



20080208000053400 1/1 \$14.00  
Shelby Cnty Judge of Probate, AL  
02/08/2008 12:44:07PM FILED/CERT

## PARTIAL RELEASE OF MORTGAGE

STATE OF ALABAMA  
SHELBY COUNTY

### KNOW ALL MEN BY THESE PRESENTS THAT:

For in consideration of One Dollar (\$1.00) and other good and valuable consideration to it in hand paid, the receipt whereof is hereby acknowledged, the undersigned **SUPERIOR BANK** does hereby release and discharge from the lien of that certain mortgage executed by **MITFORD HEIGHTS DEVELOPMENT, LLC** dated **July 20, 2004** and recorded as **20040720000402160** together with assignment of rents and leases recorded as **20040720000402170** and mortgage dated **November 13, 2006** recorded as **20061115000560490** together with assignment of rents and leases recorded as **20061115000560500** in the Probate Office of Shelby County the following described property:

**Lots 42-59, according to the survey of Townside Square, Sector One, as recorded in Map Book 38, Page 120, in the Probate Office of Shelby County, Alabama.**

It being distinctly understood, however, that all other property in said mortgage described and conveyed, shall be and continue to remain in all respects to said mortgage, and that all the covenants and undertakings of the said mortgage and the note thereby secured shall continue in full force and effect, and the said Superior Bank shall continue to have all rights and powers granted to it under said mortgage, except as to the above described premises.

**IN WITNESS WHEREOF**, the undersigned has caused these presents to be executed by Travis McKay, its Vice President duly authorized thereto, on this 4<sup>th</sup> day of January, 2008.

**SUPERIOR BANK**

BY: 

Danny Kincaid  
Senior Vice President

STATE OF ALABAMA  
COUNTY OF JEFFERSON

I, the undersigned authority, a Notary Public, in and for said County and State, hereby certify that Travis McKay whose name as Vice President of Superior Bank is signed to the foregoing release, and who is known to me, acknowledged before me, on this day that, being informed of the contents of the conveyance, 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 4<sup>th</sup> day of January, 2008.

Notary Public   
My Commission expires: 8/13/11

This Document Prepared by:  
Bonnie Hodges

Mail To:  
Superior Bank/Collateral Release  
17 North 20<sup>th</sup> Street  
Birmingham, AL 35203

