

1662
PARTIAL RELEASE OF LIEN

STATE OF ALABAMA

COUNTY OF SHELBY

Loan No. L 811041 10 09 BIR

KNOW ALL MEN BY THESE PRESENTS, that SMALL BUSINESS ADMINISTRATION, an agency of the United States of America, is the holder and owner of one certain Promissory Note, dated June 6, 1977, in the original principal amount of FORTY THOUSAND AND NO/100 DOLLARS (\$40,000.00), executed and delivered to Small Business Administration by Howard L. Manning, Jr. and Barbara R. Manning, d/b/a THE ATTIC ANTIQUES, which said Note is secured by, among other things, the following security instrument:

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Mortgage dated June 6, 1977, executed by Howard Manning, Jr., also known as Howard L. Manning, Jr. and Barbara R. Manning, his wife, in favor of Small Business Administration, and filed for record on June 13, 1977, in Mortgage Book 365 at Page 922 et seq., with the Judge of Probate of Shelby County, Alabama.

FOR VALUE RECEIVED, SMALL BUSINESS ADMINISTRATION hereby releases from the lien of the aforesaid Mortgage, the following described real property only, to-wit:

From the NE corner of the SW 1/4 of the NE 1/4, Section 23, Township 19 South, Range 2 West and run West along the North boundary line of the said SW 1/4 of NE 1/4 of said Section 23, 561.74 feet to the point of beginning of the lot herein described; thence turn an angle of 135 deg. 15 min. to the left and run Southeasterly 465.02 feet, more or less, to a point; thence turn an angle of 91 deg. 28 min. to the right and run Southwesterly 160.0 feet; thence turn an angle of 91 deg. 28 min. to the left and run Southeasterly 273.0 feet to a point on the North right of way line of the Cahaba Valley Road; thence turn an angle of 91 deg. 28 min. to the right and run Southwesterly along the North R.O.W. line of said road 228.07 feet; thence turn an angle of 99 deg. 40 min. to the right and run Northwesterly 1629.93 feet to a point in the center of Valley Creek; thence turn an angle of 69 deg. 34 min. to the right and run Northeasterly up and along the center line of Valley Creek 73.9 feet; thence turn an angle of 99

5620- Cahaba Valley Rd.
Btu AL 35242

deg. 18 min. to the right and run Southeasterly 883.02 feet, more or less, to the point of beginning; containing 7.517 acres.

BUT THIS IS A PARTIAL RELEASE ONLY, and it is expressly understood and agreed that this Partial Release is given upon the condition that neither this Partial Release nor anything herein contained shall in any wise release, diminish, alter or affect the lien upon the remaining property described in the aforesaid Mortgage, or any and all other security instruments securing said Note, and that this Partial Release is executed without representation, warranty or recourse, express or implied, upon the undersigned.

It is hereby agreed between and among the parties, and notice is hereby given, that the terms "SBA," "Small Business Administration," "Small Business Administration, an agency of the United States of America," and "Administrator of the Small Business Administration, an agency of the Government of the United States of America" are the same and synonymous, and that the real party in interest is the Government of the United States of America.

IN WITNESS WHEREOF, SMALL BUSINESS ADMINISTRATION has caused this Partial Release of Lien to be executed by Jack E. Wright, Supervisory Loan Specialist, Birmingham District Office, SMALL BUSINESS ADMINISTRATION, pursuant to the authority contained in 47 Federal Register 2305 the contents of which publication are to be judicially noticed pursuant to 44 U.S.C. § 1507.

THIS 25th day of May, 1987.

SMALL BUSINESS ADMINISTRATION

THIS INSTRUMENT PREPARED BY:
E. H. Bixler, IV
Attorney Advisor
Small Business Administration
2121 8th Avenue North, Suite 200
Birmingham, Alabama 35203-2398

By Jack E. Wright
Jack E. Wright
Supervisory Loan Specialist
Birmingham District Office
Birmingham, Alabama

STATE OF ALABAMA

COUNTY OF JEFFERSON

I, the undersigned, a Notary Public in and for said County in said State hereby certify that Jack E. Wright, whose name as Supervisory Loan Specialist, Birmingham District Office, Small Business Administration, is signed to the foregoing Partial Release of Lien, and who is known to me, acknowledged before me on this day that, being informed of the contents of the Partial Release of Lien, he, in his capacity as such Supervisory Loan Specialist, Birmingham District Office, Small Business Administration, with full authority executed the same voluntarily for and as the act of Small Business Administration.

GIVEN UNDER MY HAND and seal this the 25th day of May, 1987.

Carolyn Norton
Notary Public

My Commission Expires:

7-17-90

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NOTARY SEAL
I CERTIFY THIS
INSTRUMENT WAS FILED

89 JUN 26 AM 11:31

Thomas B. Shandley, Jr.
JUDGE OF PROBATE

RECORDING FEES

Recording Fee	\$ <u>7.50</u>
Index Fee	<u>200</u>
TOTAL	<u>950</u>