Recording Requested By: MARINE MIDLAND MORTGAGE CORP.

When Recorded Return To:

PURETT, BROWN, ET AL ATTORNEYS AT LAW 2340 WOODCREST PL #150 BIRMINGHAM, AL 35201-2505

DISCHARGE OF MORTGAGE

Shelby, Alabama MARINE MIDLAND MORTGAGE CORP. #:9169797 "RESTER" Lender ID:795/004/550798021 KNOW ALL MEN BY THESE PRESENTS. That MARINE MIDLAND MORTGAGE CORPORATION, hereinafter referred to as the Mortgagee, DOES HEREBY CERTIFY, that a certain Mortgage dated 02/14/1992, made and executed by JOE D. RESTER AND WIFE MARIANNE RESTER, to secure payment of the principal sum of \$145,000.00 plus interest, originally to FIRST COMMERCIAL MORTGAGE CORPORATION, in the County of SHELBY and the State of ALABAMA, Recorded 03/16/1992 as Instrument No. Book/Reel/Liber 394, Page/Folio 784, is now Paid and Satisfied, and is therefore discharged.

Property Address: 3001 Lenox Circ, Birmingham, AL, 35243

In all references in this instrument to any party, the use of a particular gender or number is intended to include the appropriate gender or number as the case may be.

IN WITNESS WHEREOF, the said Mortgagee has set his hand and has caused these presents to be signed by its duly authorized officer(s).

MARINE MIDLAND MORTGAGE CORPORATION

14. A998

ROBERT R. HOLLINSWORTH, VICE

PRESIDENT

STATE OF New York COUNTY OF Erie

ON April 14, 1998, before me, EILEEN K. ERHARDT, a Notary Public in and for the County of Erie County, State of New York, personally appeared ROBERT R. HOLLINSWORTH, VICE PRESIDENT, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity, and that by """,, his/her/their signature on the instrument the person(s), or the mitit behalf of which the person(s) acted, executed the instrument

EILEEN K. ERHARDT

Notary Expires: 03/30/2000 #01ER4715789

EILEEN K. ERHARDT Notary Public, State of New York Qualified in Eric County

My Commission Expires March 30, 20 07

(This area for notarial seal)

Document Prepared By: MARINE MIDLAND MORTGAGE CORP., 2929 WALDEN AVENUE, DEPEW, NY 14043 JLS-19960414-0045 ALSHELB SHELBY AL BAT 917/9169797 KXALDOM1

Inst # 1998-16375

05/06/1998-16375 09:11 AM CERTIFIED SHELBY COUNTY JUDGE OF PROBATE DOT NCA