Signature]
NOTARY PUBLIC

Kerri W. Sheets

10/02/2000-34573
10:50 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 CJ1 11.00