

#335

## MORTGAGE RELEASE

STATE OF ALABAMA)

SHELBY COUNTY )

KNOW ALL MEN BY THESE PRESENTS, That in consideration of One Dollar (\$1.00) to me, the undersigned Roy Downs, in hand paid by George C. Oliver, receipt whereof is hereby acknowledged, I, the said Roy Downs do hereby release and discharge the hereinafter described lands from the lien and operation of that certain mortgage executed by T. J. Farlow and wife, Alice A. Farlow, to J. F. Pruitt, dated April 9th, 1945, and recorded on May 10th, 1945, in the office of the Judge of Probate of Shelby County, Alabama, in Mortgage Record volume 185, page 342, which mortgage and the debt thereby secured were heretofore assigned and transferred by the said J. F. Pruitt to me, the said Roy Downs, by instrument of assignment dated June 28th, 1945, and recorded in Deed Book 121 on page 383, in the office of the Judge of Probate of Shelby County, Alabama, said real estate being described as follows, to-wit:

That part of the NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 3, Township 24, Range 13 East, lying South of the Southern Railroad, less 2 acres sold to Della Glass and 3 acres sold to Buck Freeman and 1 acre sold to Alice A. Farlow.

And for the said consideration, I do remise, release, quit claim and convey unto the said George C. Oliver all the right, title, interest and claim in or to said real estate which I acquired under or by virtue of said mortgage and the assignment and transfer of said mortgage to me.

This release and quit claim is executed for the purpose of correcting an error in said ~~the said lands being erroneously described in said mortgage~~ mortgage as being situated in that part of the NE $\frac{1}{4}$  of the NW $\frac{1}{4}$  of said Section 3, Township 24, Range 13 East, lying South of the Southern Railroad, whereas the mortgagors did not own said lands in the NE $\frac{1}{4}$  of the NW $\frac{1}{4}$  of said Section 3, but did own lands lying South of the Southern Railroad in the NW $\frac{1}{4}$  of the NW $\frac{1}{4}$  of said Section 3, and the said T. J. Farlow and wife, Alice A. Farlow, have executed a new mortgage to me, the said Roy Downs, to secure the indebtedness described in said mortgage recorded in Deed Book 121, page 383, correctly describing the lands owned by them and intended to be conveyed by said mortgage, such new and correct mortgage being executed and delivered to me simultaneously with the execution of this release and quit claim.

WITNESS my hand and seal this the 5 day of November, 1945.

Roy Downs (SEAL)

STATE OF ALABAMA )

SHELBY COUNTY )

I, Dixon B. Jones, a Notary Public in and for said County, in said State, hereby certify that Roy Downs whose name is signed to the foregoing conveyance, and who is known to me acknowledged before me this day, that, being informed of the contents of the conveyance he executed the same voluntarily of the day the same bears date.

Given under my hand and official seal this 5 day of November, 1945.

Dixon B. Jones, Notary Public.

Filed for record in this office on the 7th day of November, 1945, at three o'clock P. M. and duly recorded in Deed Record Vol. 123 on page 60 and examined.

L. C. Walker, Judge of Probate.

NO TAX DUE ON THIS INSTRUMENT

RELEASE AND CORRECTION OF MORTGAGE.