

This instrument prepared by:
B. Christopher Battles
3150 Highway 52 West
Pelham, Alabama 35124

PARTIAL RELEASE OF MORTGAGE

STATE OF ALABAMA
COUNTY OF SHELBY

Know All Men By These Presents, That, the undersigned, Wachovia Bank, NA, acknowledges partial payment of the indebtedness secured by that certain mortgage in the amount of \$30,000,000.00 executed by HPH Properties, LLC to Wachovia Bank, NA dated March 8, 2007 as recorded in Instrument No. 20070406000158880 and amended in Instrument No. 20080408000141090, in the Office of the Judge of Probate of Shelby County, Alabama and the undersigned does further hereby release the following property from the above stated mortgage:

Lot 28A, according to the Amended Hillsboro Subdivision, Phase I, as recorded in Map Book 39, Pages 140 A, B and C, in the Probate Office of Shelby County, Alabama.

In Witness Whereof, the undersigned, has caused these presents to be executed this 17 day of September, 2009.

Wachovia Bank, NA

By: [Signature]

Its: Kathy Redford
Vice President

STATE OF ALABAMA
COUNTY OF JEFFERSON

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Kathy Redford whose name as UP of Wachovia Bank, NA, 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 this conveyance, he/she/they executed the same voluntarily as the act of said corporation on the day the same bears date.

Given under my hand and official seal, this 17 day of September, 2009.

[Signature] Alfreda Taylor
Notary Public
My Commission Expires February 24, 2010