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02/12/2019 10:47:49 AM
PARTREL 1/3

WHEN RECORDED MAIL TO:

TEXAS CAPITAL BANK, N.A.
RESIDENTIAL BUILDER FINANCE-LOAN OPERATIONS
2350 Lakeside Blvd., Ste. 800
Richardson, Texas 75082

STATE OF ALABAMA)

SHELBY COUNTY)

PARTIAL RELEASE OF HYPOTHICATION AGREEMENT

For and in consideration of the sum of Ten and No/100 Dollars (\$10.00) in hand paid and other good and valuable consideration delivered to **TEXAS CAPITAL BANK, NATIONAL ASSOCIATION** ("TCB"), by **RC BIRMINGHAM, LLC**, an Alabama limited liability company ("Owner"), the receipt of which is hereby acknowledged, TCB hereby releases any portion of that tract or parcel of land lying and being in Shelby County, Alabama, being more particularly described on Exhibit A, attached hereto and incorporated by this reference, from that certain encumbrance of the following instrument:

Hypothication Agreement executed by RC Birmingham, LLC, an Alabama limited liability company, and Rausch Coleman Homes, LLC in favor of Texas Capital Bank, National Association, dated January 5, 2018 and recorded on January 26, 2018 in Instrument No. 20180126000027420 in the Office of the Judge of Probate of Shelby County, Alabama (the "Hypothication Agreement").

Provided, however, that nothing contained in this Partial Release of Hypothication Agreement ("Partial Release") shall affect the Hypothication Agreement as to the remainder of the property described or otherwise encumbered by the Hypothication Agreement, and the Hypothication Agreement shall remain in full force and effect in accordance with its terms with respect to all remaining property set forth therein. It is further expressly agreed and understood that this Partial Release does not release, affect or impair any rights or liens granted by Owner in favor of TCB against any other property owned by Owner or under any other documents executed in favor of TCB.

IN WITNESS WHEREOF, the undersigned has duly executed this Partial Release as of the date set forth in the acknowledgement below.

LENDER:

**TEXAS CAPITAL BANK,
NATIONAL ASSOCIATION**

By: Debi England
Name: DEBI ENGLAND
Title: SR. VICE PRESIDENT

THE STATE OF TEXAS §
 § ss.
COUNTY OF Harris §

I, a Notary Public for the County and State aforesaid, do hereby certify that the foregoing instrument was voluntarily executed for the purposes therein stated by TEXAS CAPITAL BANK, NATIONAL ASSOCIATION, and that DEBI ENGLAND as the SR. VICE PRESIDENT of said Bank being authorized to do so, executed the foregoing on behalf of the bank and is personally known to me or has produced as identification.

Witness my hand and official seal this 22nd day of January, 2019.

[Signature]
Notary Public in and for the State of Texas

My Commission Expires: 06-13-2020

(Affix Notary Seal)

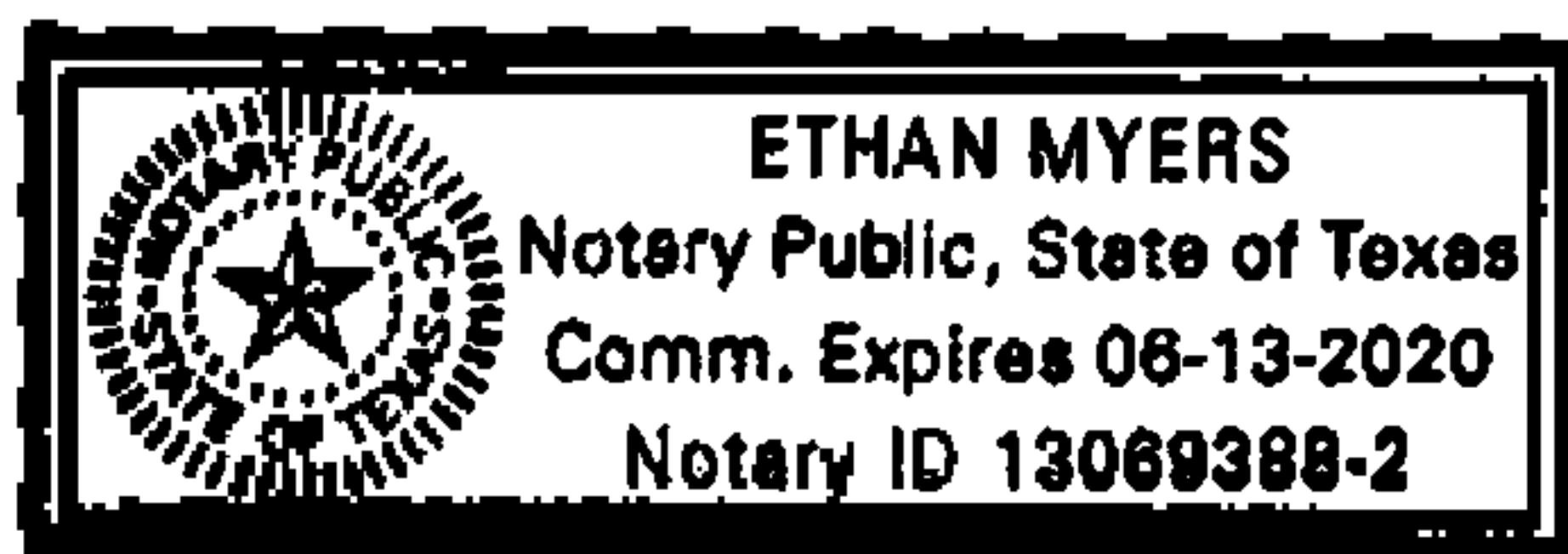
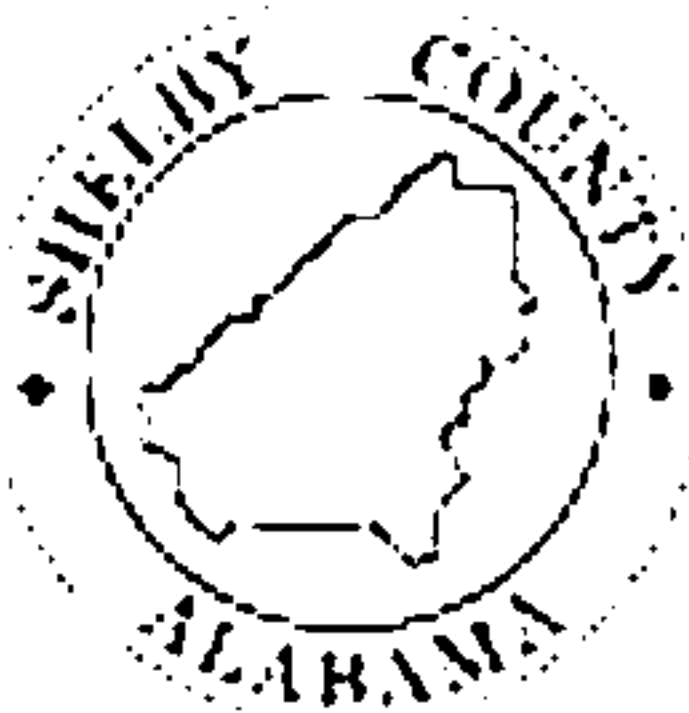


EXHIBIT A

(Legal Description)

South 1/2 of the SE 1/4 of Section 31 (deed: Sector 31), Township 21 South, Range 2 West, except for the part platted in Final Plat of Townside Square, Sector One, as recorded in Map Book 38, Page 120, in the Probate Office of Shelby County, Alabama.



Filed and Recorded
Official Public Records
Judge of Probate, Shelby County Alabama, County
Clerk
Shelby County, AL
02/12/2019 10:47:49 AM
\$21.00 CHARITY
20190212000044160

Allie S. Bayl