



20050706000338210 1/13 \$53.00  
Shelby Cnty Judge of Probate, AL  
07/06/2005 03:21:38PM FILED/CERT

THE STATE OF ALABAMA  
SHELBY COUNTY

PARTIAL RELEASE OF MORTGAGE

THIS PARTIAL RELEASE OF MORTGAGE made and entered into  
on this the 20<sup>th</sup> day of June, 2005, by Agnes L. Harris, George C. Harris,  
Margaret L. Kerlin, Reginald Kerlin, Stanley Linwood Lacey, Suzanne  
Lacey, Amy Templin Green Fiorella, and Leslie Ann Gorman  
("Mortgagees"),

WITNESSETH

WHEREAS, Lacey's Grove, LLC, an Alabama limited liability  
company, did heretofore on October 1, 2004, execute and deliver to  
mortgagees that certain mortgage dated October 1, 2004, to mortgagees.  
Said mortgage is recorded in the Office of the Judge of Probate of Shelby  
County, Alabama, in Instrument No. 20041012000563170; and,

WHEREAS, said mortgage in paragraph 21 thereof contains the  
following provision entitled "Partial Release," which provides:

21. Partial Release. In the event Borrower pays to Lender the sum of \$300,000.00 on or before 1st day of July, 2005, if Borrower is not then in default under the terms of the Note or this Security Instrument, then in that event, Lender shall execute and deliver to Borrower an instrument releasing Parcel II from this Security Instrument. Borrower shall pay any recordation costs.

WHEREAS, the mortgagor is not in default under the terms of the mortgage or the note which same secures; and,

WHEREAS, the mortgagor is entitled to have the real property described in Exhibit "A," which is attached hereto and expressly incorporated herein by reference, released from the lien of said mortgage.

NOW, THEREFORE, in consideration of the premises and other good and valuable consideration and the partial payment in the amount of \$300,000.00 on said mortgage indebtedness, the undersigned mortgagees do hereby release the real property described in Exhibit "A," which is attached hereto and expressly incorporated herein by reference, from the lien of said mortgage.

Said mortgage and the note which same secures remains in full force and effect in all matters, things, and respects, except as herein provided.

This Partial Release of Mortgage may be signed in several counterparts, each of which shall be deemed an original. The signatures to this Partial Release of Mortgage may be executed and notarized on separate pages and when attached to this Partial Release of Mortgage, shall constitute one complete document.



20050706000338210 2/13 \$53.00  
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IN WITNESS WHEREOF, the parties hereto have hereunto set their  
hands and seals on this the 20<sup>th</sup> day of June, 2005.

Mary Douglas Hawkins  
WITNESS

Agnes L. Harris (SEAL)  
AGNES L. HARRIS

Mary Douglas Hawkins  
WITNESS

George C. Harris (SEAL)  
GEORGE C. HARRIS

Karff Muller  
WITNESS

Margaret L. Kerlin (SEAL)  
MARGARET L. KERLIN

Steve Sarnell  
WITNESS

Reginald Kerlin (SEAL)  
REGINALD KERLIN

Mary Douglas Hawkins  
WITNESS

Stanley L. Lacey (SEAL)  
STANLEY LINWOOD LACEY

\_\_\_\_\_  
WITNESS


\_\_\_\_\_  
SUZANNE LACEY (SEAL)

\_\_\_\_\_  
WITNESS

\_\_\_\_\_  
AMY TEMPLIN GREEN (SEAL)  
FIORELLA

\_\_\_\_\_  
WITNESS

\_\_\_\_\_  
LESLIE ANN GORMAN (SEAL)

  
20050706000338210 3/13 \$53.00  
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IN WITNESS WHEREOF, the parties hereto have hereunto set their  
hands and seals on this the 20<sup>th</sup> day of June, 2005.

Mary Douglas Hawkins  
WITNESS

Agnes L. Harris (SEAL)  
AGNES L. HARRIS

Mary Douglas Hawkins  
WITNESS

George C. Harris (SEAL)  
GEORGE C. HARRIS

\_\_\_\_\_  
WITNESS

\_\_\_\_\_  
MARGARET L. KERLIN (SEAL)

\_\_\_\_\_  
WITNESS

\_\_\_\_\_  
REGINALD KERLIN (SEAL)

Mary Douglas Hawkins  
WITNESS

Stanley L. Lacey (SEAL)  
STANLEY LINWOOD LACEY

Miranda Parton  
WITNESS


Suzanne Lacey (SEAL)  
SUZANNE LACEY

\_\_\_\_\_  
WITNESS

\_\_\_\_\_  
AMY TEMPLIN GREEN (SEAL)  
FIORELLA

\_\_\_\_\_  
WITNESS

\_\_\_\_\_  
LESLIE ANN GORMAN (SEAL)

  
20050706000338210 4/13 \$53.00  
Shelby Cnty Judge of Probate, AL  
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IN WITNESS WHEREOF, the parties hereto have hereunto set their  
hands and seals on this the 30<sup>th</sup> day of June, 2005.

Mary Douglas Hawkins  
WITNESS

Agnes L. Harris (SEAL)  
AGNES L. HARRIS

Mary Douglas Hawkins  
WITNESS

George C. Harris (SEAL)  
GEORGE C. HARRIS

\_\_\_\_\_  
WITNESS

\_\_\_\_\_  
MARGARET L. KERLIN (SEAL)

\_\_\_\_\_  
WITNESS

\_\_\_\_\_  
REGINALD KERLIN (SEAL)

Mary Douglas Hawkins  
WITNESS

Stanley L. Lacey (SEAL)  
STANLEY LINWOOD LACEY

\_\_\_\_\_  
WITNESS


\_\_\_\_\_  
SUZANNE LACEY (SEAL)

Amy T. Fiorella  
WITNESS

Amy T. Fiorella (SEAL)  
AMY TEMPLIN GREEN  
FIORELLA

\_\_\_\_\_  
WITNESS

\_\_\_\_\_  
LESLIE ANN GORMAN (SEAL)

  
20050706000338210 5/13 \$53.00  
Shelby Cnty Judge of Probate, AL  
07/06/2005 03:21:38PM FILED/CERT



IN WITNESS WHEREOF, the parties hereto have hereunto set their  
hands and seals on this the 25 day of June, 2005.

Mary Douglas Hawkins  
WITNESS

Agnes L. Harris (SEAL)  
AGNES L. HARRIS

Mary Douglas Hawkins  
WITNESS

George C. Harris (SEAL)  
GEORGE C. HARRIS

\_\_\_\_\_  
WITNESS

\_\_\_\_\_  
MARGARET L. KERLIN (SEAL)

\_\_\_\_\_  
WITNESS

\_\_\_\_\_  
REGINALD KERLIN (SEAL)

Mary Douglas Hawkins  
WITNESS

Stanley L. Lacey (SEAL)  
STANLEY LINWOOD LACEY

\_\_\_\_\_  
WITNESS


\_\_\_\_\_  
SUZANNE LACEY (SEAL)

\_\_\_\_\_  
WITNESS

\_\_\_\_\_  
AMY TEMPLIN GREEN (SEAL)  
FIORELLA

Leslie Ann Gorman  
WITNESS

Leslie Ann Gorman (SEAL)  
LESLIE ANN GORMAN

  
20050706000338210 6/13 \$53.00  
Shelby Cnty Judge of Probate, AL  
07/06/2005 03:21:38PM FILED/CERT

THE STATE OF ALABAMA  
JEFFERSON COUNTY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Agnes L. Harris, whose name is signed to the foregoing Partial Release of Mortgage and who is known to me, acknowledged before me on this day that, being informed of the contents of same, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 20<sup>th</sup> day of June, 2005.

Mary B. Vise  
NOTARY PUBLIC  
My Commission Expires: 11-9-2008

THE STATE OF ALABAMA  
JEFFERSON COUNTY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that George C. Harris, whose name is signed to the foregoing Partial Release of Mortgage and who is known to me, acknowledged before me on this day that, being informed of the contents of same, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 20<sup>th</sup> day of June, 2005.

Mary B. Vise  
NOTARY PUBLIC  
My Commission Expires: 11-9-2008

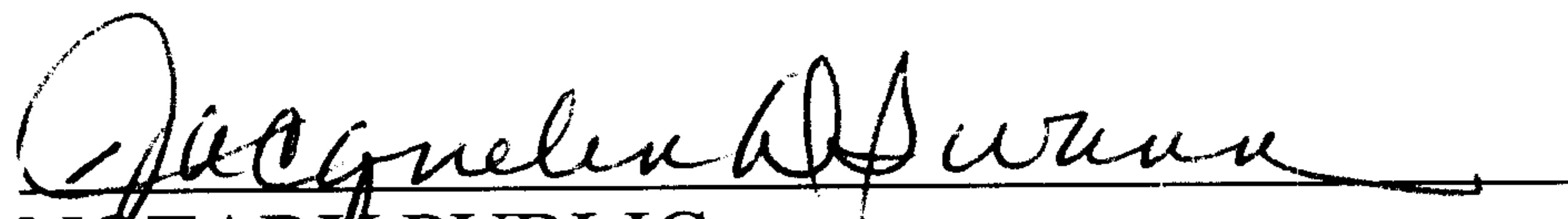
THE STATE OF GEORGIA  
DEKALB COUNTY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Margaret L. Kerlin, whose name is signed to the foregoing Partial Release of Mortgage and who is known to me,

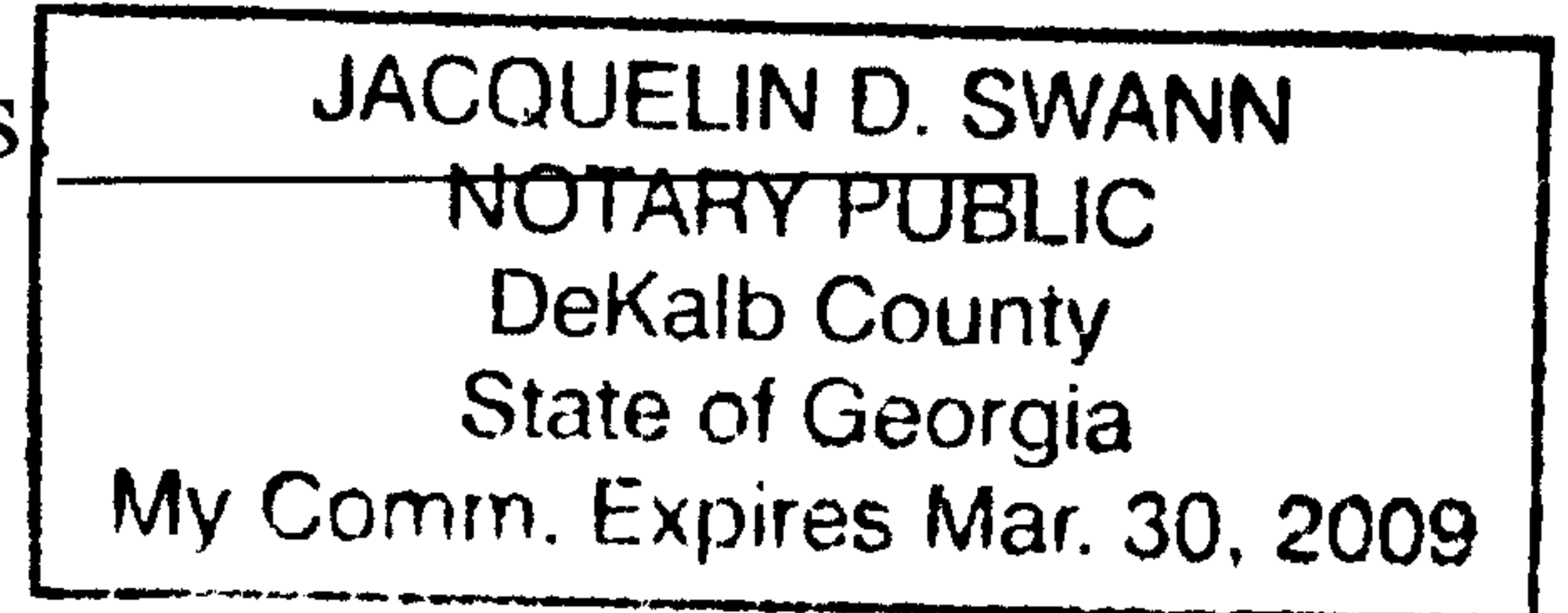


acknowledged before me on this day that, being informed of the contents of same, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 27<sup>th</sup> day of JUNE, 2005.

  
NOTARY PUBLIC

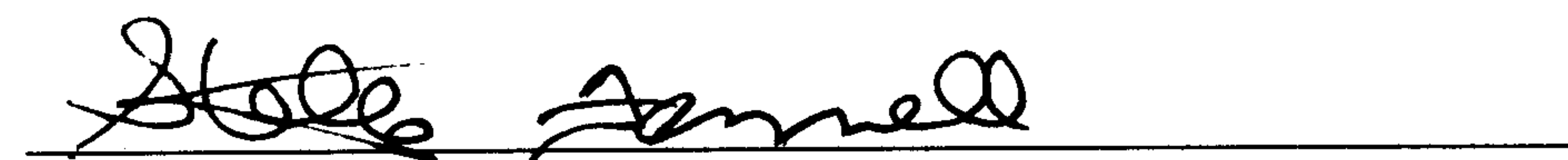
My Commission Expires



THE STATE OF GEORGIA  
Fulton COUNTY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Reginald Kerlin, whose name is signed to the foregoing Partial Release of Mortgage and who is known to me, acknowledged before me on this day that, being informed of the contents of same, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 24<sup>th</sup> day of June, 2005.


  
NOTARY PUBLIC

My Commission Expires:

**MY COMMISSION EXPIRES  
JANUARY 23, 2007**

THE STATE OF ALABAMA  
JEFFERSON COUNTY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Stanley Linwood Lacey, whose name is signed to the foregoing Partial Release of Mortgage and who is known to me, acknowledged before me on this day that, being informed of the contents of same, he executed the same voluntarily on the day the same bears date.

  
20050706000338210 8/13 \$53.00  
Shelby Cnty Judge of Probate, AL  
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Given under my hand and official seal this the 30<sup>th</sup> day of June, 2005.

Mary B. Use  
NOTARY PUBLIC  
My Commission Expires: 11-9-2008

THE STATE OF ALABAMA  
JEFFERSON COUNTY


I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Suzanne Lacey, whose name is signed to the foregoing Partial Release of Mortgage and who is known to me, acknowledged before me on this day that, being informed of the contents of same, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the \_\_\_\_\_ day of \_\_\_\_\_, 2005.

\_\_\_\_\_  
NOTARY PUBLIC  
My Commission Expires: \_\_\_\_\_

THE STATE OF NEW YORK  
ERIE COUNTY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Amy Templin Green Fiorella, whose name is signed to the foregoing Partial Release of Mortgage and who is known to me, acknowledged before me on this day that, being informed of the contents of same, she executed the same voluntarily on the day the same bears date.

  
20050706000338210 9/13 \$53.00  
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Given under my hand and official seal this the 20<sup>th</sup> day of  
June, 2005.

Mary B. Vise  
NOTARY PUBLIC  
My Commission Expires: 11-9-2008

THE STATE OF ALABAMA  
~~JEFFERSON~~ COUNTY  
Talladega

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Suzanne Lacey, whose name is signed to the foregoing Partial Release of Mortgage and who is known to me, acknowledged before me on this day that, being informed of the contents of same, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 24<sup>th</sup> day of  
June, 2005.

Maria Parton  
NOTARY PUBLIC  
My Commission Expires: MY COMMISSION EXPIRES 8-25-2008

THE STATE OF NEW YORK  
ERIE COUNTY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Amy Templin Green Fiorella, whose name is signed to the foregoing Partial Release of Mortgage and who is known to me, acknowledged before me on this day that, being informed of the contents of same, she executed the same voluntarily on the day the same bears date.



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Given under my hand and official seal this the 23 day of  
June, 2005.


Betty J. Smith  
NOTARY PUBLIC  
My Commission Expires: BETTY J. SMITH  
Notary Public, State of New York  
Qualified in this County  
My Commission expires May 3, 2007

THE STATE OF FLORIDA  
PINELLAS COUNTY

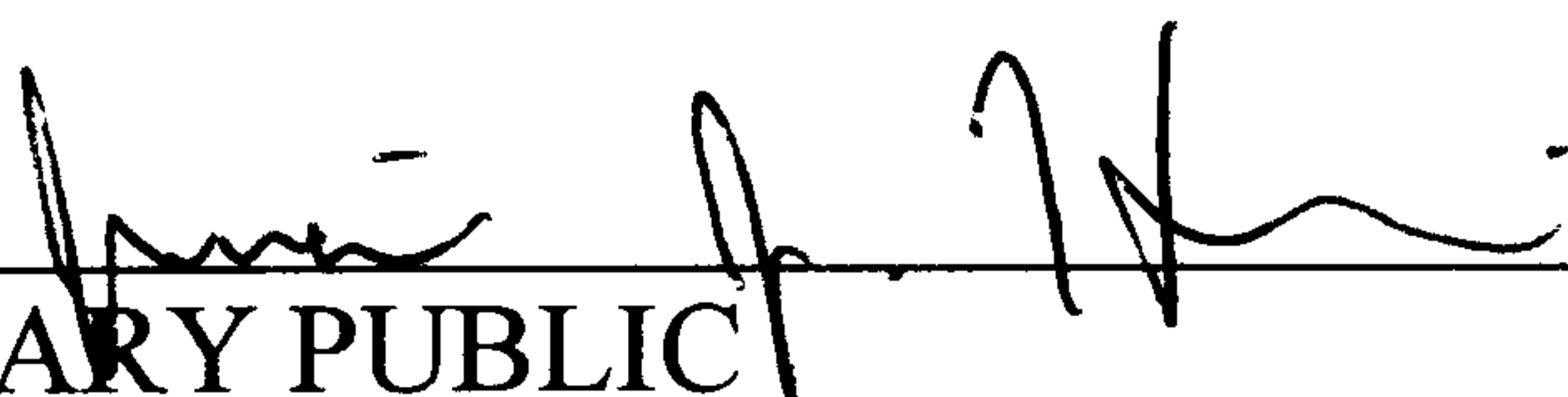
I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Leslie Ann Gorman, whose name is signed to the foregoing Partial Release of Mortgage and who is known to me, acknowledged before me on this day that, being informed of the contents of same, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the \_\_\_\_\_ day of  
\_\_\_\_\_, 2005.

\_\_\_\_\_  
NOTARY PUBLIC  
My Commission Expires: \_\_\_\_\_

  
20050706000338210 11/13 \$53.00  
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Given under my hand and official seal this the 25 day of  
June, 2005.

  
\_\_\_\_\_  
NOTARY PUBLIC  
My Commission Expires: \_\_\_\_\_

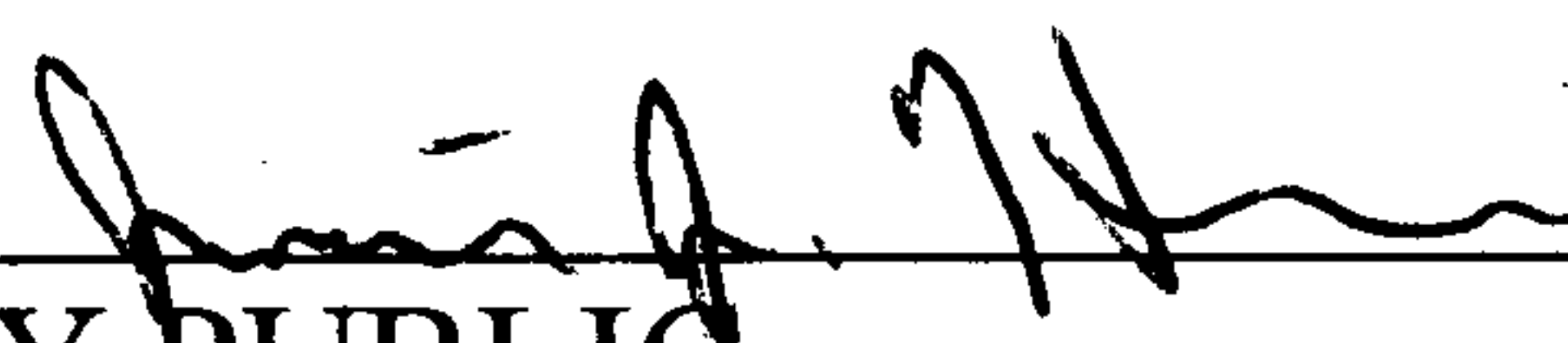


Jonathan J Harris  
My Commission DD185886  
Expires February 20, 2007

THE STATE OF FLORIDA  
PINELLAS COUNTY


I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Leslie Ann Gorman, whose name is signed to the foregoing Partial Release of Mortgage and who is known to me, acknowledged before me on this day that, being informed of the contents of same, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 25 day of  
June, 2005.

  
\_\_\_\_\_  
NOTARY PUBLIC  
My Commission Expires: Feb 20, 2007



Jonathan J Harris  
My Commission DD185886  
Expires February 20, 2007

  
20050706000338210 12/13 \$53.00  
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State of Alabama  
Shelby County

Parcel II

Commence at the Southwest corner of the Southeast quarter of the Northeast quarter of Section 8, Township 21 South, Range 3 West, Huntsville Principal Meridian, Shelby County, Alabama; thence  $N1^{\circ}08'57''E$ , along and with the East line of said quarter-quarter section, 1326.32 feet to a point, said point being the Point of Beginning; thence continue  $N01^{\circ}08'57''E$  along the West line of the northeast quarter of the northeast quarter of said Section 8, 1324.48 feet to a point at the northwest corner of said quarter-quarter section; thence  $S88^{\circ}15'09''E$  along the North line of said quarter-quarter section, 1336.32 feet to the Northeast corner of said Section 8; thence  $S89^{\circ}08'15''E$  along and with the North line of the Northwest quarter of the Northwest quarter of Section 9, Township 21 South, Range 3 West, Huntsville Principal Meridian, Shelby County, Alabama, 808.87 feet to a point in the centerline of Beaver Dam Creek; thence southerly and easterly along the centerline of said Beaver Dam Creek the following 19 calls:  $S06^{\circ}18'21''W$ , 84.48 feet to a point; thence  $N79^{\circ}28'30''W$ , 44.25 feet to a point; thence  $S75^{\circ}17'28''W$ , 51.07 feet to a point; thence  $S26^{\circ}41'24''W$ , 51.48 feet to a point; thence  $S06^{\circ}57'58''W$ , 14.02 feet to a point; thence  $S73^{\circ}30'09''E$ , 26.77 feet to a point; thence  $S52^{\circ}33'57''E$ , 121.10 feet to a point; thence  $S07^{\circ}05'54''W$ , 48.55 feet to a point; thence  $S60^{\circ}00'07''E$ , 33.24 feet to a point; thence  $S24^{\circ}37'24''E$ , 93.31 feet to a point; thence  $S64^{\circ}08'32''E$ , 58.15 feet to a point; thence  $S27^{\circ}00'36''E$ , 39.50 feet to a point; thence  $S18^{\circ}03'07''W$ , 42.69 feet to a point; thence  $S45^{\circ}18'54''E$ , 85.64 feet to a point; thence  $S40^{\circ}39'55''E$ , 135.24 feet to a point; thence  $S30^{\circ}02'38''W$ , 31.16 feet to a point; thence  $S31^{\circ}22'04''W$ , 17.00 feet to a point; thence  $S73^{\circ}15'54''W$ , 115.67 feet to a point; thence  $S35^{\circ}42'48''E$ , 108.55 feet to a point; thence leaving said Beaver Dam Creek centerline,  $S89^{\circ}53'10''W$ , 919.55 feet to a point; thence  $N88^{\circ}36'16''W$ , 125.19 feet to a point; thence  $S01^{\circ}16'01''W$ , 503.45 feet to a point on the South line of the Northeast quarter of the Northeast quarter of Section 8, Township 21 South, Range 3 West, Huntsville Principal Meridian, Shelby County, Alabama; thence along and with said South quarter-quarter section line  $N88^{\circ}14'04''W$ , 1211.57 feet to the Point of Beginning, said tract containing 55.89 acres, more or less.



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EXHIBIT "A"