


This Instrument was Prepared by:  
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STATE OF ALABAMA            )  
   :  
COUNTY OF JEFFERSON        )

  
20100119000017210 1/3 \$46.00  
Shelby Cnty Judge of Probate, AL  
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#### PARTIAL RELEASE OF LIEN

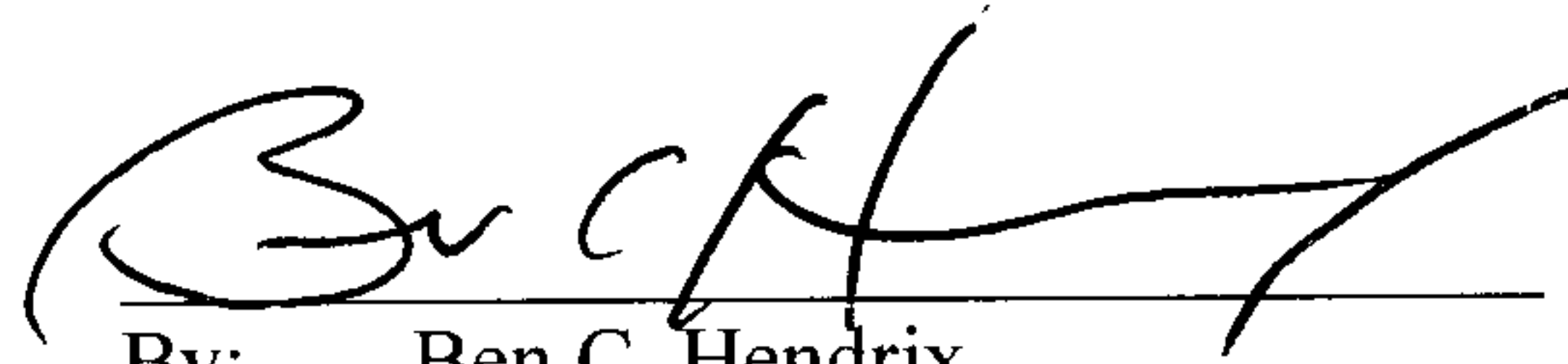
KNOW ALL MEN BY THESE PRESENTS, That for value received, the undersigned, COMPASS BANK, does hereby release the hereinafter particularly described property from the lien of that certain mortgage executed by Eddleman Homes, LLC, Courtside Development, Inc., Dunnavant Place, LLC, Highland Lakes Homes, LLC, Park Homes, LLC and Regent Park Homes, LLC, recorded in the Probate Office of SHELBY County, Alabama, in Instrument No. 20070223000084980, together with UCC recorded in Instrument No. 20070223000084990 and Instrument No. 20070509000218090; First Amendment to Mortgage recorded in Instrument No. 20070604000258050 along with UCC's recorded in Instrument No. 20070604000258060 and Instrument No. 20070604000258070; Second Amendment to Mortgage recorded in Instrument No. 200731000354690 along with UCC amendment recorded in Instrument No. 200731000354700; Third Amendment to Mortgage recorded in Instrument No. 20070927000453900 along with UCC amendment recorded in Instrument No. 20071025000494080; Fourth Amendment to Mortgage recorded in Instrument No. 20071114000521480 along with UCC recorded in Instrument No. 20071114000521490; Fifth Amendment to Mortgage recorded in Instrument No. 20080111000015980 along with UCC recorded in Instrument No. 20080111000015990; Sixth Amendment to Mortgage recorded in Instrument No. 20080207000052460 along with UCC recorded in Instrument No. 20080207000052470; Eighth Amendment to Mortgage recorded in Instrument No. 20080321000116100 and UCC recorded in Instrument No. 20080321000116110; Ninth Amendment to Mortgage recorded in Instrument No. 20080521000207520 and re-recorded in Instrument No. 20080702000269740 along with UCC recorded in Instrument No. 20080521000207530; Tenth Amendment to Mortgage recorded in Instrument No. 20080702000269750 along with UCC recorded in Instrument No. 20080702000269760; Eleventh Amendment to Mortgage recorded in Instrument No. 20081015000406560; Twelfth Amendment to Mortgage recorded in Instrument No. 20090209000043910; Amended and Restated Future Advance Accommodation Mortgage, Assignment of Rents and Leases and Security Agreement dated August 7, 2009 recorded in Instrument No. 20090818000318620 and for said consideration, the receipt of which is hereby acknowledged, the undersigned does hereby remise, release, all of its right, title and interest of the undersigned in and to the following described property located in SHELBY COUNTY, STATE OF ALABAMA, to wit:

See Exhibit "A" attached hereto and made a part hereof for legal description.

But it is expressly understood and agreed that this release shall in no wise, and to no extent whatever, affect the lien of said mortgage as to the remainder of the property described in and secured by said mortgage. The undersigned is now the owner of said mortgage and all of the unpaid notes secured thereby.

IN WITNESS WHEREOF, Ben C. Hendrix, whose name as Seniro Vice President of COMPASS BANK, has caused this instrument to be executed on this 6th day of January, 2010.

COMPASS BANK



By: Ben C. Hendrix  
Its: Senior Vice President

STATE OF ALABAMA )  
COUNTY OF Jefferson

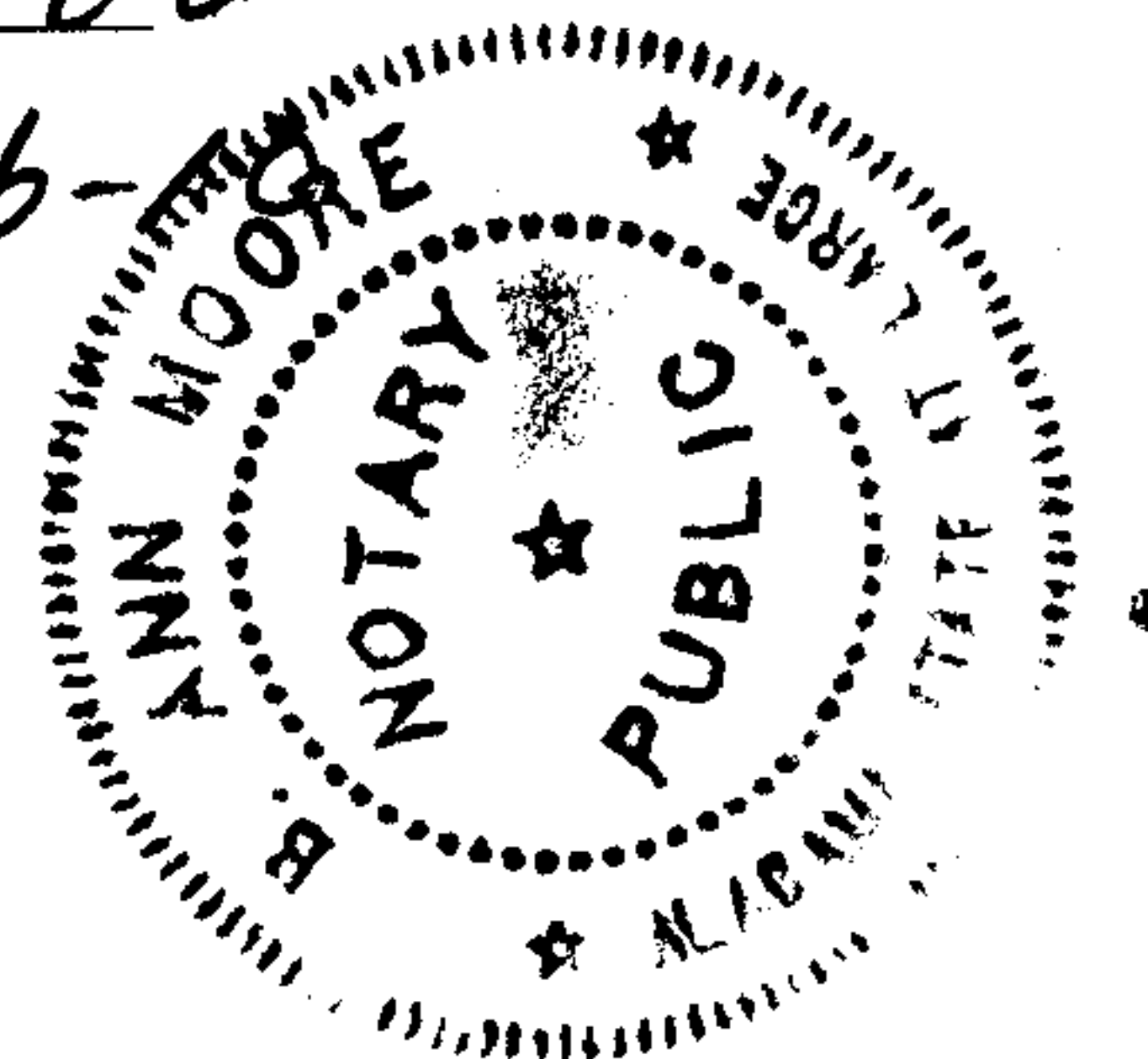
I, the undersigned authority, in and for said County in said State, hereby certify that Ben C. Hendrix, whose name as Senior Vice President of COMPASS BANK, an Alabama state banking corporation, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he, 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 of office this 6th day of January, 2010.



NOTARY PUBLIC

My Commission expires: 11-6-11




  
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**Exhibit "A"**  
**Legal Description**

Lot 31-38, according to the Survey of Highland Lakes, 31st Sector, Phase I, an Eddleman Community, as recorded in Map Book 34, Page 149, in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama.

Together with nonexclusive easement to use the private roadways, Common Area all as more particularly described in the Declaration of Easements and Master Protective Covenants for Highland Lakes, a Residential Subdivision, recorded as Instrument #1994-07111 and amended in Instrument #1996-17543 and further amended in Instrument # 1999-31095 in the Probate Office of Shelby County, Alabama, and the Declaration of Covenants, Conditions and Restrictions for Highland Lakes, a Residential Subdivision, 31st Sector, Phase I, recorded as Instrument No. 20051215000649670 in the Probate Office of Shelby County, Alabama (which, together with all amendments thereto, is hereinafter collectively referred to as, the "Declaration").

  
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