

STATE OF ALABAMA )  
~~JEFFERSON~~ COUNTY )

SHELBY

PARTIAL RELEASE

KNOW ALL MEN BY THESE PRESENTS, THAT, for value received the undersigned does hereby release the hereinafter particularly described property from the lien of that certain mortgage executed by \_\_\_\_\_ WATERFORD, L.L.C. AND SHELBY SPRINGS STOCK FARMS, INC.

to the NATIONAL BANK OF COMMERCE OF BIRMINGHAM, a national banking association, dated SEE BELOW and recorded in the Probate Office of SHELBY County, Alabama, in Real Volume SEE BELOW Page \_\_\_\_\_, and for such consideration, the receipt of which is hereby acknowledged the undersigned does hereby release all of its rights, title and interest in and to the following described property in SHELBY County, Alabama, to wit:

\*\* Accommodation Mortgage dated 12-6-99 recorded in 1999/50198  
First Amendment to Mortgage dated 7-14-00 recorded in 2000/26364

Lots 433, 434, 435, 436, 437, and 438, according to the Survey of Waterford Highlands Sector 1, as recorded in Map Book 27, Page 137, in the Probate Office of Shelby County, Alabama.

Inst # 2002-18450

04/22/2002-18450  
09:51 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
001 MSB 11.00

But it is expressly understood and agreed that this release shall in no wise, and to no extent whatever, affect the lien of said mortgage as to the remainder of the property described in and secured by said mortgage. The undersigned is now the owner of said mortgage and all of the unpaid notes secured thereby.

IN TESTIMONY WHEREOF, the undersigned has caused its name to be subscribed hereto by its proper Officer who is thereunto duly authorized on this the 10th day of APRIL ~~XXX~~ 2002.

NATIONAL BANK OF COMMERCE OF BIRMINGHAM,  
a National Banking Association

BY: [Signature]  
ITS: VICE PRESIDENT

STATE OF ALABAMA )  
JEFFERSON COUNTY )

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that \_\_\_\_\_ whose name as C. HOUSTON GILLESPIE VICE PRESIDENT of National Bank of Commerce, a national banking association, 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 association.

Given under my hand and official seal this 10th day of APRIL ~~XX~~ 2002

THIS INSTRUMENT WAS PREPARED BY  
[Signature]  
NATIONAL BANK OF COMMERCE OF BIRMINGHAM  
P. O. BOX 10686  
BIRMINGHAM, AL 35202-0868

[Signature]  
NOTARY PUBLIC  
11-6-04

LN # 3345071

5-21-98