

This instrument prepared by:  
Danny Keeney  
SouthTrust Bank  
110 Office Park Dr., Suite 105  
Birmingham, AL 35223

STATE OF ALABAMA )  
COUNTY OF SHELBY )

20030219000104390 Pg 1/1 11.00  
Shelby Cnty Judge of Probate, AL  
02/19/2003 13:13:00 FILED/CERTIFIED

PARTIAL RELEASE

KNOW ALL MEN BY THESE PRESENTS, That:

In consideration of FORTY ONE THOUSAND AND NO/100 (\$41,000.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the undersigned **SOUTHTRUST BANK** ("Mortgagee") does hereby release the real property described below from the lien of that certain Mortgage executed by DESIGNMARK BUILDERS, LLC. ("Mortgagor"), which is recorded in the Office of the Judge of Probate of SHELBY County, Alabama, in Mortgage Instrument # 2002/38290 ("Mortgage"). Mortgagee does hereby release, remise, quit claim, and convey unto Mortgagor, its successors, heirs and assigns all of the right, title, and interest of the undersigned in and to the following described real estate situated in SHELBY County, Alabama, more particularly described as:

Lot 232 & 236, according to the Survey of Bent River Commons, Third Sector, as recorded in Map Book 25, Page 147, in the Probate Office of Shelby County, Alabama.

It is expressly understood and agreed that this release shall not in any manner affect the lien of the Mortgage as to the remainder of the property described in the Mortgage or the lien created by any of the other documents described above or the indebtedness secured thereby.

Mortgagee has caused this instrument to be executed by its officer thereunto duly authorized on or as of the 14<sup>th</sup> day of February, 2003.

SOUTHTRUST BANK

By: Daniel S. Keeney  
Its: Vice President

STATE OF ALABAMA )  
COUNTY OF JEFFERSON )

I, the undersigned, a Notary Public in and for said County and State, hereby certify that Daniel S. Keeney, whose name as Vice President of SouthTrust 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 said instrument, he, 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 14<sup>th</sup> day of February, 2003.

Daniel S. Keeney  
Notary Public

[NOTARIAL SEAL]

My commission expires: 8-14-04