


STATE OF ALABAMA)
)
SHELBY COUNTY)

This Document Prepared By:
Paul H. Greenwood
Balch & Bingham LLP
Post Office Box 306
Birmingham AL 35201-0306

PARTIAL RELEASE OF MORTGAGE AND UCC

KNOW ALL MEN BY THESE PRESENTS, that for valuable consideration, the undersigned **Cadence Bank, N.A.**, a national banking association (successor by way of merger to Superior Bank, National Association, a national banking association, as purchaser and assignee from the Federal Deposit Insurance Corporation, as receiver of Superior Bank, a federal savings bank, pursuant to that certain Purchase and Assumption Agreement dated as of April 15, 2011, as evidenced by, among other documents, that certain Assignment of Security Instruments and Other Loan Documents recorded in Instrument Number 20110613000173700 in the Office of the Judge of Probate of Shelby County, Alabama) ("**Cadence Bank**"), being the holder of:

- (i) That certain Future Advance Mortgage, Assignment of Rents and Leases and Security Agreement (Alabama) dated **December 17, 2009** (the "**Mortgage**"), executed by **STREET RESIDENTIAL CONSTRUCTION, L.L.C.**, an Alabama limited liability company, in favor of Superior Bank, a federal savings bank ("**Superior Bank**"), recorded in **Instrument Number 20091230000476960** in the Office of the Judge of Probate of Shelby County, Alabama; and
- (ii) That certain UCC FINANCING STATEMENT, filed as additional security to the Mortgage in **Instrument Number 20091230000476970** in the Office of the Judge of Probate of Shelby County, Alabama (the "**UCC**")


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Shelby Cnty Judge of Probate, AL
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does hereby release from the Mortgage and the UCC the real property situated in Shelby County, Alabama described on **Exhibit "A"** attached hereto (collectively, the "Property").

The undersigned Cadence Bank hereby releases only the Property described on Exhibit "A" attached hereto, and does not release Street Residential Construction, L.L.C. or any other real property or other collateral described in or covered by the Mortgage and/or the UCC.

The indebtedness evidenced and secured by the Mortgage and the UCC (the "Indebtedness") has not been satisfied. Cadence Bank reserves all rights and remedies available to it by contract and law to pursue payment of the Indebtedness from any and all parties liable for the Indebtedness. Cadence Bank executes and records this document only to clear title to the Property described on Exhibit "A" attached hereto. Cadence Bank does not intend to and does not acknowledge full payment of the Indebtedness secured by the Mortgage and the UCC.

IN WITNESS WHEREOF, the undersigned has caused these presents to be executed on the 23rd day of April, 2013.

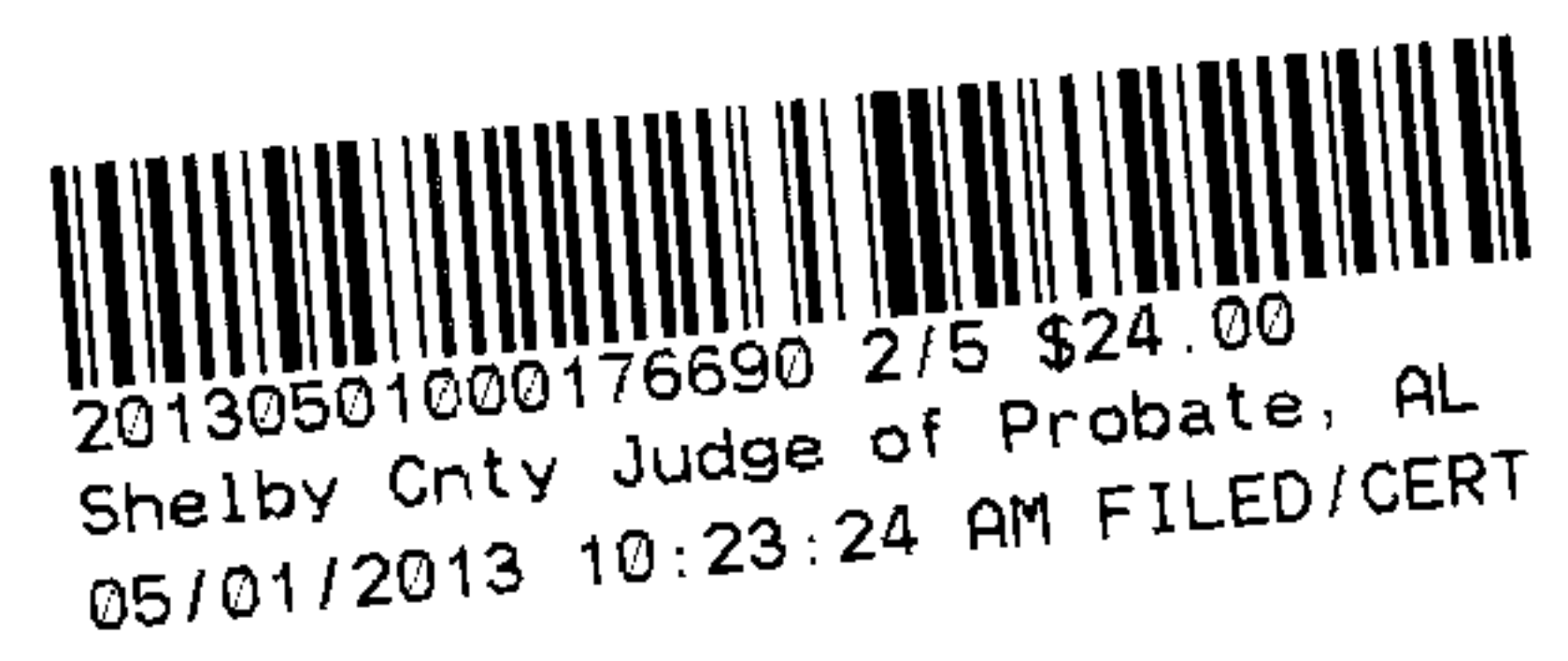
CADENCE BANK, N.A., a national banking association

By: Scott Harris

Print Name: SCOTT HARRIS

Its: SR. VICE PRESIDENT

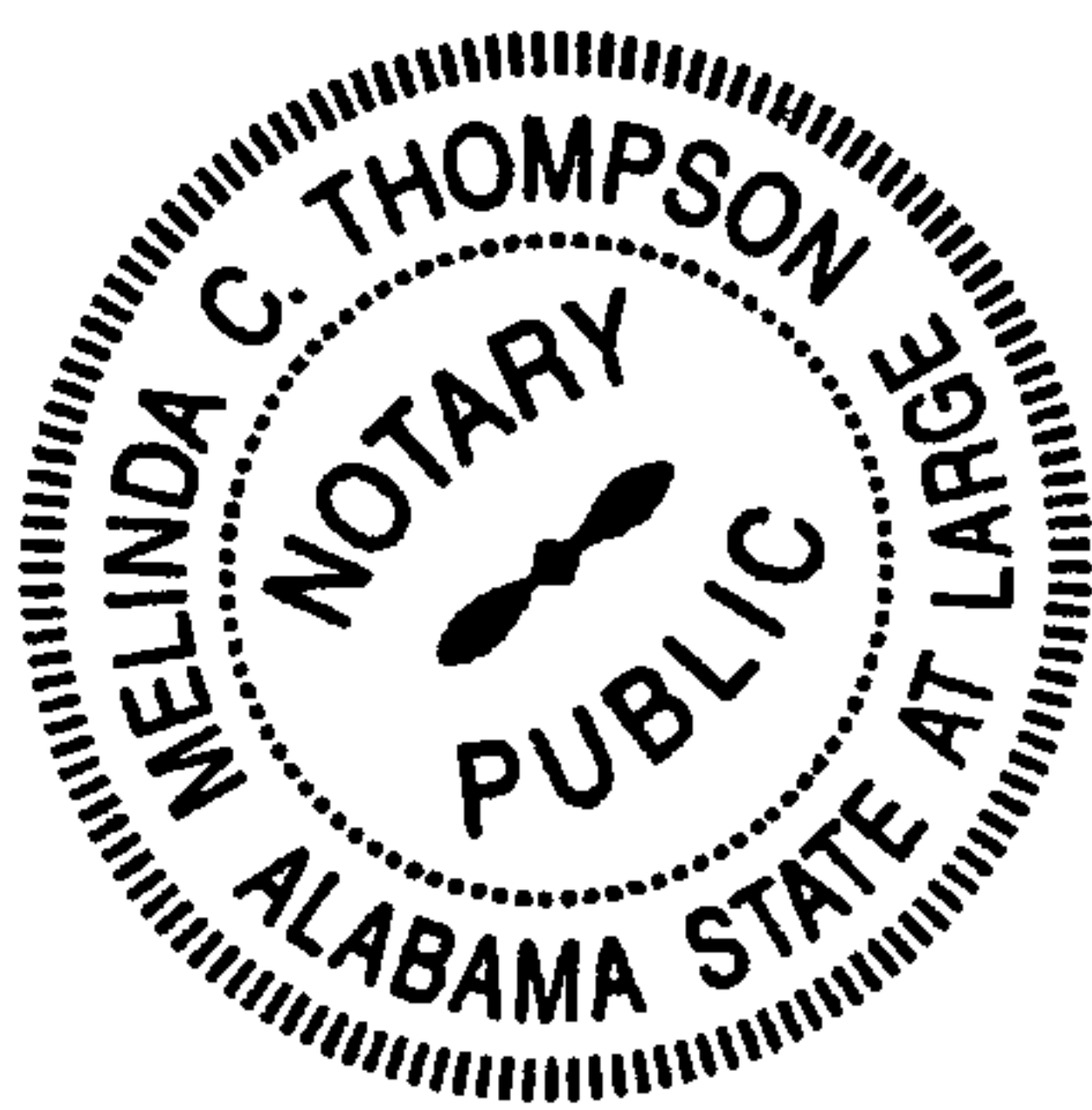
[Acknowledgment on the Following Page]



STATE OF Alabama)
COUNTY OF Jefferson)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Scott Harris, whose name as Senior Vice President of Cadence Bank, N.A., a national banking association, 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 such instrument, he/she, as such officer and with full authority, executed the same voluntarily for and as the act of said national banking association.

Witness my hand and official seal, this the 22nd day of April, 2013



Notary Public: Melinda C. Thompson
My Commission Expires: 2/10/15

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EXHIBIT "A"

TO THE PARTIAL RELEASE OF MORTGAGE AND UCC

I

A tract of land located in the North-West quarter of the North-East quarter and the North-West quarter of Section 26, Township 20 South, Range 4 West, of the Huntsville Principal Meridian, Shelby County, Alabama, described as follows:

Begin at the southeast corner of the South-East quarter of the North-West quarter; thence west along the south boundary of said quarter-quarter a distance of 546.27 feet to the center line of a public road conveyed to Shelby County by United States Steel Corporation by document dated June 3, 1966 (Shelby County Road #93); thence along the center line of said road for the following four (4) courses; 1) thence turning an angle of 122 degrees, 58 minutes to the right 123.14 feet to the beginning of an arc of a curve, said curve turning to the left, having a radius of 573.69 feet and being subtended by a central angle of 81 degrees, 32 minutes, 30 seconds; 2) thence along the arc of said curve 816.46 feet; 3) thence along a straight line tangent to said curve 2,010.81 feet to the point of beginning of an arc of a curve tangent to said straight line, said curve turning to the right, having a radius of 573.69 feet, being subtended by a central angle of 53 degrees, 39 minutes, 38 seconds, having a chord length of 517.87 feet; 4) thence along the arc of said curve 537.29 feet to the north boundary of Section 26, said point being 382.51 feet east of the northwest corner of Section 26; thence east along the north boundary of Section 26 to the northeast corner of the North-West quarter of the North-East quarter; thence south 00 degrees 04 minutes 06 seconds East along the east boundary of the North-West quarter of the North-East quarter 985.20 feet; thence South 89 degrees 29 minutes 05 seconds West 630.23 feet; thence South 00 degrees 01 minutes 41 seconds East 347.26 feet to the South boundary of the North-West quarter of the North-East quarter; thence west along the south boundary of the North-West quarter of the North-East quarter to the southeast corner of the North-East quarter of the North-West quarter; thence south along the east boundary of the South-East quarter of the North-West quarter to the southeast corner of the said quarter-quarter, said point also being the point of beginning;

LESS AND EXCEPT from the above that part platted and described as Lots 22-A and 23-A, according to the Resurvey of Lots 21, 22, and 23 Quail Ridge, as recorded in Map Book 39, Page 149, in the Probate Office of Shelby County, Alabama; and

ALSO LESS AND EXCEPT: Part of the Northwest 1/4 of the Northwest 1/4 and part of the Northeast 1/4 of the Northwest 1/4 of Section 26, Township 20 South, Range 4 West, Shelby County, Alabama, described as follows:



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Begin at the Northwest corner of the Northeast 1/4 of the Northwest 1/4 of said Section 26 and thence run North 89 degrees 16 minutes 34 seconds East along the North line of said 1/4-1/4 section for 419.47 feet; thence run South 00 degrees 34 minutes 58 seconds East for 99.49 feet; thence run South 31 degrees 45 minutes 41 seconds West for 374.62 feet; thence run South 10 degrees 45 minutes 34 seconds West for 769.87 feet to a point on the Northeasterly right-of-way of Shelby County Highway #93; thence run North 49 degrees 02 minutes 47 seconds West along said road right-of-way for 1,086.35 feet to the point of the beginning of the curve to the right, having a radius of 533.69 feet and a central angle of 53 degrees 59 minutes 00 seconds; thence run Northerly along said road right-of-way and said curve for 502.84 feet to a point on the North line of the Northwest 1/4 of the Northwest 1/4 of said Section 26; thence run 89 degrees 30 minutes 10 seconds East along said 1/4-1/4 section for 922.87 feet to the point of beginning.

II

Part of the Northwest 1/4 of the Northwest 1/4 and part of the Northeast 1/4 of the Northwest 1/4 of Section 26, Township 20 South, Range 4 West, Shelby County, Alabama, described as follows:

Begin at the Northwest corner of the Northeast 1/4 of the Northwest 1/4 of said Section 26 and thence run North 89 degrees 16 minutes 34 seconds East along the North line of said 1/4-1/4 section for 419.47 feet; thence run South 00 degrees 34 minutes 58 seconds East for 99.49 feet; thence run South 31 degrees 45 minutes 41 seconds West for 374.62 feet; thence run South 10 degrees 45 minutes 34 seconds West for 769.87 feet to a point on the Northeasterly right-of-way of Shelby County Highway #93; thence run North 49 degrees 02 minutes 47 seconds West along said road right-of-way for 1,086.35 feet to the point of the beginning of the curve to the right, having a radius of 533.69 feet and a central angle of 53 degrees 59 minutes 00 seconds; thence run Northerly along said road right-of-way and said curve for 502.84 feet to a point on the North line of the Northwest 1/4 of the Northwest 1/4 of said Section 26; thence run 89 degrees 30 minutes 10 seconds East along said 1/4-1/4 section for 922.87 feet to the point of beginning;

LESS AND EXCEPT from the above that part platted and described as Lots 22-A and 23-A, according to the Resurvey of Lots 21, 22, and 23 Quail Ridge, as recorded in Map Book 39, Page 149, in the Probate Office of Shelby County, Alabama;

