

PARTIAL MORTGAGE RELEASE

STATE OF ALABAMA}

COUNTY OF SHELBY}

KNOWN ALL MEN BY THESE PRESENTS, THAT:

FOR VALUE RECEIVED, FIRST AMERICAN BANK, an Alabama banking corporation (as successor-in-interest to National Bank of Commerce of Birmingham) being the owner and holder of that certain mortgage from WATERFORD LLC AND SHELBY SPRINGS STOCK FARMS INC. dated SEE BELOW recorded in Inst. SEE BELOW, in the office of the Judge of Probate of SHELBY County, Alabama and of the indebtedness secured thereby, does hereby forever release and discharge from the lien, force and effect of said mortgage the following described real estate situated in SHELBY County, Alabama, to wit:

MORTGAGE RECORDED IN 1999/50198 DATED 12/13/1999

1<sup>ST</sup> AMENDED IN 2000/26364 DATED 08/04/00

2<sup>ND</sup> AMENDED IN 20020509000218410 DATED 5/09/02

3<sup>RD</sup> AMENDED IN 20030319000165760 DATED 03/19/03

4<sup>TH</sup> AMENDED IN 20030512000295730 DATED 05/12/03

5<sup>TH</sup> AMENDED IN 20040323000147510 DATED 3/23/04

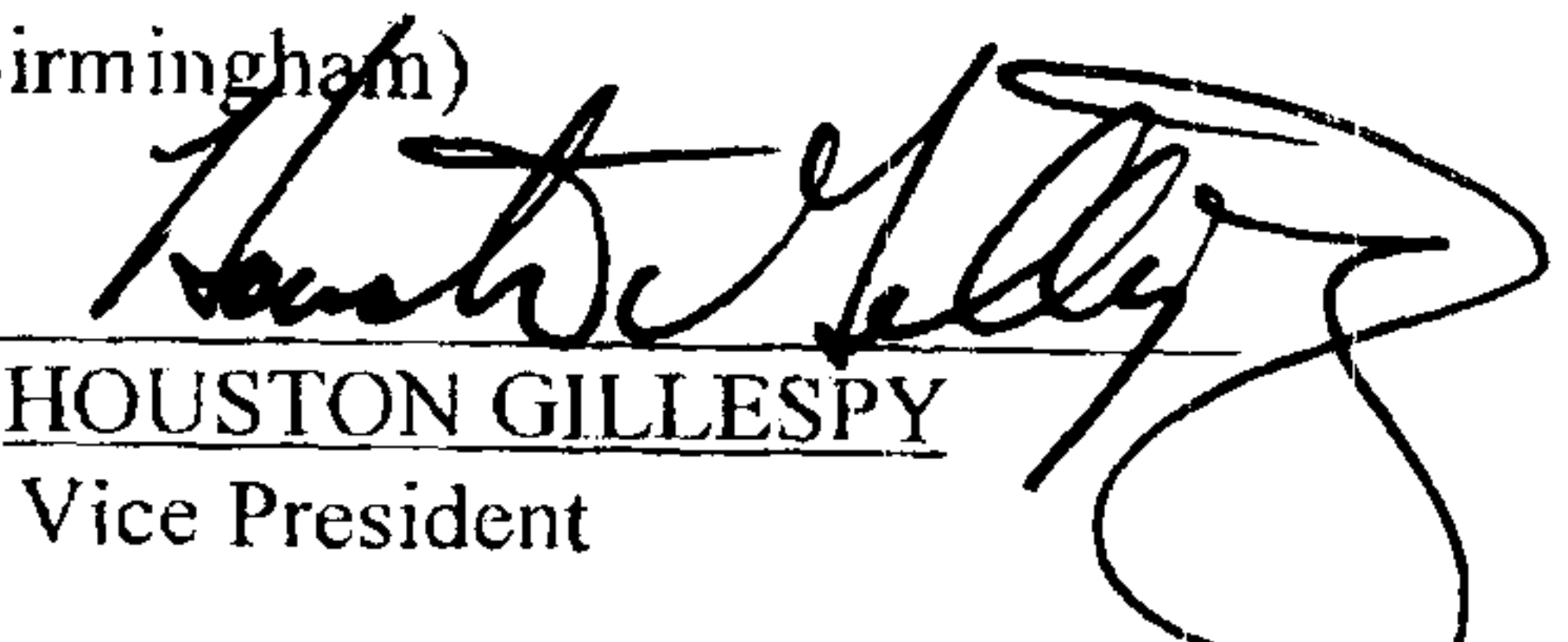
6<sup>TH</sup> AMENDED IN 20040416000198980 DATED 4/16/04

LOT'S 633,634,635, AND 636 ACCORDING TO THE SURVEY OF WATERFORD COVE, SECTOR 4, AS RECORDED IN MAP BOOK 36, PAGE 17, IN THE PROBATE OFFICE OF SHELBY COUNTY,  
ALABAMA

Said mortgage shall continue in full force and effect as to all other property described in and covered by said mortgage and not herein or heretofore specifically released therefrom, and this release shall not in anywise affect said mortgage, except to release and discharge the above described property from the lien, force and effect thereof.

IN WITNESS WHEREOF, the said FIRST AMERICAN BANK, an Alabama banking corporation (as successor-in-interest to National Bank of Commerce of Birmingham) has caused these presents to be executed by its undersigned officer, who is duly authorized thereunto, on the 29th day of Nov. 2005.

First American Bank, an Alabama  
banking corporation (as successor-in-  
interest to National Bank of Commerce  
of Birmingham)

By:   
HOUSTON GILLESPIE  
Vice President

STATE OF ALABAMA}

COUNTY OF JEFFERSON}

I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that Houston Gillespy, whose name as Vice President at First American Bank, an Alabama banking corporation (as successor-in-interest to National Bank of Commerce of Birmingham) 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 corporation.

Given under my hand and official seal this 29th day of Nov. 2005.

**NOTARY PUBLIC STATE OF ALABAMA AT LARGE**  
**MY COMMISSION EXPIRES: July 1, 2009**  
**BONDED THRU NOTARY PUBLIC UNDERWRITERS**

  
Notary Public  
My Commission Expires:

Instrument Prepared By:  
CINDY BURDETT  
First American Bank  
P.O. Box 10686  
Birmingham, AL 35202  
LN# 3345071