

This instrument prepared by:

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One Federal Place
1819 Fifth Avenue North
Birmingham, Alabama 35203

STATE OF ALABAMA)

PARTIAL RELEASE OF RECORDED LIEN

COUNTY OF SHELBY)

KNOW ALL MEN BY THESE PRESENTS, that whereas the undersigned **NATIONAL BANK OF COMMERCE OF BIRMINGHAM**, a national banking association ("**NBC**"), is the owner and holder of that certain Future Advance Mortgage executed by **GREYSTONE BRANCH, LLC**, an Alabama limited liability company ("**Borrower**"), as mortgagor and debtor, recorded as Instrument No. 20020515000229750 with the Judge of Probate of Shelby County, Alabama ("**Mortgage**").

WHEREAS, for the consideration set forth below, NBC has agreed to release from the lien of said Mortgage the property more particularly described as follows:

Lots 59 and 63, according to the Survey of The Parc at Greystone as recorded in Map Book 32, Pages 42 A, B and C in the Office of the Judge of Probate of Shelby County, Alabama.

NOW, THEREFORE, in consideration of \$10.00 and other good and valuable consideration, NBC does hereby release from the lien, operation and effect of said Mortgage the real estate described hereinabove.

This a partial release only. As to all other land described and conveyed in said Mortgage, the lien thereof shall remain in full force and effect unaffected by this release. Nothing herein shall be deemed a payment of the debt secured by said Mortgage. This partial release shall be recorded with the Judge of Probate of Shelby County, Alabama.

IN WITNESS WHEREOF, NBC has executed this Partial Release on this the 18th day of January, 2005.

**NATIONAL BANK OF COMMERCE OF
BIRMINGHAM**, a national banking association

By: *Houston Milby*
Its: *Vice President*

STATE OF ALABAMA)

COUNTY OF JEFFERSON)

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 of Birmingham, 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 said instrument, he, as such officer, and with full authority, executed the same voluntarily for and as the act of said banking association.

Given under my hand and seal of office this 18th day of January, 2005.

Shari Throve

Notary Public

My commission expires:

NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Dec 11, 2007
BONDED THRU NOTARY PUBLIC UNDERWRITERS

(NOTARIAL SEAL)