

**PARTIAL RELEASE OF MORTGAGE AND ASSIGNMENT OF RENTS AND
LEASES**

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 BW & MMC. LLC, which said mortgage was recorded in the Office of the Probate Judge of SHELBY County, Alabama in INST#2000-38099 AND ASSIGNMENT OF RENTS AND LEASES IN INST#2000-38100, and for good and valuable consideration, the receipt of which is hereby acknowledged, the undersigned does hereby release, remise, quit claim, and convey unto BW & MMC. LLC, all of the right, title, and interest of the undersigned to the real property described below or on attached Exhibit "A".

LOTS 401, 402 AND 430, ACCORDING TO THE SURVEY OF LAKE FOREST, FOURTH SECTOR AS RECORDED IN MAP BOOK 28, PAGE 93, IN THE OFFICE OF THE JUDGE OF PROBATE OF SHELBY COUNTY.

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 20TH day of NOVEMBER 2001.

FIRST COMMERCIAL BANK

BY: 

SAMUEL L FINCH, JR

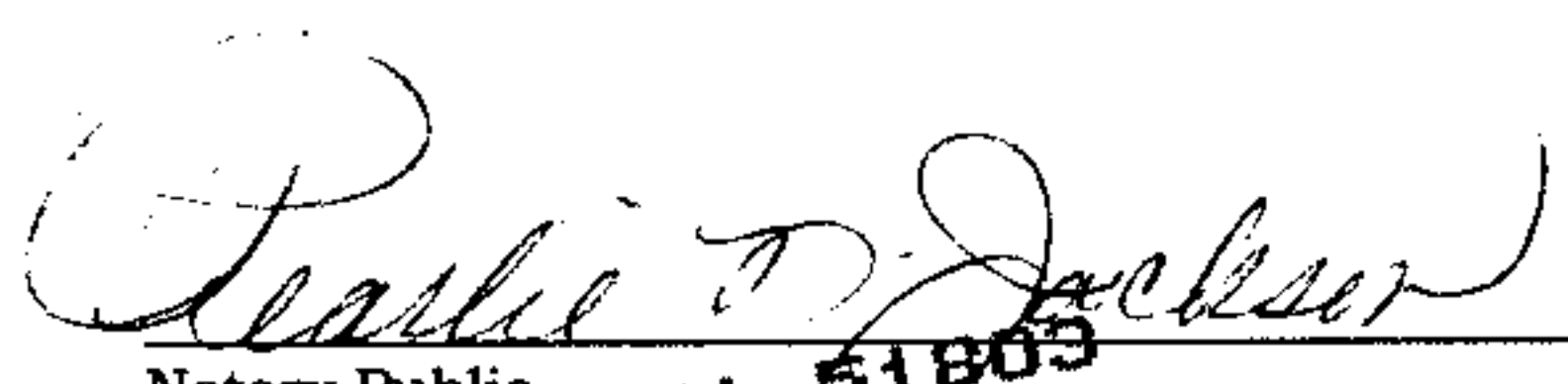
CREDIT ANALYST OFFICER

STATE OF ALABAMA
JEFFERSON COUNTY

I, the undersigned, a notary public in and for said county in said state, hereby certify that SAMUEL L FINCH, JR., whose name as CREDIT ANALYST OFFICER 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 20TH day of NOVEMBER 2001.

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


Notary Public
11/29/2001-51803
02:59 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 MEL 12.00

Inst # 2001-51803