

## PARTIAL RELEASE OF RECORDED LIEN

STATE OF ALABAMA)

COUNTY OF SHELBY)

KNOW ALL MEN BY THESE PRESENTS, that, for a valuable consideration, in hand paid the undersigned, Crestar Mortgage Corporation as Power of Attorney for The Bank of New York, Trustee, does hereby release the hereinafter particular described property from the lien of the certain mortgage executed by James W. Foster, III and Barbara C. Foster which said mortgage was recorded in the Office of the Judge of Probate of Shelby County, Alabama, in Instrument 1997-7860 (and being transferred and assigned to Instrument 1997-10037, and further transferred and assigned to Instrument 1998-7105) and for said consideration, the receipt of which is hereby acknowledged, the undersigned does hereby release, remise, quit claim and convey unto all of the right, title and interest of the undersigned in and to the following described property situated in Shelby County, Alabama, to-wit:

Commence at the NW Corner of the SW 1/4 of the NW 1/4 of Section 11, Township 20 South, Range 1 West; thence East along the North line of said 1/4-1/4 section a distance of 878.41 feet; thence 90 degrees 00 minutes 00 seconds right a distance of 73.14 feet to the point of beginning; thence 31 degrees 45 minutes 04 seconds left a distance of 359.45 feet; thence 105 degrees 30 minutes 03 seconds left a distance of 86.01 feet; thence 88 degrees 20 minutes 14 seconds left a distance of 346.52 feet to the point of beginning.

BUT IT IS EXPRESSLY UNDERSTOOD AND AGREED that this release shall 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.

IN WITNESS WHEREOF, the undersigned has caused these presents to be executed this the 5<sup>th</sup> day of May, 1998.

Crestar Mortgage Corporation,  
As Power of Attorney for  
The Bank of New York, Trustee

*[Signature]*  
By: Carolyn D. Atkinson, Assistant  
Vice-President

STATE OF VIRGINIA )

CITY OF RICHMOND )  
~~COUNTY OF~~

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Carolyn D. Atkinson, as Attorney in Fact for The Bank of New York, Trustee, whose name as Assistant Vice President of Crestar Mortgage Corporation, a corporation, is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, she, in her capacity as such officer and with full authority, executed the same voluntarily, for and as the act of said corporation, and acting within the scope and power of said power of attorney, in her capacity as Attorney in Fact for The Bank of New York, Trustee, on the day the same bears date.

Given under my hand and official seal, this the 5<sup>th</sup> day of May, 1998.

*[Signature]*  
Notary Public

My Commission Expires: 12/31/98

This Instrument Prepared by: Frank K. Bynum

Inst. # 1998-17675

05/14/1998-17675  
09:43 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
001 MCD 8.50