

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 _____

TOWER DEVELOPMENT INC

to the NATIONAL BANK OF COMMERCE OF BIRMINGHAM, a national banking association, dated 8/14/2003 and recorded in the Probate Office of SHELBY County, Alabama, in Real Volume 20030822000557930 Page _____, 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:

LOTS 6 AND 8, ACCORDING TO THE SURVEY OF COTTAGE OF SARATOGA AS RECORDED IN MAP BOOK 31, PAGE 114, IN THE PROBATE OFFICE 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 hereto by its proper Officer who is thereunto duly authorized on this the 14TH day of JULY 2004.

NATIONAL BANK OF COMMERCE OF BIRMINGHAM,
a National Banking Association

BY: *G. E. Giattina*
G. E. GIATTINA cow
SENIOR VICE PRESIDENT

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that G. E. GIATTINA whose name as SENIOR 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 14TH day of JULY 2004.

THIS INSTRUMENT WAS PREPARED BY
Gloria Canell
NATIONAL BANK OF COMMERCE OF BIRMINGHAM
P. O. BOX 10686
BIRMINGHAM, AL 35202-0868

Gloria Canell
NOTARY PUBLIC

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

LN # 1128213