

STATE OF ALABAMA)
COUNTY OF SHELBY)

PARTIAL RELEASE

KNOW ALL MEN BY THESE PRESENTS, that for and in consideration of partial payment of that certain Promissory Note and mortgage, to the undersigned, SOUTHTRUST BANK OF ALABAMA, does hereby release and discharge from the lien and operation of that certain mortgage executed to it by ROY MARTIN CONSTRUCTION, INC. AND SHELBY HOMES, INC., recorded in the Probate Office of Shelby County, Alabama, in Book 36 page 494, the following described lot or parcel of land, to-wit:

A parcel of land situated in the SW 1/4 of the NE 1/4 of Section 16, Township 21 South, Range 3 West, described as follows: Commence at the SW corner of the SW 1/4 of the NE 1/4 of Section 16, and go North 89 deg. 34 min. 35 sec. East along the South boundary of said 1/4 1/4 Section 576.81 feet to the point of beginning; thence continue North 89 deg. 34 min. 35 sec. East for 198.95 feet; thence North 1 deg. 02 min. 20 sec. West for 655.19 feet to the South boundary of Big Oak Drive; thence two (2) courses along said boundary as follows: (Go North 85 deg. 18 min. 10 sec. West for 72.23 feet; thence South 86 deg. 10 min. 55 sec. West for 127.77 feet); thence South 1 deg. 05 min. 15 sec. East for 654.08 feet to the point of beginning; being situated in Shelby County, Alabama.

It is understood, however, that the execution of this Release shall in no wise operate to release or impair the lien or security of said mortgage upon the property remaining subject thereto.

IN WITNESS WHEREOF, the said SOUTHTRUST BANK OF ALABAMA by David L. Nolen, its Vice-President, has hereto set its signature this 9th day of December, 1985.

SOUTHTRUST BANK OF ALABAMA

By: David L. Nolen
Its: Vice-President

STATE OF ALABAMA)
SHELBY COUNTY)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that David L. Nolen, whose name, as Vice-President of SOUTHTRUST BANK OF ALABAMA, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this date that being informed of the contents of the instrument, he, as such officer and with full authority, executed the same voluntarily.

Given under my hand and official seal this the 9th day of December, 1985.

Emma D. Higginbotham
Notary Public

This instrument was prepared by:
Daniel M. Spittler, Attorney at Law
108 Chandalar Drive, Pelham, Alabama 35124

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED

1985 DEC 16 AM 11:41

Thomas G. Scarborough, Jr.
JUDGE OF PROBATE

South Trust Bank of Ala

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