

STATE OF ALABAMA )  
COUNTY OF SHELBY )

188

PARTIAL RELEASE

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:

055 REG 836  
A parcel of land situated in the SE 1/4 of the NW 1/4 of Section 16, Township 21 South, Range 3 West, described as follows: Commence at the Northeast 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 634.50 feet to the point of beginning; thence continue South 89 deg. 34 min. 18 sec. West for 160.00 feet; thence South 4 deg. 04 min. 20 sec. West for 656.14 feet to the North boundary of Big Oak Drive; thence two (2) courses along said boundary as follows: (Go North 78 deg. 27 min. 45 sec. East for 28.60 feet to the beginning of a curve to the right, said curve having a central angle of 10 deg. 52 min. 14 sec. and a radius of 1175.92 feet; thence along said curve 223.10 feet; thence North 3 deg. 55 min. 20 sec. West for 627.75 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 27th day of December, 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 27th day of December, 1985.

Don Ellen Nix  
Notary Public

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

My Commission Expires Nov. 15, 1986  
STATE OF ALA. SHELBY CO.  
I CERTIFY THIS INSTRUMENT WAS FILED  
1986 JAN -6 AM 9:12  
JUDGE OF PROBATE

Southtrust Bank  
P.O. Box 2554  
Birmingham, AL 35290