

1908

STATE OF ALABAMA)
 :
SHELBY COUNTY)

PARTIAL RELEASE OF MORTGAGE

KNOW ALL MEN BY THESE PRESENTS, THAT:

WHEREAS, the undersigned First Alabama Bank, Shelby County (the "Bank") is the owner and holder of record of that certain mortgage executed by Clyde W. Pearce, Jr. and Noble W. Fennel (the "Mortgagors") to the Bank dated the sixth day of April, 1988, and recorded in the Office of the Judge of Probate of Shelby County, Alabama, in Real Volume 179, Page 280, and re-recorded in Real Volume 197, Page 28, in which mortgage the following described land and other land is described and conveyed; and,

WHEREAS, for the consideration herein set out, the Bank has agreed to release from the lien of said mortgage the hereinafter described land.

BOOK 272 PAGE 234

NOW, THEREFORE, in consideration of the premises and the sum of Ten Dollars (\$10.00) paid to the Bank on the execution and delivery of the instrument, the receipt of which sum is hereby acknowledged, the Bank does hereby release, remise, convey and quitclaim unto the Mortgagors, their heirs and assigns, from the lien, operation and effect of said mortgage that part of the land described in said mortgage which is described as follows:

For a Description of the Property hereby released,
see Exhibit A attached hereto and made a part hereof.

As to all other land described and conveyed in said mortgage, the lien thereof shall remain in full force and effect, unaffected by this Release.

TO HAVE AND TO HOLD said tract or parcel of land unto the Mortgagors, their heirs and assigns forever.

D. L. H. H.

This Release is given for the purpose of enabling the Mortgagors to make a valid conveyance of said land free and clear of the lien of said mortgage.

IN WITNESS WHEREOF, the duly authorized officer of the Bank has caused this Release to be executed as of this 26th day of December, 1989.

FIRST ALABAMA BANK
SHELBY COUNTY

By: K. D. Kirkland
Its: PRES.

STATE OF ALABAMA)
SHELBY COUNTY)

I, the undersigned, a Notary Public in and for said county in said state, hereby certify that K. D. Kirkland, whose name as President of First Alabama Bank, Shelby County, a national banking association, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of the within instrument, he, as such officer and with full authority, executed the same voluntarily on the day the same bears date for and as the act of said banking association.

GIVEN under my hand and official seal of office, this 27th day of December, 1989.

[NOTARIAL SEAL]

Cheryl L. Hays
Notary Public

My Commission Expires: 4-17-93

EXHIBIT A

Commence at the NW corner of the SE 1/4 of the SW 1/4 of Section 23, Township 21 South, Range 1 East; thence run South along the West line of said 1/4 1/4 for 1002.88 feet; thence 49 deg. 01 min. 30 sec. left run Southeast 838.51 feet; thence 36 deg. 17 min. left run Easterly 117.83 feet to the point of beginning; thence continue along last described course for 12.79 feet to a curve to the left (having a radius of 327.16 feet); thence run along said curve for 47.26 feet; thence 89 deg. 57 min. 38 sec. right from tangent of said curve run Southerly 444.05 feet to the 397 contour of Lay Lake; thence 91 deg. 55 min. right run Westerly along said contour 11.78 feet; thence 99 deg. 30 min. 50 sec. left run Southerly along said contour 68.13 feet; thence continue along said contour the following described line; (thence 109 deg. 41 min. 20 sec. left run 56.61 feet; thence 53 deg. 03 min. 40 sec. right run 93.24 feet; thence 44 deg. 11 min. 20 sec. right run 203.30 feet; thence 27 deg. 32 min. 30 sec. left run 158.77 feet; thence 97 deg. 52 min. 20 sec. right run 121.01 feet; thence 25 deg. 40 min. 30 sec. left run 44.28 feet; thence 25 deg. 03 min. 30 sec. left run 39.30 feet; thence 39 deg. 33 min. left run 69.54 feet; thence 45 deg. 16 min. 45 sec. left run 37.53 feet; thence 18 deg. 55 min. 10 sec. right run 80.27 feet; thence 28 deg. 31 min. 40 sec. right run 53.49 feet; thence 21 deg. 40 min. 30 sec. right run 84.60 feet; thence 44 deg. 26 min. 30 sec. right run 67.80 feet; thence 50 deg. 39 min. right run 81.60 feet; thence 12 deg. 28 min. 40 sec. right run 56.04 feet; thence 16 deg. 44 min. 15 sec. right run 55.17 feet; thence 7 deg. 20 min. 20 sec. right run 60.30 feet; thence 16 deg. 42 min. 30 sec. right run 61.52 feet; thence 16 deg. 44 min. 40 sec. right run 93.66 feet; thence 26 deg. 32 min. 50 sec. left run 92.14 feet; thence 15 deg. 05 min. 35 sec. right run 88.66 feet; thence 18 deg. 54 min. right run 196.84 feet; thence 16 deg. 04 min. 30 sec. right run 100.93 feet; thence 36 deg. 22 min. 50 sec. right run 111.69 feet; thence 14 deg. 37 min. 30 sec. right run 29.64 feet; thence 61 deg. 14 min. 30 sec. left run 70.90 feet; thence 79 deg. 13 min. 30 sec. left run 36.73 feet; thence 86 deg. 49 min. 25 sec. right run 441.21 feet to the point of beginning; being situated in Shelby County, Alabama. Mineral and mining rights excepted.

BOOK 272 PAGE 236

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

89 DEC 29 AM 9:39

Thomas A. Shivers, Jr.
JUDGE OF PROBATE

1. Deed Tax	7.50
2. Recording Fee	4.00
3. Notary Fee	1.00
Total	\$12.50