

PARTIAL RELEASE OF LIEN OF MORTGAGE

STATE OF ALABAMA

COUNTY OF Shelby

KNOW ALL MEN BY THESE PRESENTS, that for and in consideration of the sum of Three Hundred Fourty Thousand and 0/100 (\$340,000.00) principal indebtedness secured by that certain mortgage executed by J.E. Pate Development Company, LLC Recorded in the Probate Office, County of Shelby, State of Alabama, Book 20051006000522060, Page 1/5 the receipt there of is here acknowledged, the undersigned AmSouth Bank does hereby release and discharge from the lien and operation of said mortgage and hereby quitclaim unto said J.E. Pate Development Company, LLC the following described lot or parcel of land to-wit:

Lots 1822, according to the Survey of Eagle Point 18th Sector, as recorded in Map Book 35, Page 94 A&B, in the Probate Office of Shelby County, Alabama.

It is distinctly understood that the execution of this release shall in no wise operate to release or impair the lien and security of said mortgage upon the property remaining subject thereto.

IN WITNESS WHEREOF, the undersigned has hereunto set his signature on this the day of August , 2006.

Walter Miller

Vice President Its:

STATE OF ALABAMA **COUNTY OF Jefferson**

I, the undersigned, a Notary Public in and for said County and State, hereby certify that Walter Miller whose named as Vice President of AmSouth Bank, a corporation, is signed to the foregoing partial mortgage release, and who is known to me, acknowledged before me on this day that, being informed of the contents of the release, 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 seal on this the 2 _day of Hugust

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PIOTARY PUBLIC STATE OF ALABAMA AT LARGE Commission Expires: MY COMMISSION EXPIRES: Aug 21, 2007

Commission Expires: PONDED THERU NOTARY PUBLIC UNDERWRITTERS

This instrument was prepared by:

Eron Miller

1900 5th Avenue No./BAC15

B'ham, AL 35203

Attn: Eron

Verified By: