20080313000104470 1/1 $11.00
Shelby Cnty Judge of Probate, AL
03/13/2008 12:57:49PM FILED/CERT

STATE OF ALABAMA
SHELBY COUNTY

PARTIAL RELEASE OF MORTGAGED PROPERTY

This indenture made and entered into on this the 21st day of February, 2008 by and between

Cadence Bank, N.A., *as mortgagee* **and** **Milton H. Pate** *as mortgagor*

WITNESSETH:
The party of the first part does hereby release, discharge, acquit, and quit claim any and all claims, encumbrances, liens and rights held, owned or claimed by the party of the first part in and to the following described property located in Shelby County, Alabama, to wit:

Lots 41 and 42 according to the Survey of Southpointe Ridge, as recorded in Map Book 39, page 7 in the Probate Office of the Judge of Probate, Shelby County, Alabama.

All liens and rights conveyed to the party of the first part by that certain mortgage dated October 17, 2007, recorded November 5, 2007 in

Instrument 20071105000510230

in the Office of the Probate Judge of Shelby County, Alabama, jointly securing the principal sum of *"Eight Hundred Twenty-six Thousand and 00/100 dollars" (i.e. $826,000.00)* insofar as the above discharged property is concerned are fully released and discharged hereby, but as to all other property described therein, the said mortgage shall remain in force and full effect.

IN WITNESS THEREOF, the said Cadence Bank, N. A. has hereunto set its signature by Cheryl M. Ezell as Senior Loan Assistant of Cadence Bank, N. A., who is duly authorized and has caused this instrument to be executed this the 21st day of February, 2008.

Cadence Bank, N. A.

by: Cheryl M. Ezell
Cheryl M. Ezell
as its Senior Loan Assistant

State of Alabama
Shelby County

I, the undersigned Notary Public in and for said county & state do hereby certify that

Cheryl M. Ezell, whose name as Senior Loan Assistant of Cadence Bank, N. A.

and whose name 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 said instrument, has as such officer with full authority, executed the same voluntarily for and as the act of said institution.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal of office on this the 21st day of February, 2008.

Sandra K. Graham
Notary Public
My Commission Expires

SANDRA K. GRAHAM NOTARY PUBLIC STATE OF ALABAMA AT LARGE My Commission Expires Feb. 10, 2011

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This document prepared by: Cheryl Ezell, Cadence Bank, N.A.
One Chase Corporate Center, Hoover, AL 35244