



20090731000293610 1/2 \$14.00  
Shelby Cnty Judge of Probate, AL  
07/31/2009 11:08:06 AM FILED/CERT

This instrument was prepared by: Mike T. Atchison, Attorney at Law  
Post Office Box 822  
Columbiana, Alabama 35051

STATE OF ALABAMA  
SHELBY COUNTY

PARTIAL RELEASE

For value received, the undersigned, BRYANT BANK, does hereby release the hereinafter particularly described property from the mortgage from Lewis E. Atchison, Sr., Frank I. Owen, and Kerry R. Nivens, all married men, to Bryant Bank, dated May 29, 2007, and recorded in Instrument #20070608000269340, in the Probate Office of Shelby County, Alabama.

SEE ATTACHED EXHIBIT "A" FOR LEGAL DESCRIPTION, WHICH IS INCORPORATED HEREIN BY REFERENCE.

But it is expressly understood and agreed that this release shall in no ways, and to no extent whatever, affect the lien of said mortgage as to the remainder of the property described in and secured by said mortgage. The undersigned is the owner of the promissory note secured by the said mortgage.

In witness whereof, the undersigned, BRYANT BANK by its duly authorized officer, Billy R. Jones, has caused these presents to be executed this 28th day of July, 2009.

BRYANT BANK

Billy R. Jones  
by: Billy R. Jones,  
its Market President.

STATE OF ALABAMA  
SHELBY COUNTY

I, the undersigned authority, a Notary Public, in and for said County, in said State hereby certify that Billy R. Jones, whose name as Market President of Bryant Bank, is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance, he, as such officer and with full authority, executed the same voluntarily on the day the same bears date, for and as the act of said corporation.

Given under my hand and official seal, this 28th day of July 2009.  
2009.

Melinda Walker  
Notary Public

My commission expires:

## EXHIBIT A

Part of Lot 3, Atchison Commercial Development, a map of which is recorded in the Office of the Judge of Probate, Shelby County, Alabama in Map Book 39, Page 70, being more particularly described as follows:

Commence at the Northeast corner of said Lot 3 and run in a southerly direction along the East boundary of said Lot 3 for a distance of 169.30 feet to an existing iron rebar set by Weygand and being the point of beginning; thence continue in a southerly direction along last mentioned course and along the East line of said Lot 3 for a distance of 240.0 feet to an existing iron rebar set by Weygand and being on the Northwest right of way line of Chesser Road; thence turn an angle to the right of 70 degrees 37 minutes 05 seconds and run in a southwesterly direction along the Northwest right of way line of said Chesser Road for a distance of 101.30 feet to an existing concrete right of way monument; thence turn an angle to the right of 13 degrees 27 minutes 36 seconds and run in a westerly direction along the North right of way line of said Chesser Road for a distance of 125.09 feet to an existing iron rebar set by Weygand and being at a point of intersection with the Northeast right of way line of Atchison Drive; thence turn an angle to the right of 69 degrees 42 minutes 25 seconds and run in a northwesterly direction along the Northeast right of way line of said Atchison Drive and its northwesterly extension thereof for a distance of 185.0 feet to an existing iron rebar set by Weygand; thence turn an angle to the right of 89 degrees 58 minutes 46 seconds and run in a northeasterly direction for a distance of 267.0 feet to an existing iron rebar set by Weygand; thence turn an angle to the right of 23 degrees 54 minutes 52 seconds and run in an easterly direction for a distance of 62.26 feet, more or less, to the point of beginning.