



20050314000113980 1/3 \$17.00
Shelby Cnty Judge of Probate, AL
03/14/2005 01:38:58PM FILED/CERT

FULL RELEASE OF MORTGAGE, ASSIGNMENT OF RENTS AND LEASES,
AND SECURITY AGREEMENT

STATE OF ALABAMA)
JEFFERSON COUNTY)

WHEREAS, Haven at Greystone LLC., did heretofore on the 30th day of September, 2002, execute a mortgage to Colonial Bank, which said mortgage is recorded in Instrument #20021003/479600, in the Probate Office of Shelby County, Alabama.

See Attached Exhibit "A"

WHEREAS, the indebtedness secured by said mortgage has been paid in full.

NOW, THEREFORE, the undersigned, does hereby acknowledge satisfaction and payment in full of said indebtedness and hereby releases and discharges the property in said; mortgage from the lien of same.

IN WITNESS WHEREOF, said Colonial Bank has caused these presents to be signed in and by its corporate name by Lamar C Guthrie its Senior Vice President, thereunto duly authorized on this the 4th day of March, 2005.


Colonial Bank

BY: 
ITS: Senior Vice President

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned authority, a Notary Public, in and for said County, in said State, hereby certify that Lamar C Guthrie, whose name as Senior Vice President of Colonial Bank is signed to the foregoing full release of mortgage, and who is known to me, acknowledged before me on this day, that, being informed of the contents of the instrument, 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 the 4th day of March, 2005.

Notary Public


MY COMMISSION EXPIRES
APRIL 22, 2006

EXHIBIT "A"
TO
MORTGAGE
ASSIGNMENT OF RENTS AND LEASES
AND SECURITY AGREEMENT
LOAN AGREEMENT
AFFIDAVIT AND SUBORDINATION AGREEMENT

Borrower: HAVEN AT GREYSTONE, LLC
Lender: COLONIAL BANK

A parcel of land situated in the South half of Section 14, Township 18 South, Range 1 West, Shelby County, Alabama, being more particularly described as follows:

Begin at a 1 inch bar found locally accepted to be the Northeast corner of the Northwest quarter of the Southeast quarter of said Section 14, Township 18 South, Range 1 West; thence run in a Southerly direction along the East line of said quarter-quarter section for a distance of 500.25 feet to a found rock; thence turn an angle to the right of 31 degrees 00 minutes 07 seconds and run in a Southwesterly direction for a distance of 1,317.12 feet to an iron pin set on the North line of proposed Greystone Legacy 8th Sector; thence turn an angle to the right of 93 degrees 27 minutes 12 seconds and run in a Northwesterly direction for a distance of 513.62 feet and along the Northeast line of proposed Greystone Legacy 8th Sector and the following courses to an iron pin set; thence turn an angle to the left of 52 degrees 59 minutes 47 seconds and run in a Southwesterly direction for a distance of 41.75 feet to an iron pin set; thence turn an angle to the right of 05 degrees 07 minutes 30 seconds and run in a Southwesterly direction for a distance of 219.16 feet to an iron pin set; thence turn an angle to the right of 23 degrees 10 minutes 30 seconds and run in a Northwesterly direction for a distance of 22.66 feet to an iron pin set; thence turn an angle to the right of 12 degrees 54 minutes 07 seconds and run in a Northwesterly direction for a distance of 40.47 feet to an iron pin set; thence turn an angle to the right of 08 degrees 10 minutes 54 seconds and run in a Northwesterly direction for a distance of 67.81 feet to an iron pin set; thence turn an angle to the left of 24 degrees 54 minutes 49 seconds and run a Northwesterly direction for a distance of 73.39 feet to an iron pin set; thence turn an angle to the right of 07 degrees 35 minutes 50 seconds and run in a Northwesterly direction for a distance of 95.46 feet to an iron pin set; thence turn an angle to the right of 25 degrees 47 minutes 01 seconds and run in a Northwesterly direction for a distance of 191.92 feet to an iron pin set; thence turn an angle to the left of 80 degrees 23 minutes 04 seconds and run in Southwesterly direction for a distance of 154.32 feet to an iron pin set on the Northeast right of way line of proposed Legacy Drive in said proposed Greystone Legacy 8th Sector, said iron pin set also being on a curve to the left having a central angle of 07 degrees 15 minutes 21 seconds and a radius of 505.00 feet; thence turn an angle to the right of 90 degrees 00 minutes 00 seconds to the tangent of said curve and run in a Northwesterly direction

EXHIBIT "A" (continued)

along the arc of said curve for a distance of 63.95 feet to an iron pin set on the Northeast right of way line of said proposed Legacy Drive; thence run tangent to last stated curve in a Northwesterly direction for a distance of 260.38 feet to an iron pin set on the Northeast right of way line of said proposed Legacy Drive; thence turn an angle to the right of 90 degrees 00 minutes 00 seconds and run in a Northeasterly direction for a distance of 190.00 feet along the East line of proposed Greystone Legacy 8th Sector and the following courses to an iron pin set; thence turn an angle to the left of 88 degrees 51 minutes 49 seconds and run in a Northwesterly direction for a distance of 60.80 feet to an iron pin set; thence turn an angle to the right of 88 degrees 53 minutes 17 seconds and run in a Northeasterly direction for a distance of 339.70 feet to an iron pin set; thence turn an angle to the left of 10 degrees 37 minutes 18 seconds and run in a Northeasterly direction for a distance of 323.60 feet to an iron pin set; thence turn an angle to the left of 48 degrees 49 minutes 31 seconds and run in a Northwesterly direction for a distance of 358.58 feet to an iron pin found on the North line of the South half of Section 14; thence turn an angle to the right of 106 degrees 58 minutes 06 seconds and run in an Easterly direction along the North line of the South ½ of said Section 14 for a distance of 1,777.49 feet to the point of beginning: said parcel of land being situated in Shelby County, Alabama.

SUBJECT TO: i) taxes and assessments for the year 2002 and subsequent years; ii) Greystone Legacy Declaration of Covenants, Conditions and Restrictions as set out in instruments recorded as 1999-50995, 2000-4911, 2000-34390, 2000-40197, 2001-16407, 2001-48193, and 200208230000401390; iii) declaration of Watershed Protective Covenants for Greystone Development as recorded in Instruments 2000-17644 and 2000-20625; iv) title to all mineral within and underlying the premises, together with all mining rights and other rights, privileges and immunities relating thereto, including rights set out in Deed Book 121, page 294 and Real 261, page 493; v) Covenants and agreement for Water Service recorded in Real 235, page 574, 1992-20786, and 1993-20840; and vi) Agreement with respect to Establishment of Certain Restrictions and Other Agreements and First Amendment to Declaration of Restrictions as set out in Instrument 1998-32193.