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20050415000178370 1/1 $17.00
Shelby Cnty Judge of Probate, AL
04/15/2005 12:23:45PM FILED/CERT

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 SHELBY SPRING STOCK FARMS INC AND WATERFORD, LLC 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 DATED 12/13/1999
1ST AMENDED IN 2000/26364 DATED 08/04/00
2ND AMENDED IN 20020509000218410 DATED 5/9/02
3RD AMENDED IN 20030319000165760 DATED 031903
4TH AMENDED IN 20030512000295730 DATED 051203
5TH AMENDED IN 20040323000147810 DATED 3/23/04
6TH AMENDED IN 20040416000198980 DATED 4/16/04

LOT(S) 494, ACCORDING TO THE SURVEY OF WATERFORD HIGHLANDS, SECTOR 3, PHASE 2 AS RECORDED IN MAP BOOK 32, PAGE 136 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 5TH day of APRIL, 2005.

NATIONAL BANK OF COMMERCE OF BIRMINGHAM,
a National Banking Association

BY: C. HOUSTON GILLESPY
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 GILLESPY 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 5TH day of APRIL, 2005.

Nancy Alvarado
NOTARY PUBLIC

NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: May 16, 2007
BONDED THRU NOTARY PUBLIC UNDERWRITERS

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

LN # 3345071

5-21-98