

## PARTIAL RELEASE OF PURCHASE MONEY JUNIOR WRAPAROUND MORTGAGE

STATE OF ALABAMA       )  
                                   ;  
 SHELBY COUNTY         )

KNOW ALL ME BY THESE PRESENTS that, the undersigned, the owner and holder of the PURCHASE MONEY JUNIOR WRAPAROUND MORTGAGE dated 9-19-01 and recorded in Instrument 2001-40925 in the Probate Office of Shelby County, Alabama does hereby release the properties described on Exhibit A, which is incorporated herein as if set out in full.

This partial release shall have no effect to the remaining property described or referred to in the aforesaid PURCHASE MONEY JUNIOR WRAPAROUND MORTGAGE and, as to such remaining property, the aforesaid PURCHASE MONEY JUNIOR WRAPAROUND MORTGAGE shall remain in full force and effect.

IN WITNESS WHEREOF, the undersigned has hereunto set his hand and seal on this the 14 day of August, 2003

MORNING SUN VILLAS, L.L.C.

BY: Jack Fiorella, III  
 ITS: Member

STATE OF ALABAMA       )  
                                   ;  
 SHELBY COUNTY         )

I, the undersigned, a Notary Public, in and for said county in said State, hereby certify that Jack Fiorella, III, whose name as member of Morning Sun Villas, L.L.C. an Alabama Limited Liability Company, is signed to the foregoing, and who is known to me, acknowledged before me on this day that being informed of the contents of the foregoing, he as such member and with full authority executed the same voluntarily for and as the act of said Limited Liability company on the day the same bears date.

Given under by hand and official seal this the 14 day of August, 2003

Judith Bruce  
 Notary Public  
 My commission expires: 06-08-2004

**EXHIBIT "A"**

Unit1314, in **Horizon**, a Condominium, as established by that certain Declaration of Condominium of **Horizon**, a Condominium, which is recorded in Instrument 2001-40927, to which Declaration of Condominium a plan is attached as Exhibit "A" thereto, said Plan being filed for record in Map Book 28, page 141 in the Probate Office of Shelby County, Alabama, and to which said Declaration of Condominium the By-Laws of The **Horizon** Condominium Association is attached s Exhibit "D", together with an undivided interest in the Common Elements assigned to said unit, as shown in Exhibit "C" of said Declaration of Condominium of **Horizon**, a Condominium.