

STATE OF ALABAMA)
SHELBY COUNTY)

PARTIAL RELEASE

20041105000611590 Pg 1/1 12.00
Shelby Cnty Judge of Probate, AL
11/05/2004 14:22:00 FILED/CERTIFIED

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 _____

FOOTHILLS HOMES, INC
to the NATIONAL BANK OF COMMERCE OF BIRMINGHAM, a national banking association, dated 10-15-2003
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 20031016000692370
RE RECORDED MORTGAGE IN 20031112000748870

LOT(S) 30 AND 58, ACCORDING TO THE SURVEY OF FOOTHILLS POINT
SECTOR 2, RECORDED IN MAP BOOK 32, PAGE 69, 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 therunto duly authorized on this the 27TH day of AUGUST
2004.

NATIONAL BANK OF COMMERCE OF BIRMINGHAM,
a National Banking Association

BY: G. E. GIATTINA
G. E. GIATTINA

ITS: SENIOR VICE PRESIDENT
K. J.

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 27TH day of AUGUST
2004.

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

Kay H. Tule
NOTARY PUBLIC
11-6-04

LN # 1137174