

STATE OF ALABAMA )  
COUNTY OF SHELBY )

20061205000589060 1/2 \$14.00  
Shelby Cnty Judge of Probate, AL  
12/05/2006 01:54:06PM FILED/CERT

**PARTIAL RELEASE OF MORTGAGE LIEN**

KNOW ALL MEN BY THESE PRESENTS, that for value received, **SHELBY LAND PARTNERS, LLC.**, an Alabama limited liability company (the "Mortgagee"), as mortgagee under that certain Mortgage dated January 1, 2006, executed by **BALMORAL DEVELOPMENT, INC.**, an Alabama corporation (the "Mortgagor") in favor of the Mortgagee and recorded in the Office of the Judge of Probate of Shelby County on February 3, 2006 in Instrument Number 20060203000057180 (the "Mortgage"), does hereby release from the lien of the Mortgage any and all of the real property described on Exhibit A hereto, situated in Shelby County, Alabama.

Provided, however, that nothing contained in this Partial Release of Mortgage Lien shall affect the lien of the Mortgage as to the remainder of the property described in the Mortgage, and the Mortgage shall remain in full force and effect in accordance with its terms with respect to all of such remaining property.

IN WITNESS WHEREOF, the undersigned has executed this Release on this the 4<sup>th</sup> day of December, 2006.

SHELBY LAND PARTNERS, LLC,  
an Alabama limited liability company

By: [Signature]  
Name: James A. Jackson  
Its: Manager

STATE OF ALABAMA )  
COUNTY OF JEFFERSON )

I, the undersigned Notary Public in and for said County in said State hereby certify that, James A. Jackson whose name as Manager of Shelby Land Partners, LLC., an Alabama limited liability company, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this date that, being informed of the contents of the instrument, he/she, as such Manager and with full authority, executed the same voluntarily for on the day the same bears date.

Given under my hand and official seal, this the 4<sup>th</sup> day of December, 2006.

[Signature]  
Notary Public


AFFIX SEAL

My commission expires: 2-6-2010

This instrument was prepared by:  
Thomas C. Clark III  
Maynard, Cooper & Gale, P.C.  
1901 Sixth Avenue North  
Suite 2400 AmSouth / Harbert Plaza  
Birmingham, Alabama 35203-2602

EXHIBIT A

(Legal Description)

  
20061205000589060 2/2 \$14.00  
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Lot 1, according to the Final Plat of Balmoral Phase II, as recorded in Map Book 37, Page 137,  
in the Probate Office of Shelby County, Alabama.