

STATE OF ALABAMA  
SHELBY COUNTY

ACKNOWLEDGMENT OF PAYMENT IN FULL AND WAIVER OF LIEN RIGHTS

KNOW ALL MEN BY THESE PRESENTS; that the undersigned SMW Engineering, Inc. (Contractor) acknowledges full payment of all sums due from Oak Mountain 93, LLC for work performed on the real property described on Exhibit A attached hereto and incorporated by reference herein.

Further, as a result of such full payment, the undersigned does hereby waive any and all lien rights that it had with respect to the property described on Exhibit A attached hereto and incorporated by reference herein.

Done intended to be effective this 4 day of AUGUST, 2010.

SMW Engineering, Inc.

By: [Signature]

Its: [Signature]

STATE OF ALABAMA )  
Shelby COUNTY )

CORPORATION ACKNOWLEDGMENT

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that William H. Sommerville III, whose name as President of SMW Engineering, Inc., a corporation is signed to the foregoing instrument, and who is known to me, acknowledged before me 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 the corporation.

Given under my hand and official seal this 4 day of AUGUST, 2010.

[Signature]  
Notary Public  
My Commission Exp. 02/05/14

This Instrument Prepared by:  
James F. Burford, III  
Attorney at Law  
1318 Alford Avenue, Suite 101  
Birmingham, AL 35226

## EXHIBIT A

All property located in survey of Oak Mountain Preserve Phase I as recorded in Map Book 40, Page 144 in the Probate Office of Shelby County, Alabama together with Lot 7A according to Resurvey of Lots 6-8 Oak Mountain Preserve Phase I as recorded in Map Book 41, Page 127 in the Probate Office of Shelby County, Alabama.

