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STATE OF ALABAMA )  
SHELBY COUNTY )

20040723000409760 Pg 1/1 18:00  
Shelby Cnty Judge of Probate, AL  
07/23/2004 10:29:00 FILED/CERTIFIED

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 LLC, AND SHELBY SPRINGS STOCK FARM

to the NATIONAL BANK OF COMMERCE OF BIRMINGHAM, a national banking association, dated SEE BELOW and recorded in the Probate Office of SHELBY County, Alabama, in Real Volume SEE BELOW, Page SEE BELOW, 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:

MORTGAGE RECORDED IN 1999-50198 12/13/99  
MORTGAGE RECORDED IN 2000-26364 8/4/2000  
MORTGAGE RECORDED IN 2001-16145 4/25/2001  
MORTGAGE RECORDED IN 2002-218410 5/9/2002  
MORTGAGE RECORDED IN 2003-16576 3/19/2003  
MORTGAGE RECORDED IN 2003-295730 5/12/2003  
MORTGAGE RECORDED IN 2004-147810 DATED 3/23/2004  
MORTGAGE RECORDED IN 20040416000198980 DATED 4/16/2004

LOT(S), 457, ACCORDING TO THE SURVEY OF WATERFORD HIGHLANDS, SECTOR 2, PHASE 2, AS RECORDED IN MAP BOOK 30, PAGE 111, 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 13TH day of JULY 2004.

NATIONAL BANK OF COMMERCE OF BIRMINGHAM,  
a National Banking Association

BY: *C. Houston Gillespy*  
C. HOUSTON GILLESPIE

ITS: VICE PRESIDENT

STATE OF ALABAMA )  
JEFFERSON COUNTY )

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 13TH day of JULY 2004

THIS INSTRUMENT WAS PREPARED BY

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

*Gloria Canoll*  
NOTARY PUBLIC

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

LN # 3345071