

## RIGHT-OF-WAY RELEASE FOR MORTGAGEE

STATE OF ALABAMA,

Shelby

County

KNOW ALL MEN BY THESE PRESENTS, That the undersigned mortgagee Merchants and Planters Bank, Montevallo, Alabama, a corporation, for and in the consideration of the sum of one dollar (\$1.00) in hand paid by State of Alabama

and other good and valuable considerations do hereby release the following described property for right-of-way for a state road from the operation of that certain mortgage made by R. L.

Merrell to said Mortgagee as recorded in the office of the Judge of Probate of

Shelby County on the 9th day of August 1954 in Book Record 234 Page 12;

Which right-of-way shall be see below feet in width on see below side of the center line of said road;

as it is now located and staked out by the State Highway Department or as much of the said property

as is required to make a see below foot right-of-way which is more particularly described as follows, to wit:

Tract No 13-E as shown on the right of way map of Project No. I-202-2(7), as recorded in the Office of the Judge of Probate of Shelby County:

Beginning at approximate Station 66+07.1 where the center line of relocation of Alabama Highway No. 25 intersects the west property line; thence N 79° 53' E, along a curve to the left (concave northwesterly) having a radius of 1432.69 feet, a distance of 1500 feet, more or less, to P.T. Station 81+07.1; thence N 19° 53' E, a distance of 532.9 feet, more or less, to the point of ending at approximate Station 86+40 where said center line intersects the east property line.

Said strip of land being 75 feet wide on the southeast side and 100 feet wide, decreasing uniformly in width to 60 feet, on the northwest side of said center line from Station 66+07.1 to Station 67+20; 75 feet wide on the southeast side and 60 feet wide on the northwest side of said center line from Station 67+20 to Station 69+00; 50 feet wide on the southeast side and 60 feet wide on the northwest side of said center line from Station 69+00 to Station 79+50; 100 feet wide on the southeast side and 60 feet wide on the northwest side of said center line from Station 79+50 to Station 86+40; lying in fractional section 22, T-22-S, R-2-W, and containing 6.00 acres, more or less.

The above described property shall be used solely as a right of way for a State Highway. This release shall not in anywise affect the validity of the mortgage herein above mentioned which shall remain in full force and affect, insofar as the other property therein described is concerned.

To Have and To Hold by State of Alabama County, or its Assigns,

and for and in consideration of the benefit to our property by reason of the construction or improvement of said road, we hereby release the County aforesaid, and all of its employees and officers, and the State of Alabama and all of its employees and officers from all consequential damages, present or prospective, to our property, arising out of the construction, improvement, maintenance or repair of said road, and that said road is a benefit to our property is hereby admitted and acknowledged.

In witness whereof, we have hereunto set our hands and seal this the 17<sup>th</sup> day of

December 1958

Witness:

MERCHANTS AND PLANTERS BANK, A Corporation,

BY

L. H. Napier, President (Seal)

(Seal)

## ACKNOWLEDGMENT FOR INDIVIDUAL

STATE OF ALABAMA,

Shelby

County

I, R. C. Henderson,

a

Notary Public

in and for said

County, in said State, hereby certify that

L. H. Napier, Pres Merchants and Planters Bank

whose name no signed to the foregoing conveyance, and who no known to me, acknowl

edged before me on this day that, being informed of the contents of this conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand this

17<sup>th</sup>

day of

December

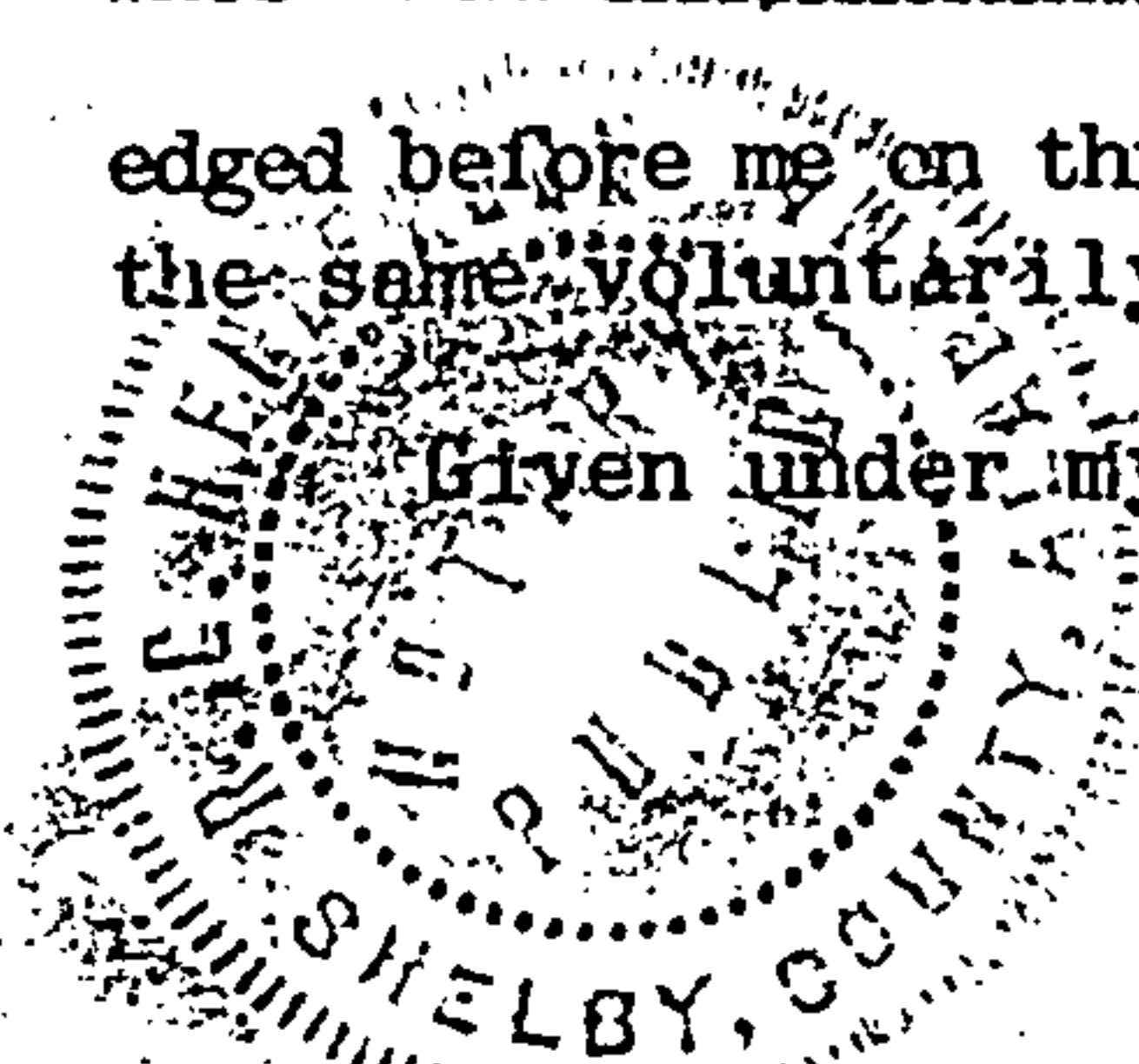
A.D. 19

58

R. C. Henderson

Notary Public

(Official Title)



I, R.C. Henderson, a Notary Public, in and for said County, in said State, hereby certify that J.H. Napier, President whose name as President of the Merchants and Planters Bank, a corporation, is signed to the foregoing release of mortgage, and who is known to me acknowledged before me on this day that, being informed of the contents of the release of mortgage, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand this 17<sup>th</sup> day of December, 1958,

R.C. Henderson  
As Notary Public



STATE OF ALABAMA }  
SHELBY COUNTY }  
I, L. C. Walker, Judge of Probate hereby  
certify that the within Dec 19 58 was  
filed in this office for record the 10 o'clock PM  
of Dec 19 58 Record 198  
and recorded in Dec 19 58  
page 34 and estimated  
and the mortgage tax of \$         
Deed Tax of \$        has been paid.  
L.C. Walker  
Judge of Probate  
Fee \$ 1.50

STATE OF ALABAMA, SHELBY COUNTY  
I, L. C. Walker, Judge of Probate, hereby certify that the within Dec 19 58  
was filed for record the 20 day of Dec 19 58 at 10 o'clock PM  
and recorded in Dec 19 58 Record 198 Page 34, and the Mortgage tax of  
Deed Tax of        has been paid.  
L.C. Walker Judge of Probate