

IN THE CIRCUIT COURT OF
SHELBY COUNTY, ALABAMA

KIRK D. MCCONNELL and
LINZI A. MCCONNELL,

Plaintiffs,

vs.

STEVE COBB, and STEVE COBB
CONSTRUCTION CO., INC.,

Defendants.

Civil Action No. CV-87-995

MUTUAL RELEASE

For and in consideration of the closing (the "Closing") of the purchase by Plaintiffs from Defendants of that certain residence located at 8148 Castlehill Road, and the agreements executed in connection therewith, the receipt and sufficiency of which are hereby acknowledged, the undersigned parties on behalf of themselves and their assigns, officers, directors, shareholders, successors in interest, insurance carriers, agents, servants, employees, attorneys, and all persons, firms, partnerships, and corporations claiming an interest in this matter through either of the undersigned, do hereby forever remise, release, acquit, and discharge the other undersigned parties, and their assigns, officers, directors, shareholders, successors in interest, insurance carriers, agents, servants, employees, attorneys and all persons, firms, partnerships, and corporations liable, or who might be claimed to be liable, none of whom admit any liability to the undersigned, but all of whom expressly deny any liability, from any and all actions, causes of action, claims, demands, damages, costs, security deposits, expenses and compensation, or suits of any kind or nature whatsoever, and any and all known or unknown injuries, rights or causes of action or damages which the undersigned, or their business may now have, may have had, or hereafter may have or acquire in connection with the matters referred to herein.

Inst # 1998-03890

02/05/1998-03890
10:27 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 NCB 13.50

Inst # 1998-03890

This release specifically embraces and includes all actions, causes of action, claims, demands, damages, costs, loss of service, expenses, compensation, suits, injuries or rights resulting from or on account of the matters made the basis of the above-styled action, and the parties specifically recognize that any and all interest or claim of action in the same belonging to the undersigned is forever discharged and extinguished.



This release is executed in settlement of a doubtful and disputed claim, and it is not to be construed as an admission of liability on the part of any party or any of such party's assigns, officers, directors, shareholders, agents, servants, employees, or attorneys, by all of whom liability is expressly denied. No promise, inducement, or agreement not herein expressed has been made to the undersigned, and this release contains and represents the entire agreement between the parties hereto. The terms of this release are contractual and are not a mere recital. This release shall be construed and governed according to the laws of the State of Alabama. This release does not include nor affect the documents executed by the parties in connection with the Closing.

IN WITNESS WHEREOF, the undersigned have set our hands and seals on this the 29th day of January, 1998.

Signed, sealed and delivered
in the presence of:


Notary Public

DEFENDANTS:

 (1) 
Steve Cobb

My Commission expires: _____

(2) STEVE COBB CONSTRUCTION
CO., INC.

Carl J. Orr
Notary Public

By: Steve Cobb
Its: President

My Commission expires: NOTARY PUBLIC STATE OF ALABAMA AT LARGE.
MY COMMISSION EXPIRES: Aug. 27, 2000.
ISSUED THRU NOTARY PUBLIC UNDERWRITERS.

PLAINTIFFS:

Signed, sealed and delivered
in the presence of:

Carl J. Orr
Notary Public

Kirk D. McConnell [SEAL]
Kirk D. McConnell

My Commission expires: NOTARY PUBLIC STATE OF ALABAMA AT LARGE.
MY COMMISSION EXPIRES: Aug. 27, 2000.
ISSUED THRU NOTARY PUBLIC UNDERWRITERS.

Signed, sealed and delivered
in the presence of:

Carl J. Orr
Notary Public

Linda A. McConnell [SEAL]
Linda A. McConnell

My Commission expires: NOTARY PUBLIC STATE OF ALABAMA AT LARGE.
MY COMMISSION EXPIRES: Aug. 27, 2000.
ISSUED THRU NOTARY PUBLIC UNDERWRITERS.

NOTARY PUBLIC STATE OF ALABAMA AT LARGE.
MY COMMISSION EXPIRES: Aug. 27, 2000.
ISSUED THRU NOTARY PUBLIC UNDERWRITERS.

3

Inst # 1998-03890

02/05/1998-03890
10:27 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 MCD 13.50