

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, L. L. C.

to the NATIONAL BANK OF COMMERCE OF BIRMINGHAM, a national banking association, dated 4/25/01 and recorded in the Probate Office of SEHLBY County, Alabama, in Real Volume 2001, Page 16145, 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:

LOT(S) 1738, EAGLE POINT 17TH SECTOR, IN MAP BOOK 30, PAGE 82, FILED IN 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 hereto by its proper Officer who is thereunto duly authorized on this the 5TH day of NOVEMBER 2003.

NATIONAL BANK OF COMMERCE OF BIRMINGHAM,  
a National Banking Association

BY: *C. Houston Gillespy*

C. HOUSTON GILLESPIE

STATE OF ALABAMA )  
JEFFERSON COUNTY )

ITS: VICE PRESIDENT

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 5TH day of NOVEMBER 2003.

THIS INSTRUMENT WAS PREPARED BY

*Gloria Carroll*  
NATIONAL BANK OF COMMERCE OF BIRMINGHAM  
P. O. BOX 10686  
BIRMINGHAM, AL 35202-0868

*Gloria Carroll*  
NOTARY PUBLIC

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

LN # 3384203