

PARTIAL RELEASE OF MORTGAGE

STATE OF ALABAMA)
JEFFERSON COUNTY)

KNOW ALL MEN BY THESE PRESENTS, THAT:

For and in consideration of One Dollar (\$1.00) and other good and valuable consideration to it in hand paid, the receipt whereof is hereby acknowledged, the undersigned Colonial Bank, does hereby release and discharge from the lien of that certain mortgage executed by SHADY HOLLOW DEVELOPMENT, INC., dated 7/12/01, recorded in Instru.#2201/29433, And Modified by Instru.#2001/55227, in the Probate Office of Shelby County, Alabama, in the following described property.

Lots 45 SUNSET LAKE, according to the final plat Sunset Lake, Phase 1, as recorded in Map Book 29, Pge 68, in the Probate Office of Shelby County, Alabama.

"See Exhibit "A"

It being distinctly understood, however; that all other property in said mortgage described and conveyed, shall be an continue to remain in all respects to said mortgage, and that all the covenants and undertakings of the said mortgage and the note thereby secured shal continue in full force and effect, and the said Colonial Bank, shall continue to have all rights and powers granted to it under said mortgage, except as to the above described premises.

IN WITNESS WHEREOF, the undersigned, has caused these presents to be executed by Lamar C. Guthrie, its Senior Vice President, duly authorized thereto, on this 25th day of July, 2002.

Colonial Bank

BY: Lamar C. Guthrie

ITS: Senior Vice President

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned authority, a Notary Public, in and for said County and State, hereby certify that Lamar C. Guthrie, whose named as Senior Vice President of Colonial Bank is signed to the foregoing release, and who is known to me, acknowledge before me, on this day that, being informed of the contents of the conveyance, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal this 25th day of October, 2002.

Cynthia Allen
Notary Public

MY COMMISSION EXPIRES OCTOBER 6, 2004

EXHIBIT "A"

Commence at the SW corner of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 7, Township 20 South, Range 1 West, thence South $89^{\circ}06'28''$ East, a distance of 448.89 feet; thence North $02^{\circ}10'55''$ East, a distance of 148.41 feet; thence North $02^{\circ}10'55''$ East a distance of 148.41 feet to the point of beginning; thence South $72^{\circ}19'44''$ East a distance of 276.05 feet; thence South $06^{\circ}32'31''$ East a distance of 65.78 feet; thence South $83^{\circ}31'09''$ East a distance of 213.69 feet; thence South $20^{\circ}56'11''$ West a distance of 48.54 feet; thence South $09^{\circ}57'12''$ East a distance of 91.61 feet; thence North $77^{\circ}14'06''$ East a distance of 17.17 feet; thence South $14^{\circ}20'16''$ East a distance of 149.22 feet; thence South $42^{\circ}16'47''$ East a distance of 54.47 feet; thence South $12^{\circ}20'05''$ East a distance of 318.74 feet; thence North $51^{\circ}26'42''$ East a distance of 93.23 feet; thence North $66^{\circ}55'57''$ East a distance of 139.44 feet; thence North $02^{\circ}39'55''$ East a distance of 529.43 feet; thence North $02^{\circ}35'14''$ East a distance of 1,202.93 feet; thence North $71^{\circ}01'55''$ West a distance of 2.22 feet to a point, said point lying on the Southerly ROW line of Shelby County Road #336 (Prescriptive ROW), said point also being the beginning of a non tangent curve to the left, having a radius of 960.94 feet, a central angle of $05^{\circ}59'54''$ and subtended by a chord which bears South $06^{\circ}17'36''$ West and a chord distance of 100.56 feet; thence along the arc of said curve and said ROW line, a distance of 100.60 feet; thence South $01^{\circ}41'12''$ West and along said ROW line, a distance of 209.48 feet to a point, said point being the beginning of a non tangent curve to the right, having a radius of 368.21 feet, a central angle of $65^{\circ}19'18''$, and subtended by a chord which bears South $32^{\circ}42'00''$ West, and a chord distance of 397.42 feet; thence along the arc of said curve and said ROW line a distance of 419.79 feet to a point, said point being the beginning of a compound curve, having a radius of 1853.78 feet, a central angle of $03^{\circ}29'22''$, and subtended by a chord which bears South $68^{\circ}28'06''$ West, and a chord distance of 112.88 feet; thence along the arc of said curve and said ROW line, a distance of 112.90 feet to a point, said point being the beginning of a compound curve, having a radius of 1853.78 feet, a central angle of $06^{\circ}27'23''$, and subtended by a chord which bears South $73^{\circ}26'29''$ West and a chord distance of 208.79 feet; thence along the arc of said curve and said ROW line a distance of 208.90 feet; thence South $76^{\circ}00'11''$ West and along said ROW line, a distance of 386.54 feet; thence South $02^{\circ}10'55''$ West and leaving said ROW line, a distance of 202.46 feet to the point of beginning.

Situated in Shelby County, Alabama.