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Shelby Cnty Judge of Probate, AL  
02/01/2010 09:23:14 AM FILED/CERT

*This instrument prepared by*  
*J. David Dresher*  
*Bradley Arant Boult Cummings LLP*  
*One Federal Place*  
*1819 Fifth Avenue North*  
*Birmingham, AL 35203-2119*

STATE OF ALABAMA       )  
                                     :  
SHELBY COUNTY        )

**RELEASE OF LIS PENDENS**

**KNOW ALL MEN BY THESE PRESENTS, That:**

The undersigned **SOUTHPOINT BANK** does hereby release and satisfy all claims pursuant to that certain Notice of Lis Pendens against **KEN UNDERWOOD CLASSIC HOMES, INC. and KEN H. UNDERWOOD**, in favor of SouthPoint Bank, Inc., which said Notice of Lis Pendens was recorded as Instrument #20081126000450700 in the Office of the Judge of Probate of Shelby County, Alabama.

**IN WITNESS WHEREOF**, the undersigned has caused this instrument to be executed by its duly authorized representative this 29<sup>th</sup> day of January, 2010.

**SOUTHPOINT BANK**

By Daniel S. Keeney  
Name DANIEL S. KEENEY  
Its SR. VICE PRESIDENT

STATE OF ALABAMA       )  
                                     :  
Jefferson COUNTY        )

I, the undersigned, a notary public in and for said county in said state, hereby certify that Daniel S. Keeney, whose name as Sr. Vice-President of SouthPoint Bank, an Alabama 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 29<sup>th</sup> day of January, 2010.



[Signature]  
Notary Public

My commission expires: 6-5-2011