

the Mortgagee liable for the paving of any streets shown on the plat or plats or dedications in the public interest or for any other obligations assumed by the Mortgagor in connection with the said plat or plats or dedications in the public interest or for any other obligations assumed by the Mortgagor in connection with the said plat or plats or dedications in the public interest and the Mortgagee shall not be liable or obligated to anyone, including governmental bodies, by reason of this joinder. Mortgagor does not need to pay for in effect, releases of the type mentioned in this paragraph.

5. This mortgage is made, given and accepted with the understanding that the Mortgagor, his heirs and assigns, shall have the right to release portions of the property encumbered hereby regardless of whether the mortgage, or the note secured hereby, is in default at the time the release is sought and payment of the release price is made; the efficacy of this release continues up to the time of the granting of a final decree of foreclosure; and in connection with the giving of said releases the parties hereto understand and agree as follows:

- (A) If the lands sought to be released have not been platted or mapped by Mortgagor, his heirs and assigns, then the Mortgagor shall be permitted to obtain release of land in tracts of not less than 40 acres, provided, however, that the Mortgagor having procured the release of lands in a particular quarter section of the land encumbered hereby shall be required to procure the release of all lands in that quarter section before procuring a release or releases in any other quarter section, and this formula shall apply to all subsequent releases. If the lands sought to be released have not been platted or mapped by the Mortgagor, his heirs and assigns, then the amount to be paid for each acre of land released shall be \$170.00 per acre unless said land fronts Oil Camp Creek Road and then the release price shall be \$350.00 per acre. Said acre shall be computed by using not more than 200 feet of Old Camp Creek Road frontage. As a further restriction on releasing Old Camp Creek frontage the Mortgagor shall have to release a percentage of land off the road equal to the percentage of Old Camp Creek Road frontage sought to be released.
- (B) If the lands, the release of which is sought, have been plated or mapped by the Mortgagor, his heirs and assigns, then the amounts to be paid for the release of a lot, tract or parcel shall be \$600.00 per acre. If, in fact, the lot, tract or parcel in its entirety is a fractional part of an acre, then Mortgagor shall pay the Mortgagee for the fractional part of said acre, the fractional part of \$600.00
- (C) Lots, tracts or parcels sought to be released in accordance with the provisions hereinabove set forth need not be contiguous to lots, tracts or parcels theretofore released from the lien of this mortgage. The provisions of this sub-paragraph and sub-paragraph (B) hereof shall not be deemed inconsistent with the provisions contained in sub-paragraph (A) hereof, and the Mortgagor shall be entitled to procure the release of lots, tracts or parcels pursuant to the provisions herein and hereinabove contained irrespective of the provisions contained in sub-paragraph (A) hereof.
- (D) ALL payments for the release of property encumbered hereby shall be applied to the next maturing principal installments on the note secured hereby, where such payments are annual amortization payments, shall likewise entitle the Mortgagor to receive releases computed in accordance with the terms above set forth. The Mortgagor shall have the right to defer the procurement of releases of land for the amortization payment made on the note secured hereby, and if the Mortgagor defers the procurement of such release or releases, such deferralment will not

JH

This Mortgage Assigned to Bank of Augusta

From McLain Hall, Ind. + Mrs. + R. J. Braswell, Ind. + Beneficiary

on 5th day of Sept 19 72 Assignment recorded

in Vol. 1249 of B. C. Mortgages on Page 139

This 13th of Sept 19 72. # 7788