

THIS INSTRUMENT PREPARED BY:
RBC BANK (USA)
11011 Richmond Avenue, Suite 850
Houston, Texas 77042

RETURN TO:
Servis1st Bank
3300 Cahaba Road
Birmingham, Alabama 35223
Attention: Kristy Redford

Loan No. 6901 & 7423

PARTIAL RELEASE OF MORTGAGE

#5372

THE STATE OF ALABAMA §
 §
COUNTY OF SHELBY §

The undersigned, **RBC BANK (USA)**, a North Carolina banking corporation (formerly known as RBC CENTURA BANK) having its principal place of business at 11011 Richmond Avenue, Suite 850, Houston, Texas 77042, the Mortgagee named in that certain Mortgage executed by **WATERFORD, L.L.C.** and recorded in Real Property Instrument 1999/50198, modified in Instrument 2000/26364, modified in Instrument 20020509000218410, modified in Instrument 20030319000165760, modified in Instrument 20030512000295730, modified in Instrument 20040323000147810 and modified in Instrument 20040416000198980, modified in Instrument 2006021500075130, modified in Instrument 20060824000415190, modified in Instrument 20070706000320360, modified in Instrument 20070706000320370, and modified in Instrument 2007009000471180, and additionally secured by that certain Mortgage recorded in Real Property Instrument 20021028000530670 and corrected in Instrument 20030217000097460 of the Probate Records of Shelby County, Alabama (and said Mortgage and Security Agreement having been duly transferred and assigned to **RBC BANK (USA)**, a North Carolina banking corporation (formerly known as RBC CENTURA BANK), successor by merger to NATIONAL BANK OF COMMERCE OF BIRMINGHAM, a national banking association, for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency whereof is hereby acknowledged, has and by these presents does hereby RELEASE AND CANCEL from the lien of the said mortgage, the following described real property situated in Shelby County, Alabama, to wit:

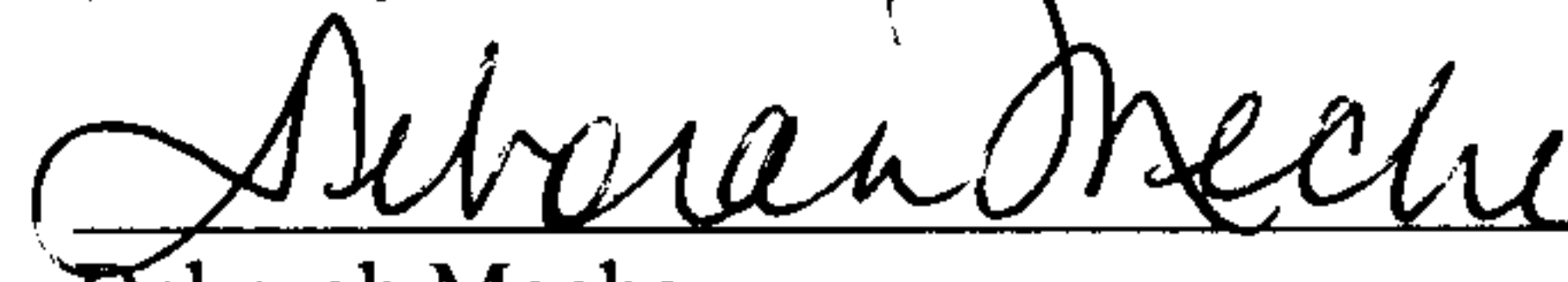
Lot 1002, according to the Survey of Final Plat Waterford Highlands, Sector 4, Phase 2, as recorded in Map Book 36, pages 15 A & B, in the Probate Office of Shelby County, Alabama.

This partial release shall not otherwise affect the lien of the aforementioned mortgage.

IN WITNESS WHEREOF, RBC BANK (USA), a North Carolina banking corporation (formerly known as RBC CENTURA BANK), has caused its corporate seal to be hereto affixed and this instrument to be executed by its duly authorized officers with full authority so to do.

Dated April 7, 2009, to be effective April 07, 2009.

RBC BANK (USA), a North Carolina banking corporation
(formerly known as RBC CENTURA BANK)

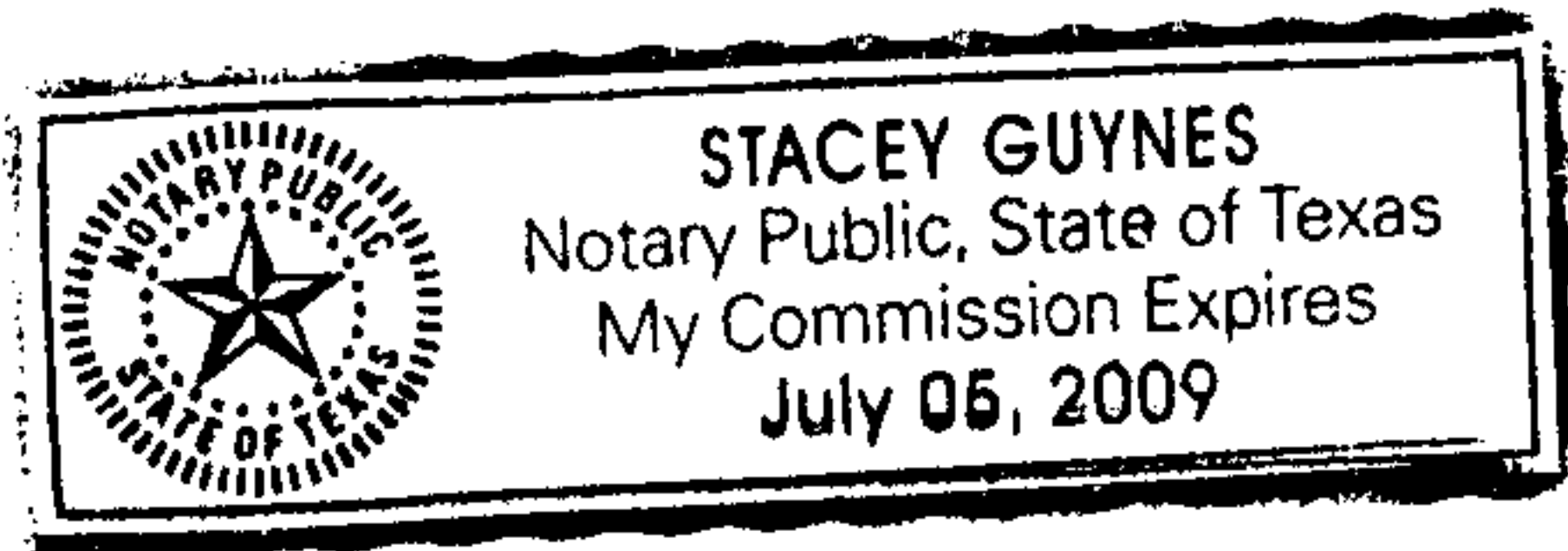

Deborah Meche
Vice President

Attest:

As its: _____

THE STATE OF TEXAS §
 §
COUNTY OF HARRIS §

The foregoing instrument was acknowledged before me this 7th day of April, 2009, by Deborah Meche, Vice President, RBC BANK (USA), a North Carolina banking corporation (formerly known as RBC CENTURA BANK), an officer of said entity, is personally known to me or has produced _____ as identification.



Stacey Guynes
Notary Public, in and for
The State of T E X A S

My Commission Expires:
7-5-09