

STATE OF ALABAMA

367

COUNTY OF SHELBY

## PARTIAL RELEASE

WHEREAS, on March 1, 1977, U.S.A. Oil, Inc., an Alabama corporation did execute that certain Promissory Note (the "Note") in the original principal amount of \$1,800,000 and payable to the order of Crystal Oil Company according to the terms of the Note; and

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WHEREAS, on March 1, 1977, in order to secure the full and prompt payment of the Note, Crystal Petroleum Company, Inc., an Alabama corporation, a wholly-owned subsidiary of U.S.A. Oil, Inc., executed a Mortgage Deed and Security Agreement (the "Mortgage") dated March 1, 1977, in favor of Crystal Oil Company, covering among others, the property described below, which Mortgage is recorded in Book 363 at page 314 in the Office of Shelby County, Alabama;

WHEREAS, on March 17, 1977, Crystal Oil Company executed Collateral Assignment of Promissory Note, Mortgage and Financing Statement assigning the Note and Mortgage to Louisiana Bank and Trust Company as security for the indebtedness of Crystal Oil Company described therein, said Assignment being recorded under Mortgage Book 19 on page 828 in the Office of Shelby County, Alabama;

WHEREAS, on June 10, 1977, Crystal Oil Company and Louisiana Bank and Trust Company, by Assignment of Promissory Note and Liens recorded in Mortgage Book 20 at page 637 in the Office of Shelby County, Alabama, did assign the Note and Mortgage to Bankers Trust Company;

**CRYSTAL-U.S.A. OIL, INC.**

SUITE 218  
3828 MONTCLAIR ROAD  
P. O. BOX 9128  
BIRMINGHAM, AL 35213

NOW THEREFORE, Bankers Trust Company as the legal owner and the Holder of the Note and Mortgage and as the Payee named in the Note and the Mortgagee named in the Mortgage for valuable consideration, the receipt of which is hereby acknowledged, do hereby release from the lien and the operation of said Mortgage the following described real property being situated in Shelby County, Alabama at Highway 119, Montevallo, Alabama, and more fully described as follows:

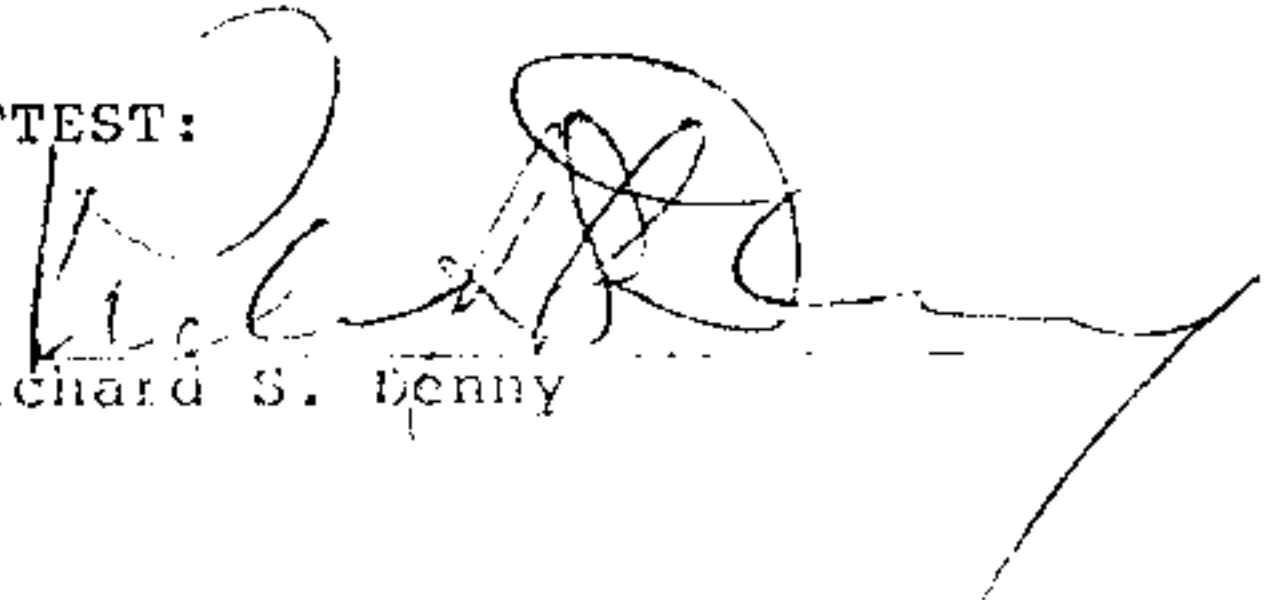
Begin at the point of intersection of the East line of NE 1/4 of SE 1/4 of Section 2, Township 22, Range 3 West with the south line of the old Columbiana-Tuscaloosa public road and run thence in a westerly direction along said road 900 feet, more or less; thence continue along said road in a northwesterly direction 543 feet, more or less; thence continue in a westerly direction along said road 1034 feet to the point of beginning of land herein conveyed; thence continue in a westerly direction along said road 210 feet, more or less, to the east line of the Montevallo-Ashville paved highway; thence along same in a southerly direction 332 feet, more or less, to the northwest corner of a lot owned by J. D. Holcombe, Jr.; thence east and perpendicular to said Montevallo-Ashville public road and along the north line of said J. D. Holcombe, Jr., lot 210 feet, more or less, to the northeast corner of said J. D. Holcombe, Jr., lot; thence north and parallel with the east line of said Montevallo-Ashville Road 332 feet, more or less, to the point of beginning; being situated in Section 2, Township 22, Range 3 West, Shelby County, Alabama.

It is expressly understood and agreed that this is a partial release only, and that it shall not in any way release, affect or impair the Lien against any other property or for any other purpose in the Mortgage, or the right of Mortgagee to hold the remainder of the premises conveyed by said Mortgage and not hereby released as security for the part of the Note remaining unpaid.

Executed this 29<sup>th</sup> day of January, 1982.

BANKERS TRUST COMPANY


ATTEST:

  
Richard S. Denny

BY Richard W. Constable  
Richard W. Constable  
Vice President

CRYSTAL OIL COMPANY

ATTEST:

  
L. G. Caskey  
Assistant Secretary

BY Robert F. Roberts  
Robert F. Roberts  
President

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STATE OF ALA. SHELBY CO.  
I CERTIFY THIS  
NOTICE WAS FILED

1982 FEB 17 AM 8:29

Thomas A. Shawley, Jr.  
JUDGE OF PROBATE

Rec. 4.50

Ind. 1.00

5.50