

THIS INSTRUMENT WAS PREPARED BY: MIKE T. ATCHISON, ATTORNEY AT LAW
P.O. BOX 822
COLUMBIANA, ALABAMA 35051

STATE OF ALABAMA
SHELBY COUNTY

REINSTATEMENT OF MORTGAGE

Before me, the undersigned authority, a Notary Public, in and for said County, in said State, personally appeared Carlene R. Hadaway, who after being by me first duly sworn, deposes and says on oath as follows:

My name is Carlene R. Hadaway, and I am Senior Vice President of Central State Bank in Calera, Alabama, and am familiar with the following facts:

There are recorded in Instrument #1993-30551, Instrument #1994-06311; ~~and Instrument #1995-06258~~, in Probate Office of Shelby County, Alabama, mortgages from Ray E. Benson and wife, Lola M. Benson, to Central State Bank on the following described property, to-wit:

All that part of the NE 1/4 of the NE 1/4 of Fractional Section 23, Township 22 South, Range 1 East lying North of Shelby County Road No. 42, an 80-foot right of way. Less and except property described in Real Record 115, Page 452 recorded in Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama.

Also all that part of the NW 1/4 of the NW 1/4 of Fractional Section 24, Township 22 South, Range 1 East, Shelby County, Alabama, which lies North of Shelby County Road No. 42, an 80-foot right of way.

All being situated in Shelby County, Alabama.

On November 29, 2000, Central State Bank released said mortgages as shown by full releases recorded in Instrument #2000-41390 and Instrument #2000-41391. Said mortgages were released in error. These mortgage are still outstanding and should not have been released. The release was intended to be a partial release of the following described property, to-wit:

Commence at the Northwest corner of Section 24, Township 22 South, Range 1 East; thence South 88 degrees 20 minutes 01 seconds East and run East along the North line of said Section 162.58 feet to the point of beginning; thence South 46 degrees 02 minutes 32 seconds West and run 99.97 feet; thence South 88 degrees 20 minutes 01 seconds East and run 380.00 feet to the Northwesterly right of way line of Shelby County Road No. 42; thence North 45 degrees 02 minutes 08 seconds East and run along said right of way line 52.01 feet to the beginning of a curve to the right, having a central angle of 4 degrees 11 minutes 45 seconds and a radius of 655.29 feet; thence along the chord of said curve North 47 degrees 08 minutes 00 seconds East and run 47.95 feet to the North line of said Section; thence North 88 degrees 20 minutes 01 seconds West and run 380.00 feet to the point of beginning.
According to survey of J.S. Pilkington, RLS #1304, dated September 7, 1993.

This affidavit is given to clarify the record with regard to the mortgages recorded as Instrument #1993-30551, Instrument #1994-06311; and Instrument #1995-06258,, and to reinstate said mortgages, which remain outstanding and unpaid.

Further the affiant saith not.

CENTRAL STATE BANK

Carlene R. Hadaway
by: Carlene R. Hadaway,
Its Senior Vice-President

Sworn to and subscribed to before me
this 29th day of December, 2000.

Kate J. Miller
Notary Public

MY COMMISSION EXPIRES JULY 26, 2003

Inst # 2000-45568

12/29/2000-45568
03:15 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 MMB 11.00