

LOAN NO: 5045084
NAME: POPE

RELEASE OF LIEN

STATE OF ALABAMA)
COUNTY OF SHELBY)

KNOW ALL MEN BY THESE PRESENTS THAT:

FOR VALUE RECEIVED, the undersigned, BANKERS TRUST COMPANY, AS TRUSTEE, does hereby release the hereinafter described real estate from the lien of that certain Mortgage executed by ROBERT E. POPE, AN UNMARRIED MAN, on April 21, 1995, now appearing of record as Instrument No. 1995-11968, Probate Records of Shelby County, Alabama; and for said consideration, the said, BANKERS TRUST COMPANY, AS TRUSTEE, who is the owner of said Mortgage and of all the unpaid Notes secured thereby, does hereby release, remise, discharge and forever quitclaim all its rights title and interest acquired under said Mortgage in and to the property lying and being in the County of Shelby, State of Alabama, described as follows to-wit:

SEE EXHIBIT "A" ATTACHED

IN WITNESS WHEREOF, the said BANKERS TRUST COMPANY, AS TRUSTEE, has caused these presents to be executed by Kevin R. Fischer, its Assistant Vice President, and attested by Bryan V. Fuller, its Assistant Secretary, being thereunto duly authorized on this 16 day of MAY 28 97.

ATTEST:

BANKERS TRUST COMPANY, AS TRUSTEE

By: [Signature]
Bryan V. Fuller
Assistant Secretary

By: [Signature]
Kevin R. Fischer
Assistant Vice President

STATE OF CALIFORNIA)
COUNTY OF ORANGE)

I, the undersigned Notary Public in and for the said County and State hereby certify that Kevin R. Fischer and Bryan V. Fuller whose names as Assistant Vice President and Assistant Secretary of Bankers Trust Company, As Trustee, are signed to the foregoing instrument and who are known to me, acknowledged before me on this day, that, being informed of the contents of said instrument, they as such officers and with full authority executed the same voluntarily for and as the act of said corporation.

Given under my hand and seal this 16 day of MAY 28 97.

[Signature]
Notary Public
THOMAS J. BALDWIN
Commission # 1039458
Notary Public - California
Orange County
My Comm. Expires Oct 5, 1998

Inst # 1997-21638

ALRL.DLJ.DAILY
7/96 cp
May 12, 1997

07/10/1997-21638
10:35 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
004 REL 16.00

TR/1390
#16.00

Inst # 1997-21638

EXHIBIT "A"

Commence at the SW corner of Section 35, Township 20 South, Range 1 West; thence run North along the West line of Section 35, 1898.88 feet to the NE right of way line of County Highway 47 and the point of beginning; thence continue north along said section line a distance of 210.00 feet; thence 89 deg. 29 min. right 439.30 feet to the west bank of a creek; thence follow the meanderings of the west bank of said creek as described by the following random line; thence 75 deg. 57 min. 07 sec. right 118.48 feet to a point, said point being 12 feet west of the west bank of said creek; thence 27 deg. 46 min. 36 sec. right to a line and along said line 67 feet to a point on the west bank; thence continue along the last stated line 14.72 feet to a point in the center of said creek; thence 24 deg. 53 min. left 183.56 feet to a point in the center of the creek; said point being 10 feet from the west bank; thence 09 deg. right 97.75 feet to a point in the center of said creek, said point being 6 feet from said west bank; thence 26 deg. 04 min. 35 sec. left 129.54 feet to a point in the centerline of said creek, said point 10 feet from the west bank; thence 25 deg. 32 min. 43 sec. right 214.92 feet to a point on the west bank of said creek and the NE right of way of County Highway 47; thence 139 deg. 51 min. 41 sec. right 538.20 feet along said right of way in a northwesterly direction to a point; thence 01 deg. 47 min. left and continuing along said right of way 189.40 feet; thence 00 deg. 46 min. left 87.41 feet along said right of way to the point of beginning; being situated in Shelby County, Alabama.

Less and except the following:

Part of the SW 1/4 of Section 35, Township 20 South, Range 1 West, Shelby County, Alabama, being more particularly described as follows: Commence at the SW corner of Section 35, Township 20 South, Range 1 West, thence run North along the West line of Section 35, 1898.88 feet to the Northeast right of way line of Shelby County Highway No. 47; thence turn an angle to the right of 135 deg. 02 min. 01 sec. and run in a southeasterly direction along the northeast right of way line of said Shelby County Highway No. 47 for a distance of 403.89 feet to an existing iron rebar being the point of beginning; thence turn an angle to the left of 84 deg. 55 min. 10 sec. and run in a northeasterly direction for a distance of 240.29 feet to an existing iron pin being on the westerly bank of an existing creek; thence turn an angle to the right of 127 deg. 16 min. 16 sec. and run in a southerly direction for a distance of 121.91 feet to an existing iron pin being on the westerly bank of said creek; thence turn an angle to the left of 19 deg. 29 min. 20 sec. and run in a southeasterly direction for a distance of 180.34 feet to an existing iron pin being on the westerly bank of an existing creek; thence turn an angle to the right of 37 deg. 31 min. 24 sec. and run in a southerly direction for a distance of 51.55 feet to an existing iron pin being on the westerly bank of an

existing creek; thence turn an angle to the left of 41 deg. 49 min. 06 sec. and run in a southeasterly direction for a distance of 95.37 feet to an existing iron pin being on the westerly bank of an existing creek; thence turn an angle to the right of 41 deg. 50 min. 01 sec. and run in a southerly direction for a distance of 30.04 feet to an existing iron pin being on the northeast right of way line of Shelby County Highway No. 47; thence turn an angle to the right (126 deg. 00 min. 31 sec. to chord of following described curve; said curve being concave in a southwesterly direction and having a deflection angle of 6 deg. 24 min. 37 sec. and a radius of 568.17 feet) and run in a northwesterly direction along the northeast right of way line of said Shelby County Highway No. 47 for an arc length distance of 127.13 feet to an existing iron pin being at a point of ending of said curve and being on the northeast right of way line of said Shelby County Highway No. 47; thence run in a northwesterly direction along said northeast right of way line and along a line tangent to the end of said curve for a distance of 282.18 feet; being situated in Shelby County, Alabama.

Less and except the following:

~~Part of the SW 1/4 of Section 35, Township 20 South, Range 1 West,~~
Shelby County, Alabama, being more particularly described as follows:

Commence at the SW corner of Section 35, Township 20 South, Range 1 West, thence run north along the West line of Section 35, 1898.88 feet to the Northeast right of way line of Shelby County Highway No. 47; thence turn an angle to the right of 135 deg. 02 min. 01 sec. and run in a southeasterly direction along the northeast right of way line of said Shelby County Highway No. 47 for a distance of 227.89 feet to an existing iron rebar being the point of beginning; thence turn an angle to the left of 83 deg. 31 min. and run in a northeasterly direction for a distance of 405.21 feet to an existing iron pin; thence turn an angle to the right of 178 deg. 33 min. and run in a southerly direction along the west bank of an existing creek for a distance of 31.98 feet to an existing iron pin; thence turn an angle to the right of 46 deg. 52 min. 05 sec. and run in a southwesterly direction for a distance of 78.90 feet to an existing iron pin; thence turn an angle to the left of 73 deg. 15 min. 06 sec. and run in a southeasterly direction along the west bank of said creek for a distance of 82.83 feet to an existing iron pin thence turn an angle to the right of 14 deg. 59 min. 06 sec. and run in a southerly direction for a distance of 63.66 feet to an existing iron pin; thence turn an angle to the right of 8 deg. 42 min. 59 sec. and run in a southerly direction for a distance of 0.08 feet; thence turn an angle to the right of 52 deg. 43 min. 44 sec. and run in a southwesterly direction for a distance of 240.29 feet to an existing iron pin being on the northeast right of way line of said Shelby County Highway No. 47; thence turn an angle to the right of 84 deg. 55 min. 10 sec. and run in a northwesterly direction

along the northeasterly right of way line of said Shelby County Highway No. 47 for a distance of 176.0 feet; being situated in Shelby County, Alabama.

Inst # 1997-21638

07/10/1997-21638
10:35 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
16.00