

564
PARTIAL RELEASE OF LIEN

STATE OF ALABAMA

COUNTY OF SHELBY

Loan No. CDC 3332363002 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 December 27, 1988, in the original principal amount of Eighty-seven Thousand and No/100 Dollars (\$87,000.00), executed and delivered to Alabama Community Development Corporation by Charles T. Weldon and Barbara Weldon, each Individually and d/b/a LaCoosa Marina, which said Note is secured by, among other things, the following security instrument:

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Mortgage dated December 27, 1988, executed by Charles T. Weldon and Barbara Weldon, in favor of Alabama Community Development Corporation, and filed for record on January 4, 1989, in Mortgage Book 220 at Page 712 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:

Commence at the NW corner of the SE 1/4 of the NE 1/4, Section 13, Township 24 North, Range 15 East, Shelby County, Alabama, and run thence South along the West line of said 1/4-1/4 Section a distance of 1,310.19 feet to a point; thence run South 38 degrees 15 minutes 48 seconds East 408.34 feet to a point; thence run South 75 degrees 51 minutes 12 seconds East 32.09 feet to a point on the West margin of Lakeshore Drive; thence run Southerly along said margin of said drive 259.93 feet to the point of beginning of the property being described; thence run South 18 degrees 32 minutes 45 seconds East along said West margin of said Lakeshore Drive a distance of 153.15 feet to a point; thence run South 57 degrees 45 minutes 59 seconds West a distance of 171.02 feet to a point; thence run North 64 degrees 11 minutes 46 seconds West a distance of 39.42 feet to a point on the elevation property line of Lay Lake, thence run North 15 degrees 55 minutes 29 seconds West along said Lay Lake line a distance of 118.29 feet to a

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point; thence continue along Lay Lake property line North 49 degrees 33 minutes 29 seconds East a distance of 138.35 feet to a point; thence South 60 degrees 04 minutes 06 seconds East a distance of 37.65 feet to a point; thence run North 36 degrees 56 minutes 21 seconds East a distance of 43.22 feet to the point of beginning. According to survey of Joseph E. Conn, Jr., RLS 9049, dated February 8, 1991.

Situated in Shelby County, Alabama.

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, Acting Chief, Portfolio Management Division, 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 12th day of March, 1991.

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, Acting Chief
Portfolio Management Division
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 Acting Chief, Portfolio Management Division, 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 Acting Chief, Portfolio Management Division, 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 12th day of March, 1991.

French Jones
Notary Public

My Commission Expires:

03/7/93

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

91 MAR 14 PM 12:49

Judge of Probate

1. Dead Tax	3
2. Mtg. Tax	1
3. Recording Fee	7.50
4. Indexing Fee	3.00
5. No. 1. Fee	1.00
6. Certified Fee	1.00
Total	17.50