

PARTIAL RELEASE OF MORTGAGE

825

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, JAMES D. HUTTON

hereinafter called the mortgagor, by indenture of mortgage bearing date the 5th day of August, 1987, and recorded in the office of the Clerk of the Circuit Court in and for the County of Shelby, State of Alabama in Official Record Book 144, Page 353, granted and assigns, the premises located in said County and particularly described in said mortgage, to secure the payment of the sum of \$230,000.00.

*Alabama *Real Book

WHEREAS, BancBoston Mortgage Corporation, a Florida corporation, hereinafter called the mortgagee, is the successor by merger to Stockton, Whatley, Davin & Company; and

WHEREAS, The said mortgagor requested the said mortgagee to release the premises hereinafter described, being part of said mortgaged premises, from the lien and operation of said mortgage;

NOW, THEREFORE, the said mortgagee, in consideration of the sum of One Dollar (\$1.00) and other valuable considerations to it in hand paid by the said mortgagor at the time of the execution hereof, the receipt whereof is hereby acknowledged, does remise, release, quit-claim, exonerate, and discharge from the lien and operation of said mortgage unto the said mortgagor and assigns, all that piece, parcel or tract of the premises conveyed by said mortgage, to wit:

SEE EXHIBIT "A" ATTACHED HERETO, INITIALED eh FOR IDENTIFICATION AND BY THIS REFERENCE MADE A PART HEREOF.

TO HAVE AND TO HOLD the same, with the appurtenances unto the said mortgagor and assigns forever, freed, exonerated and discharged of and from the lien of said mortgage, and every part thereof; provided always, nevertheless that nothing herein contained shall in anyway impair, alter or diminish the effect, lien or encumbrance of the aforesaid mortgage on the remaining part of said mortgaged premises not hereby released therefrom, or any of the rights and remedies of the holder thereof.

IN WITNESS THEREOF, said mortgagee has caused this instrument to be executed by its duly authorized officers and its corporate seal to be hereunto affixed this 31st day of March, 1988.

Signed, sealed and delivered in the presence of:

BancBoston Mortgage Corporation

Sherry L. Bigelow

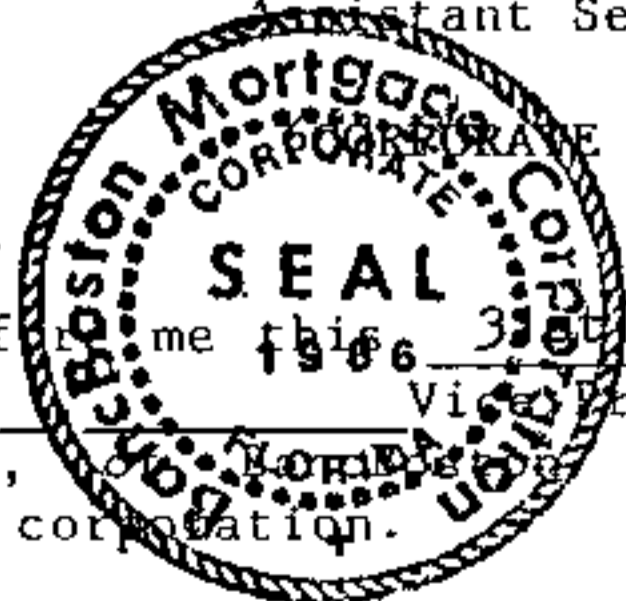
By: William F. Reed
Vice President

Sherry L. Bigelow

Attest: Elaine Harden
Assistant Secretary

STATE OF FLORIDA)
COUNTY OF DUVAL)

The foregoing instrument was acknowledged before me this 31st day of March, 1988, by William F. Reed and Elaine Harden, Assistant Secretary, BancBoston Mortgage Corporation, a Florida corporation, on behalf of the corporation.



McKNIGHT & WIRTES
ATTORNEYS AT LAW
22 INVERNESS CENTER PARKWAY
SUITE 610
BIRMINGHAM, ALABAMA 35242

Sherry L. Bigelow
Notary Public,
State of Florida at Large

(Revised 1/1/88)

My Commission Expires:

NOTARY PUBLIC, STATE OF FLORIDA
My commission expires Feb. 23, 1992

THIS INSTRUMENT WAS PREPARED BY: SHERRY BIGELOW
EMPLOYEE OF BANCOSTON MORTGAGE CORPORATION
7301 BAYMEADOWS WAY
JACKSONVILLE, FLORIDA 32256

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EXHIBIT "A"

LEGAL DESCRIPTION *dh*

STATE OF ALABAMA
SHELBY COUNTY

Commence at the NW corner of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 17, Township 19 south, Range 2 west; thence run east along the North line of said $\frac{1}{4}$ - $\frac{1}{4}$ for a distance of 200.0 feet to the point of beginning; thence continue along last described course easterly for a distance of 100.0 feet; thence 88°54'54" right and run southerly for a distance of 322.96 feet to the Northerly right of way of Sandpiper Lane (60.0' R/W); thence 94°32'22" to the tangent of a curve to the right having an intersection angle of 5°58'57" and a radius of 966.34 feet; thence run northwestely along the arc of said curve and said right of way for a distance of 100.90 feet; thence 79°28'41" from the tangent of said curve and run northerly for a distance of 311.64 feet to the point of beginning. Containing 0.73 acres more or less. Jan 4, 1988

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

88 JUL 13 PM 8:20

Thomas A. Snowdon, Jr.
JUDGE OF PROBATE

RECORDING FEES

| | |
|---------------|----------------|
| Recording Fee | \$ <u>5.00</u> |
| Index Fee | <u>1.00</u> |
| TOTAL | <u>\$ 6.00</u> |