

This instrument prepared by:

Paden & Paden, Attorney at Law #5 Riverchase Ridge, Ste 100 Birmingham, AL 35244

STATE OF ALABAMA COUNTY OF SHELBY

PARTIAL RELEASE

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KNOW ALL MEN BY THESE PRESENTS, That:

In consideration of good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the undersigned WACHOVIA BANK, NATIONAL ASSOCIATION, ("Mortgagee"), successor by merger to SouthTrust Bank, does hereby release the real property described below from the lien of that certain Mortgage executed by HPH Properties, LLC ("Mortgagor"), which is recorded in the Office of the Judge of Probate of SHELBY County, Alabama, in INSTRUMENT NUMBER 2006020900066720 ("Mortgage"). Mortgagee does hereby release, remise, quit claim, and convey unto Mortgagor, its successors, heirs and assigns all of the right, title, and interest of the undersigned in and to the following described real estate situated in County, Alabama, more particularly described as:

Lot 5, according to the Surveyof Savannah Pointe Sector VIII, as recorded in Map Book 36, Page 58, in the Probate Office of Shelby County, Alabama.

It is expressly understood and agreed that this release shall not in any manner affect the lien of the Mortgage as to the remainder of the property described in the Mortgage or the lien created by any of the other documents described above or the indebtedness secured thereby.

STATE OF ALABAMA

COUNTY OF Stall

I, the undersigned, a Notary Public in and for said County and State, hereby certify that 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 corporation.

Given under my hand and official seal this day of _________,

Given under my hand and official seal this <u>c</u> 2006.

Notary Public

My commission expires:

Alabama State At Large

Alabama State At Large

A Commission Expires 10/10/2009