

**PARTIAL RELEASE**

STATE OF ALABAMA  
SHELBY COUNTY

KNOW ALL MEN BY THESE PRESENTS, that the undersigned First Commercial Bank, an Alabama banking corporation, does hereby release the real property mortgage executed by BEAVER CREEK PRESERVE LLP, which said mortgage was recorded in the Office of the Probate Judge of SHELBY County, Alabama in VOL 1997 PG 42265, and for good and valuable consideration, the receipt of which is hereby acknowledged, the undersigned does hereby release, remise, quit claim, and convey unto BEAVER CREEK PRESERVE LLP, all of the right, title, and interest of the undersigned to the real property described below or on attached Exhibit "A".

LOTS # 35, ACCORDING TO THE SURVEY OF BEAVER CREEK PRESERVE THIRD SECTOR, AS RECORDED IN MAP BOOK 27, PAGE 91 IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.

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

IN WITNESS WHEREOF, the undersigned First Commercial Bank has hereunto set its hand and seal on this 24 day of MAY 2001.

FIRST COMMERCIAL BANK

BY: 

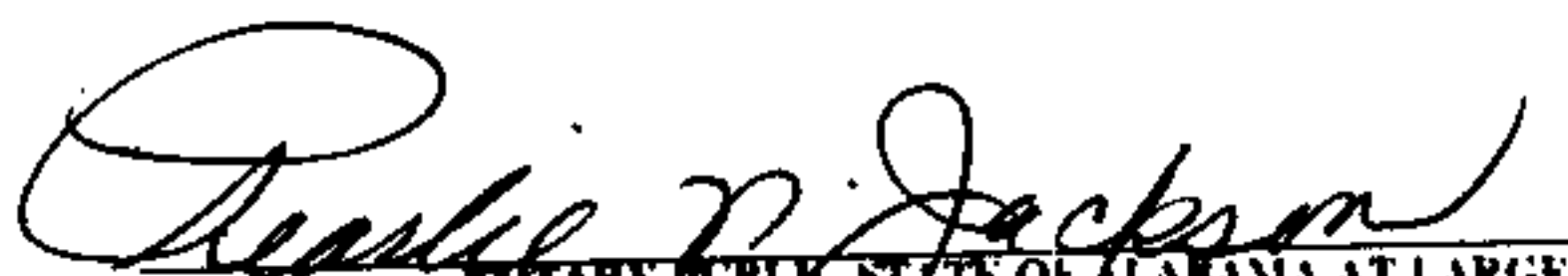
PAUL M SCHABACKER  
FIRST VICE PRESIDENT

STATE OF ALABAMA  
JEFFERSON COUNTY

I, the undersigned, a notary public in and for said county in said state, hereby certify that PAUL M SCHABACKER, whose name as FIRST VICE PRESIDENT of First Commercial Bank, an Alabama 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 executed the same voluntarily for and as the act of said corporation.

Given under my hand and seal this 24TH day of MAY 2001.

PREPARED BY: PEARLIE N JACKSON for  
FIRST COMMERCIAL BANK  
P. O. BOX 11746  
BIRMINGHAM, AL 35202-1746

  
Notary Public, STATE OF ALABAMA AT LARGE  
MY COMMISSION EXPIRES: Dec 11, 2004  
BONDED THRU NOTARY PUBLIC UNDERWRITERS

05/30/2001-21878  
10:48 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
001 CJ1 11.00