


This Instrument was Prepared by:  
Clayton T. Sweeney, Attorney  
2700 Highway 280 East, Suite 160  
Birmingham, AL 35223

  
20101103000367860 1/3 \$47.00  
Shelby Cnty Judge of Probate, AL  
11/03/2010 09:31:41 AM FILED/CERT

STATE OF ALABAMA        )  
                                     :  
COUNTY OF JEFFERSON    )

### 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., Dunnivant 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.



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IN WITNESS WHEREOF, BEN C HENDRIX, whose name as SR. VICE PRESIDENT of  
COMPASS BANK, has caused this instrument to be executed on this 1st day of November,  
2010.

COMPASS BANK

B. C. Hendrix  
By: BEN C. HENDRIX  
Its: SR VICE PRESIDENT

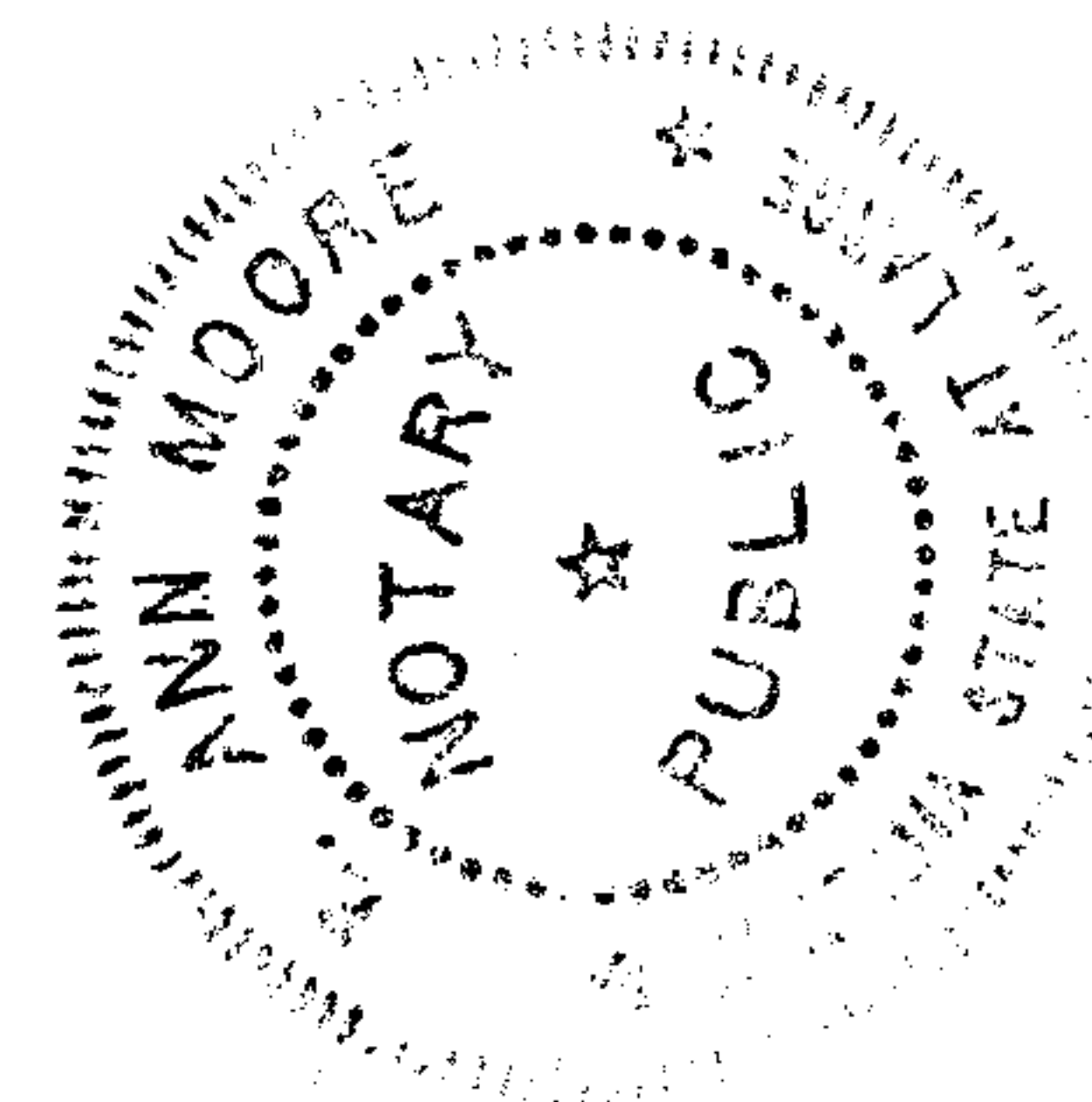
STATE OF ALABAMA )

COUNTY OF Jefferson

I, the undersigned authority, in and for said County in said State, hereby certify that  
BEN C HENDRIX, whose name as SR. 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 1st day of November, 2010.

B. Ann Moore  
NOTARY PUBLIC  
My Commission expires: 11-6-10





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

Unit 36 in Courtside at Brook Highland, a condominium, as established by that certain Declaration of Condominium of Courtside at Brook Highland, a condominium, which is recorded as Instrument No. 20020521000241450 in the Probate Office of Shelby County, Alabama, as amended by the Amendment thereto recorded as Instrument No. 20020521000241460 in said Probate Office and as further amended by the Corrective Amendment recorded as Instrument No. 20020521000241470 in said Probate Office and as reflected in the Plan of Courtside at Brook Highland prepared by K.B. Weygand & Associates, P.C. which is attached as Exhibit "C" to the Declaration of Condominium recorded as Instrument No. 20020521000241450 and which is also separately recorded in Map Book 28, Page 103 in said Probate Office.