

**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, and Instru.# 2003040200195320 in the Probate Office of Shelby County, Alabama, in the following described property.

Legal: Lots 2 and 61 SUNSET LAKE, according to the final plat Sunset Lake, Phase2, as recorded in Map Book 31, Page 73, in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama. Said plat to be properly approved and recorded in said Probate Office before closing.

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 19<sup>th</sup> day of November, 2003.

Colonial Bank  
BY: [Signature]  
ITS: Senior Vice President

(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 19th day of November, 2003.

[Signature]  
Notary Public  
MY COMMISSION EXPIRES OCTOBER 6, 2004