

STATE OF ALABAMA )

SHELBY COUNTY )

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, LLC 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 SEE BELOW, 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 RECORDED IN INST# 1999-50198 DATED 12/13/1999  
FIRST AMENDMENT TO MORTGAGE RECORDED IN INST# 2000-26364

LOT(S) 732, ACCORDING TO THE SURVEY OF WATERFORD COVE  
AS RECORDED IN MAP BOOK 28, PAGE 68, IN THE PROBATE COURT OF SHELBY COUNTY,  
ALABAMA.

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 here-  
to by its proper Officer who is thereunto duly authorized on this the 17TH  
day of DECEMBER, 2002.

NATIONAL BANK OF COMMERCE OF BIRMINGHAM,  
a National Banking Association

BY: C. Houston Gillespy

C. HOUSTON GILLESPIE

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 C. HOUSTON GILLESPIE whose name as 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 17TH day of DECEMBER, 2002.

THIS INSTRUMENT WAS PREPARED BY  
NATIONAL BANK OF COMMERCE OF BIRMINGHAM  
P. O. BOX 10686  
BIRMINGHAM, AL. 35203

LOAN# 3345071

PREPARED BY: Gloria Carroll

GLORIA CARROLL

LOAN SERVICING DEPARTMENT

Gloria Carroll  
NOTARY PUBLIC

NOTARY PUBLIC STATE OF ALABAMA AT LARGE  
MY COMMISSION EXPIRES: Jan 3, 2005  
BONDED THRU NOTARY PUBLIC UNDERWRITERS