

3742

This instrument was prepared by
H. Hampton Boles, Balch, Bingham, Baker, Hawthorne, Williams & Ward
600 North 18th Street
Birmingham, Alabama 35203

STATE OF ALABAMA) PARTIAL SATISFACTION AND PARTIAL RELEASE
COUNTY OF SHELBY) OF RECORDED LIEN

KNOW ALL MEN BY THESE PRESENTS, That Gordon A. Taylor, Churchill G. Carey, Eugene L. Amber, J. C. Tyler, Jr., John D. Uible and John H. Rogers, not individually, but as Trustees of GUARDIAN MORTGAGE INVESTORS, a Massachusetts Business Trust, under Declaration of Trust dated March 29, 1966, as amended, and their respective successor Trustees under said Declaration of Trust (herein referred to as the "Trust"), acknowledge receipt of good and valuable consideration, and in consideration thereof, the undersigned do hereby release and satisfy that certain Real Property mortgage dated May 16, 1974, and executed by FLETCHER PROPERTIES OF ALABAMA, INC., and REFCO-INVERNESS, INC., which said mortgage was recorded in the office of the Judge of Probate of Shelby County, Alabama, in Mortgage Book 339, Page 756, insofar as said mortgage covers the following described land situated in Shelby County, Alabama, to-wit:

Lot 3, Block 2, according to the plat of Applecross, a subdivision of Inverness, as recorded in Map Book 6, Page 42B, in the office of the Judge of Probate of Shelby County, Alabama.

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Shelby Cnty Judge of Probate, AL
04/01/1976 12:00:00 AM FILED/CERT

Provided, however, that said lien shall be effective and remain upon the balance of the land described in said mortgage the same as though this release had not been executed.

The name Guardian Mortgage Investors is the designation of the Trustees for the time being under a Declaration of Trust, dated March 29, 1966, as amended. This agreement and every undertaking made pursuant hereto is executed in the name of and on behalf of the Trustees of Guardian Mortgage Investors by one of the Trustees of the Trust, duly authorized by all of the Trustees, in his capacity as such and not individually, under the aforesaid Declaration of Trust, and the obligations thereof shall be understood and expressly stated to be not binding upon any of the Trustees, shareholders, officers, or agents of the Trust, personally, but binding only upon the trust estate of Guardian Mortgage Investors. All persons dealing with Guardian Mortgage Investors must look solely to the trust property for the enforcement of any claims against Guardian Mortgage Investors.

IN WITNESS WHEREOF, the Trust has caused these presents to be hereunto affixed by its proper officers thereunto duly authorized, this the 12th day of February, 19 76.

Gordon A. Taylor, Churchill G. Carey,
Eugene L. Amber, J. C. Tyler, Jr.,
John D. Uible and John H. Rogers,
not individually, but as Trustees
of GUARDIAN MORTGAGE INVESTORS, as
aforesaid,

By

Terry F. Flinn

Attorney in fact

As Trustee aforesaid, duly authorized
to execute this instrument in the
name of and on behalf of all trustees.

STATE OF *Florida*)

COUNTY OF *Duval*)

I, the undersigned Notary Public, in and for said County in said State, hereby certify that *Terry L. Flora*, whose name as one of the ~~Trustees or Agent~~ ^{Attorney in Fact} of Guardian Mortgage Investors, as aforesaid, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he, as such ~~Trustee or Agent~~ ^{Attorney in Fact} and with full authority, executed the same voluntarily, acting in his capacity as ~~Trustee or Agent~~ ^{Attorney in Fact} as aforesaid and for and on behalf of all Trustees.

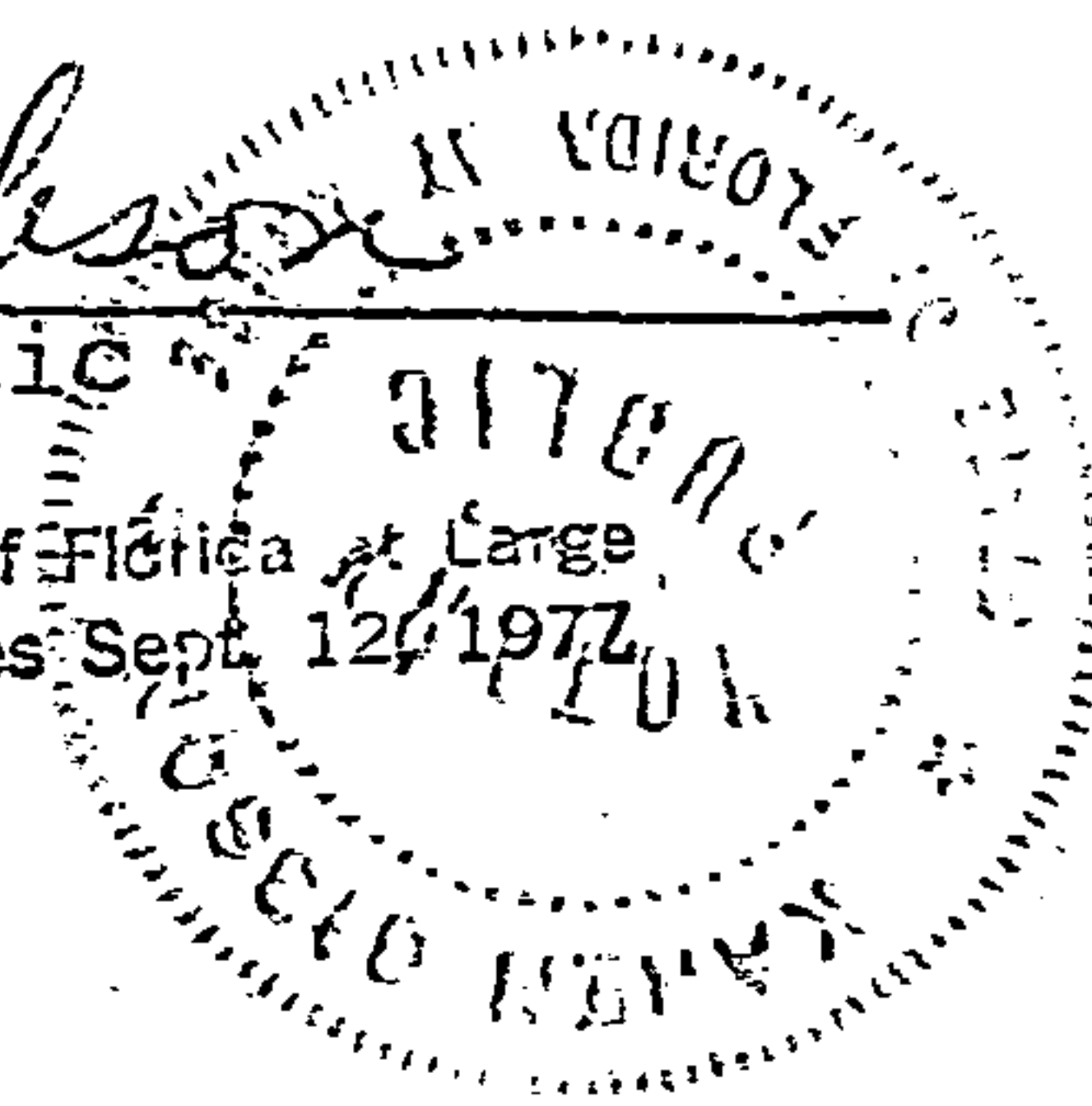
Given under my hand and official seal this *12th* day of *February*, 19*76*.



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Shelby Cnty Judge of Probate, AL
04/01/1976 12:00:00 AM FILED/CERT

Karen Gibson
Notary Public

Notary Public, State of Florida at Large
My commission expires Sept. 12, 1977



Conrad McQuinn
JUDGE OF PROBATE

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