

STATE OF ALABAMA     )  
COUNTY OF SHELBY    )

**PARTIAL RELEASE**

**THIS PARTIAL RELEASE** is made and entered into this the 25TH day of January, 2005, by and between **THE PEOPLES BANK AND TRUST COMPANY**, as Mortgagee, and **JAMES N. CARROLL** and **BETTY L. CARROLL**, married persons, as Mortgagors.

**WITNESSETH:**

**WHEREAS**, the Mortgagors did make and execute to the Mortgagee a mortgage dated July 25, 2002, and recorded in the Probate Office of Shelby County, Alabama, as instrument number 20030116000032530 (the "Mortgage"), which Mortgage conveyed the property hereinafter described, together with other properties to secure indebtednesses therein recited; and

**WHEREAS**, the Mortgagors requested the Mortgagee to release the hereinafter described real estate from the operation of said Mortgage, which the Mortgagee agreed to do; and

**WHEREAS**, a Partial Release was filed on January 18, 2005, in the Probate Office of Shelby County, Alabama, as instrument number 20050118000027830, releasing the real estate described herein; and

**WHEREAS**, the aforesaid Partial Release contained a typographical error or otherwise contained incomplete or erroneous recording references, and this instrument is given to correct that error;

**NOW, THEREFORE**, in consideration of the premises and of the sum of ONE AND NO/100 DOLLAR (\$1.00), cash, in hand paid by the Mortgagors to the Mortgagee, the receipt of which is hereby acknowledged, the said Mortgagee does hereby release and discharge from the operation of the aforesaid Mortgage and does grant and convey unto the Mortgagors the following described real estate situated in Shelby County, Alabama, to-wit:

Commence at the Southwest Corner of the East one half of the Northeast Quarter of the Northeast Quarter of Section 4, Township 20 South, Range 1 West, Shelby County, Alabama; thence run east along the south boundary line for 337.03 feet to the point of beginning; thence continue east along last

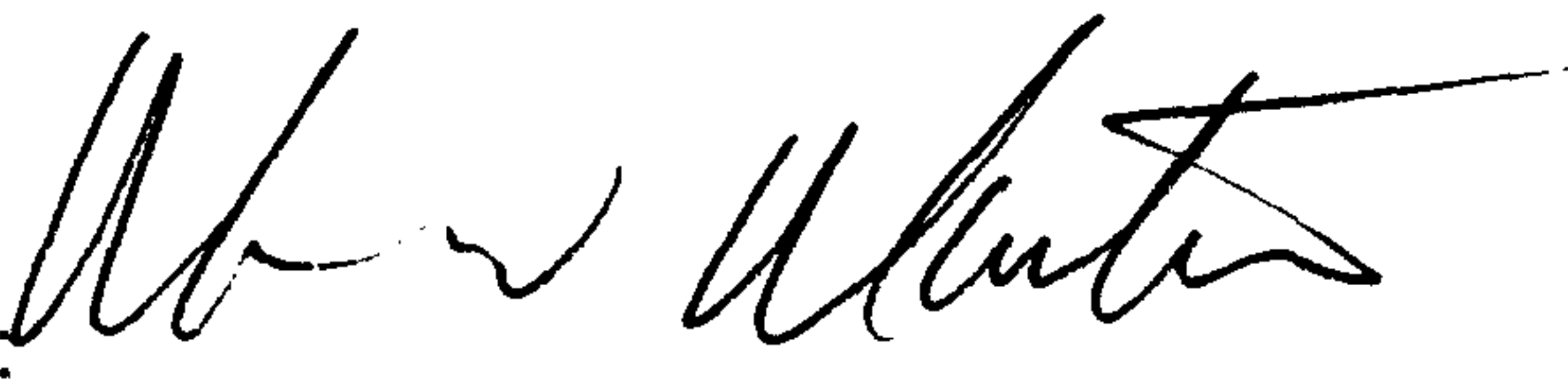
*Hall*

said course for a distance of 297.82 feet to the west right of way line of Shelby County Road No. 39, thence turn an angle of 78 degrees 12 minutes 47 seconds to the left and run Northerly along said road right of way line for a distance of 147.90 feet; thence turn an angle of 06 degrees 21 minutes 28 seconds left and run northerly along said road right of way line for a distance of 100.37 feet to the centerline of a asphalt driveway; thence turn an angle of 60 degrees 25 minutes 43 seconds left and run along said centerline of asphalt driveway for a distance of 69.25 feet; thence turn an angle of 12 degrees 13 minutes 49 seconds left and run along said centerline of asphalt driveway for a distance of 22.43 feet; thence turn an angle of 16 degrees 40 minutes 30 seconds left and run along said centerline of asphalt driveway for a distance of 16.01 feet; thence turn an angle of 31 degrees 11 minutes 47 seconds left and run along said centerline of asphalt driveway for a distance of 41.83 feet; thence turn an angle of 15 degrees 10 minutes 25 seconds left and run along said centerline of asphalt driveway for a distance of 27.55 feet; thence turn an angle of 11 degrees 22 minutes 27 seconds left and run along said centerline of asphalt driveway for a distance of 63.57 feet; thence turn an angle of 15 degrees 38 minutes 46 seconds right and run along said centerline of asphalt driveway for a distance of 41.43 feet; thence turn an angle of 14 degrees 21 minutes 15 seconds right and run along said centerline of asphalt driveway for a distance of 61.45 feet; thence turn an angle of 18 degrees 32 minutes 47 seconds right and run along said centerline of asphalt driveway for a distance of 57.90 feet; thence turn an angle of 14 degrees 01 minutes 43 seconds right and run along said centerline of asphalt driveway for a distance of 32.81 feet; thence turn an angle of 112 degrees 48 minutes 13 seconds left and run a distance of 169.09 feet to the point of beginning. Containing 1.73 acres more or less.

Provided, however, that nothing herein contained shall affect the validity of the aforesaid Mortgage and the rights and title to the property conveyed therein except as to the real estate hereinabove particularly described which is released hereby.

**IN WITNESS WHEREOF**, the Mortgagee has hereunto caused this instrument to be signed and sealed on this the day, month and year first hereinabove written.

THE PEOPLES BANK AND TRUST COMPANY

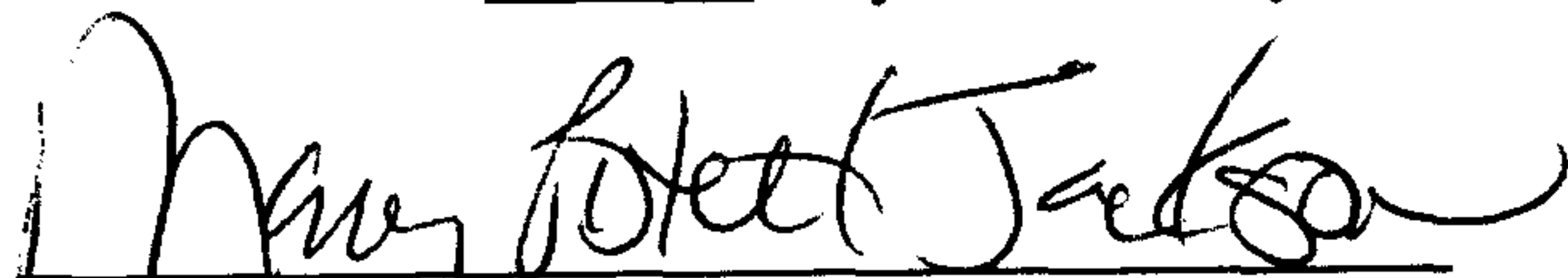
BY: 

Its: SPECIAL ASSETS MANAGER

STATE OF ALABAMA     )  
COUNTY OF DALLAS    )

I, the undersigned authority, a Notary Public in and for said State and County, do hereby certify that MAC W. MARTIN, whose name as SPECIAL ASSETS MANAGER of **THE PEOPLES BANK AND TRUST COMPANY**, an Alabama banking corporation, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day, that being informed of the contents of said instrument, 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 SEAL this the 25<sup>th</sup> day of January, 2005.



Notary Public  
State of Alabama at Large

(SEAL)

My Commission Expires: 1/16/06

This Instrument Was Prepared By:  
Harry W. Gamble, Jr.  
GAMBLE, GAMBLE, CALAME & CHITTOM, LLC  
Attorneys at Law  
Post Office Box 345  
Selma, Alabama 36702-0345

[The preparation of this document does not constitute an examination of title as to the property described herein. The above attorneys have made no such title examination unless reflected by separate documents signed by such attorneys.]

20050201000049960 Pg 3/3 18.00  
Shelby Cnty Judge of Probate, AL  
02/01/2005 14:37:00 FILED/CERTIFIED