

PARTIAL RELEASE FROM LIEN OF MORTGAGE

STATE OF ALABAMA)

JEFFERSON COUNTY)

Know All Men By These Presents, That, the undersigned Leslie H. Smith and Carolyn W. Smith does hereby release the hereinafter particularly described property from the lien of that certain mortgage executed by Bynum Builders, Ltd., a limited partnership which said mortgage was recorded in the office of the Judge of Probate Court of Shelby County, Alabama, in Book No. 386, Page No. 923, and for said consideration, the receipt of which is hereby acknowledged, the undersigned does hereby release, renise, quit claim and convey unto Bynum Builders, Ltd., all of the right, title and interest of the undersigned in and to the following described property situated in Shelby County, Alabama, to-wit:

From the S.E. corner of the N.W.  $\frac{1}{4}$  of the N.E.  $\frac{1}{4}$  of said Section 29, run in a northerly direction along the east line of said  $\frac{1}{4}$  Section for a distance of 3.56 feet to the point of beginning, thence continue in a northerly direction along last mentioned course for a distance of 224.00 feet; thence turn an angle to the left  $90^{\circ}36'45''$  and run in a Westerly direction for a distance of 426.94 feet, thence turn an angle to the left of  $90^{\circ}11'35''$  and run in a Southerly direction for a distance of 221.88 feet, thence turn an angle to the left of  $64^{\circ}25'57''$  and run in a Southeasterly direction for a distance of 822.00 feet more or less to a point on the Northwest right-of-way line of Cahaba Valley Road, thence turn an angle to the left of  $90^{\circ}$  and run in a Northeasterly direction along said Northwest right-of-way line for a distance of 164.50 feet, thence turn an angle to the left of  $88^{\circ}00'43''$  and run in a Northwesterly direction for a distance of 438.45 feet more or less to the point of beginning containing 4.7000 acres more or less.

But it is expressly understood and agreed that this release shall be 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, Leslie H. Smith and Carolyn W. Smith has caused these presents to be executed this 8<sup>th</sup> day of January, 1981.

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

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Rec. 150  
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Leslie H. Smith

Carolyn W. Smith

STATE OF ALABAMA)  
JEFFERSON COUNTY)

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Shelby Cnty Judge of Probate, AL  
01/09/1981 12:00:00 AM FILED/CERT

I, the undersigned, Notary Public, in and for said County in said State, hereby certify that Leslie H. Smith and Carolyn W. Smith whose names are signed to the foregoing instrument, acknowledged before me on this day that, being informed of the contents of the instrument, they executed the same voluntarily.

Given under my hand and Official seal this 8<sup>th</sup> day of

January, 1981.

W. Wheel Smith  
Notary Public

Leslie H. Smith  
1021 Shades Creek Rd.  
B'ham, Ala. 35226