

KNOW ALL MEN BY THESE PRESENTS, that for and in consideration of partial payment of that certain Promissory Note and mortgage, to the undersigned, SOUTHTRUST BANK OF ALABAMA, does hereby release and discharge from the lien and operation of that certain mortgage executed to it by ROY MARTIN CONSTRUCTION, INC. AND SHELBY HOMES, INC., recorded in the Probate Office of Shelby County, Alabama, in Book 36 page 494, the following described lot or parcel of land, to-wit:

A parcel of land situated part in the SE 1/4 of the NW 1/4 and part in the SW 1/4 of the NW 1/4 of Section 16, Township 21 South, Range 3 West described as follows: Commence at the NE corner of the SE 1/4 of the NW 1/4 of Section 16 and go South 89 deg. 34 min. 18 sec. West along the North boundary of said 1/4 1/4 Section 1130.50 feet to the point of beginning; thence continue South 89 deg. 34 min. 18 sec. West for 580.00 feet to the East boundary of Highway 17; thence South 4 deg. 29 min. 17 sec. West along said East boundary 138.87 feet to the beginning of a curve to the left, said curve having a central angle of 90 deg. 33 min. 32 sec. and a radius of 25.00 feet; thence along said curve 39.51 feet to the North boundary of Big Oak Drive; thence three (3) courses along said boundary as follows: Go South 86 deg. 04 min. 15 sec. East for 250.72 feet to the beginning of a curve to the right, said curve having a central angle of 78 deg. 48 min. 15 sec. and a radius of 130.00 feet; thence along said curve 178.80 feet; thence South 7 deg. 16 min. East for 125.00 feet; thence North 82 deg. 44 min. East for 85.57 feet; thence North 13 deg. 11 min. East for 424.44 feet to the point of beginning; being situated in Shelby County, Alabama.

It is understood, however, that the execution of this Release shall in no wise operate to release or impair the lien or security of said mortgage upon the property remaining subject thereto.

IN WITNESS WHEREOF, the said SOUTHTRUST BANK OF ALABAMA by David L. Nolen, its Vice-President, has hereto set its signature this 14th day of November, 1985.

SOUTHTRUST BANK OF ALABAMA

By: David L. Nolen  
Its: Vice-President

STATE OF ALABAMA )  
SHELBY COUNTY )

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that David L. Nolen, whose name, as Vice-President of SOUTHTRUST BANK OF ALABAMA, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this date that being informed of the contents of the instrument, he, as such officer and with full authority, executed the same voluntarily.

Given under my hand and official seal this the 14th day of November, 1985.

Emmett D. Higginbotham  
Notary Public

This instrument was prepared by:  
Daniel M. Spitler, Attorney at Law  
108 Chandalar Drive, Pelham, Alabama 35124

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

1985 DEC 16 AM 11:41

Thomas A. Chandler, Jr.  
JUDGE OF PROBATE

South Trust Bank