

**PARTIAL
RELEASE OF MORTGAGE**

20020723000343560 Pg 1/2 14.00
Shelby Cnty Judge of Probate, AL
07/23/2002 15:05:00 FILED/CERTIFIED

STATE OF ALABAMA
COUNTY OF SHELBY

KNOW ALL MEN BY THESE PRESENTS, that THE PEOPLES BANK AND TRUST COMPANY, A Corporation, mortgagee under that certain mortgage executed by , NATHAN D. FOCHTMANN AND WIFE, JACKIE V. FOCHTMANN, in favor of THE PEOPLES BANK AND TRUST COMPANY, A Corporation, and recorded in Book 1997, Page 7377 and Re-recorded in Book 1997, Page 16273 and recorded again in Book 1997, Page 21643, in the Office of the Probate Judge of SHELBY County, Alabama, does hereby discharge and release the following lot of said mortgage from the lien and operation thereof or any claim of any nature or description thereunder.

See Attached Exhibit "A"

This partial release shall have no effect to the remaining property described or referred to in the aforesaid mortgage, and, as to such remaining property, the aforesaid mortgage shall remain in full force and effect.

Witness our hand and seal this the 15 day of July, 2002.

THE PEOPLES BANK AND TRUST COMPANY, A Corporation
Formally known as Merchants & Planters Bank
By: [Signature]
Its: REGIONAL PRESIDENT

STATE OF ALABAMA
COUNTY OF SHELBY

I, the undersigned authority, in and for said County, in said State, hereby certify that Michael A. Truelove, whose name as REGIONAL PRESIDENT, of THE PEOPLES BANK AND TRUST COMPANY, A Corporation, is signed to the foregoing conveyance, and who is known to me, acknowledge before me on this day that being informed of the contents of this conveyance, he, as such officer, and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal, this the 15 day of July, 2002.
[Signature]
NOTARY PUBLIC

SEAL

This instrument was prepared by THE PEOPLES BANK AND TRUST COMPANY, A Corporation, P. O. Box 240, Montevallo, Alabama 35115.

regrelea.95

Have Abstract

Exhibit A
LEGAL DESCRIPTION

20020723000343560 Pg 2/2 14.00
Shelby Cnty Judge of Probate, AL
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STATE OF ALABAMA
SHELBY COUNTY

I, Roger Moore, a Registered Land Surveyor in said County and State, hereby certify the following to be a true and accurate description of the above map or plat to-wit:

A parcel of land containing 6.82 acres, located in the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 5 and the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$, Section 8, Township 22 South, Range 3 West, Shelby County, Alabama, described as follows: Commence at the Northeast corner of said NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 8 and run South 0 degrees 0 minutes 04 seconds East along the East boundary 179.89 feet; thence run South 20 degrees 23 minutes 28 seconds West 143.49 feet to the intersection of the West right of way of Shelby County Highway No. 17; thence run South 13 degrees 56 minutes 06 seconds West along said right of way 102.69 feet; thence run North 65 degrees 57 minutes 29 seconds West 311.68 feet to the point of beginning; thence run South 84 degrees 49 minutes 42 seconds West 292.42 feet; thence run North 15 degrees 34 minutes East 78.14 feet; thence run North 85 degrees 53 minutes 43 seconds West 547.65 feet; thence run North 0 degrees 18 minutes 27 seconds East 49.18 feet; thence run North 04 degrees 37 minutes 13 seconds West 92.28 feet; thence run North 02 degrees 12 minutes 37 seconds East 112.76 feet; thence run North 36 degrees 11 minutes 48 seconds East 16.40 feet; thence run North 36 degrees 11 minutes 27 seconds East 81.72 feet; thence run South 86 degrees 58 minutes 36 seconds East 74.87 feet; thence run North 87 degrees 51 minutes 40 seconds East 634.98 feet; thence run South 0 degrees 0 minutes 00 seconds West 252.36 feet; thence run South 15 degrees 26 minutes 39 seconds East 195.59 feet to the point of beginning.

ALSO THE FOLLOWING DESCRIBED RIGHT OF WAY: A right of way 30 feet in width lying North of and adjacent to the following described line: Commence at the point of beginning of the above described tract and run South 65 degrees 57 minutes 29 seconds East 311.68 feet to the intersection of the West right of way of Shelby County Highway No. 17, said point being the termination of said right of way.

I hereby certify that all parts of this survey and drawing have been completed in accordance with the requirements of the Minimum Technical Standards for the Practice of Land Surveying in the State of Alabama.

In accordance with my survey this the 29th day of March, 2002.


Roger Moore, Professional Land Surveyor, Reg. No. 13185

