

STATE OF ALABAMA)
SHELBY COUNTY)

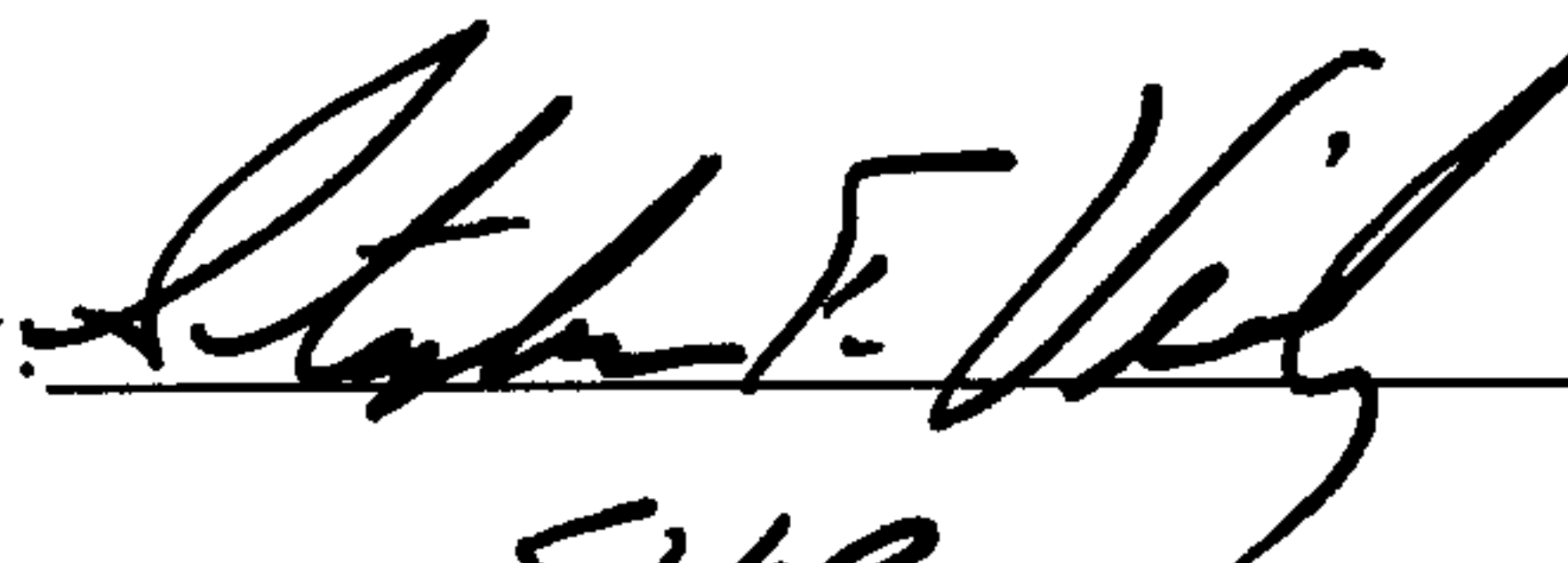

PARTIAL RELEASE

KNOW ALL MEN BY THESE PRESENTS, that for value received, National Bank of Commerce of Birmingham, a national banking association (the "Lender"), hereby releases and forever discharges from the lien and operation of that certain Future Advance Mortgage dated December 21, 2000 executed by Development - 119, LLC, an Alabama limited liability company, to the Lender and recorded in the Office of the Judge of Probate of Shelby County, Alabama in Instrument No. 2000-45271(the "Mortgage"), that certain real property lying and being situated in Shelby County, Alabama as more particularly described on Exhibit A attached hereto and made a part hereof (the "Property").

It is understood and agreed, however, that the lien on the remaining real estate described in and conveyed by the Mortgage shall be unaffected by execution of this instrument, and said remaining real estate and any rents, leases or profits therefrom shall continue to be subject to the Mortgage to the same extent as if this instrument had not been executed and delivered.

IN WITNESS WHEREOF, the undersigned has caused this instrument to be executed by its duly authorized officer on this 28 day of August, 2002.


NATIONAL BANK OF COMMERCE OF BIRMINGHAM, a national banking association

By: 
Its: 

STATE OF ALABAMA
JEFFERSON COUNTY

I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that Stephen F. Vickery, whose name as Senior Vice President of National Bank of Commerce of Birmingham, 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 said instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said national banking association.

Given under my hand and official seal this the 28th day of August, 2002.


Notary Public

AFFIX SEAL

NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Jan 24, 2004
BONDED THRU NOTARY PUBLIC UNDERWRITERS

My commission expires: _____

EXHIBIT "A"

A parcel of land located in the SW 1/4 of the SW 1/4 of Section 32, Township 18 South, Range 1 West, Shelby County, Alabama, more particularly described as follows:

Commence at the Southwest corner of said Section 32, and run in a Northerly direction along the West boundary of said Section 32 for a distance of 556.18 feet to the point of beginning thence continue last described course for a distance of 206.03 feet; thence turn an interior angle to the left of 76 deg. 30 min. 39 sec. and run in a Southeasterly direction for a distance of 154.32 feet, thence turn an interior angle to the left of 170 deg. 36 min. 55 sec. and run in a Southeasterly direction for a distance of 244.58 feet to the Westerly right of way line of Cahaba Valley Road; thence turn an interior angle to the left 90 deg. 35 min. 27 sec. and run in a Southwesterly direction along said right of way line for a distance of 215.00 feet; thence turn a deflection angle to the right 90 deg. 35 min. 27 sec. and run in a Northwesterly direction for a distance of 318.97 feet to the point of beginning; being situated in Shelby County, Alabama.

Said property also described as:

Lot 1, John Bell's Addition to Hoover as recorded in Map Book 27, Page 22.