

9401/8510

STATE OF ALABAMA )  
 )  
COUNTIES OF JEFFERSON )  
AND SHELBY )

### MORTGAGE RELEASE

**WHEREAS**, RIVER FOREST GARDEN HOMES, INC., heretofore executed that certain First Mortgage and Security Agreement (the "Mortgage") in favor of Jefferson Federal Savings and Loan Association of Birmingham dated January 20, 1989, and recorded in Real Volume 3540, Page 892 in the Office of the Judge of Probate of Jefferson County, Alabama, and in Book 223, Page 464 in the Office of the Judge of Probate of Shelby County, Alabama;

**WHEREAS**, by Order No. 91-138 dated March 7, 1991, the Office of Thrift Supervision ("OTS") appointed Resolution Trust Corporation (the "RTC") as Receiver for Jefferson Federal Savings and Loan Association of Birmingham and approved the issuance of a charter for Jefferson Federal Savings and Loan Association, F.A.;

**WHEREAS**, as of March 8, 1991, RTC as Receiver for Jefferson Federal Savings and Loan Association of Birmingham entered into a Purchase and Assumption Agreement with Jefferson Federal Savings and Loan Association, F.A., whereby assets of Jefferson Federal Savings and Loan Association of Birmingham were transferred to Jefferson Federal Saving and Loan Association, F.A.;

**WHEREAS**, as of March 8, 1991, OTS appointed RTC as Conservator for Jefferson Federal Savings and Loan Association, F.A.;

**WHEREAS**, by Order No. ATL-92-22 dated March 13, 1992, OTS replaced RTC as Conservator for Jefferson Federal Savings and Loan Association, F.A. with RTC as Receiver for Jefferson Federal Savings and Loan Association, F.A.;

**WHEREAS**, RTC as Receiver for Jefferson Federal Savings and Loan Association, F.A., is the holder of the Mortgage;

\*\*This property is being re-recorded in Shelby County, Alabama, due to the fact that a small portion of the subject property lies in Shelby County, Alabama.

01/31/1994-03164  
10:13 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 MCD 11.00

Inst # 1994-03164



NOW, THEREFORE, the undersigned does release and discharge the property described in the Mortgage from the lien of the same and does hereby release the Mortgage this the 20<sup>th</sup> day of January, 1994.

Resolution Trust Corporation  
as Receiver for Jefferson Federal  
Savings and Loan Association, F.A.

BY: Noel F. Hardin  
Its: Attorney-in-Fact  
Inst. 1994-03164

STATE OF Georgia )  
COUNTY OF Fulton )

I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that Noel F. Hardin whose name as Attorney-in-Fact of the Resolution Trust Corporation as Receiver for Jefferson Federal Savings and Loan Association, F.A., 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 said instrument, he, as such Attorney-in-Fact and with full authority, executed the same voluntarily for and as the act of said corporation in its capacity as said Receiver.

GIVEN under my hand and seal, this 20<sup>th</sup> day of January, 1994.

[ NOTARIAL SEAL ]

David A. Azor  
Notary Public

My Commission Expires: \_\_\_\_\_

Notary Public, Newton County, Georgia.  
My Commission Expires April 27, 1996.

STATE OF ALA. JEFFERSON CO.  
I CERTIFY THIS INSTRUMENT  
WAS FILED ON

1994 JAN 24 PM 2:09

RECORDED & S. ☒ HIG. TAX & ☒  
DEED TAX HAS BEEN PD. ON THIS INSTRUMENT

George R. Azor  
JUDGE OF PROBATE

A300-