

1. Return copy or recorded original to:

John E. Hagefstration, Jr.
Bradley, Arant, Rose & White
1400 Park Place Tower
Birmingham, Alabama 35203

Pre-paid Acct. # _____
2. Name and Address of Debtor (Last Name First if a Person)

Higginbotham Oil Company, Inc.
P. O. Drawer W
Calera, Alabama 35040

Social Security/Tax ID # _____
2A Name and Address of Debtor (IF ANY) (Last Name First if a Person)

Social Security/Tax ID # _____

☐ Additional debtors on attached UCC-E

3. SECURED PARTY (Last Name First if a Person)

SouthTrust Bank of Alabama, National
Association
420 North 20th Street
Birmingham, Alabama 35203

Social Security/Tax ID # _____

☐ Additional secured parties on attached UCC-E

5. The Financing Statement Covers the Following Types (or items) of Property:

All equipment, whether now owned or hereafter acquired by Debtor and wherever located, and all proceeds thereof (but inclusion of proceeds shall not be deemed to imply that Secured Party authorizes the sale or other transfer or disposition of any such equipment) located on the real property described on the attached Exhibit A.

5A. Enter Code(s) From Back of Form That Best Describes The Collateral Covered By This Filing:

Check X if covered: ☒ Products of Collateral are also covered.

6. This statement is filed without the debtor's signature to perfect a security interest in collateral (check X, if so)

- ☐ already subject to a security interest in another jurisdiction when it was brought into this state.
☐ already subject to a security interest in another jurisdiction when debtor's location changed to this state.
☐ which is proceeds of the original collateral described above in which a security interest is perfected.
☐ acquired after a change of name, identity or corporate structure of debtor
☐ as to which the filing has lapsed.

HIGGINBOTHAM OIL COMPANY, INC.

Signature of Debtor(s)

By

Signature(s) of Debtor(s)

Type Name of Individual or Business

7. Complete only when filing with the Judge of Probate. The initial indebtedness secured by this financing statement is \$ 300,000.00

Mortgage tax due (15¢ per \$100.00 or fraction thereof) \$ 450.00

8. ☒ This financing statement covers timber to be cut, crops, or fixtures and is to be cross indexed in the real estate mortgage records (Describe real estate and if debtor does not have an interest of record, give name of record owner in Box 5)

Signature(s) of Secured Party(ies)
(Required only if filed without debtor's Signature — see Box 6)

Signature(s) of Secured Party(ies) or Assignee

Signature(s) of Secured Party(ies) or Assignee

Type Name of Individual or Business

(1) FILING OFFICER COPY — ALPHABETICAL (3) FILING OFFICER COPY — ACKNOWLEDGEMENT
(2) FILING OFFICER COPY — NUMERICAL (4) FILE COPY — SECOND PARTY(S)

(5) FILE COPY DEBTOR(S)

STANDARD FORM — UNIFORM COMMERCIAL CODE — FORM UCC-1
Approved by The Secretary of State of Alabama

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED
91 JAN 10 AM 10:33
JUDGE OF PROBATE

02727A

16.00

TAX Paid 11/9
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EXHIBIT "A"

PARCEL I

Commence at the Northwest corner of the N.W. 1/4 of the S.E. 1/4 of Section 36, Township 18 South, Range 2 West, and run in an Easterly direction along the Northerly line of said 1/4-1/4 section a distance of 474.70 feet to the point of beginning; thence continue along the last stated course a distance of 82.20 feet to a point; thence $117^{\circ}04'$ to the right in a Southwesterly direction a distance of 170.91 feet to a point on the Northeasterly right of way line of U.S. Highway No. 280; thence $89^{\circ}59'$ to the right in a Northwesterly direction along the Northeasterly right of way line of U.S. Highway No. 280 a distance of 73.20 feet to a point; thence $90^{\circ}01'$ to the right in a Northeasterly direction a distance of 133.51 feet to the point of beginning.

Containing 11,142.02 square feet or 0.256 acres.

Less and Except: That portion of the above described parcel subject to a Joint Use Agreement, ~~with~~ Shoney's, Inc. D/B/A between Higginbotham Oil Co., Inc. and

QMA

Captain D's Restaurant and more particularly described as follows:

A part of the N.W. 1/4 of the S.E. 1/4 of Section 36, Township 18 South, Range 2 West, being more particularly described as follows: Commence at the Northwest corner of said 1/4-1/4 section and run Easterly along the North line of said 1/4-1/4 section a distance of 523.21 feet to the point of beginning; thence continue along last stated course a distance of 33.69 feet to a point; thence $117^{\circ}04'$ to the right in a Southwesterly direction a distance of 170.91 feet to a point on the Northeasterly Right-of-Way line of U.S. Highway No. 280; thence $89^{\circ}59'$ to the right in a Northwesterly direction along said Right-of-Way line a distance of 30.0 feet to a point; thence $90^{\circ}01'$ to the right in a Northeasterly direction a distance of 155.59 feet to the point of beginning.

Containing 4,897.48 square feet or 0.112 acres.

PARCEL II

Commence at the Northwest corner of the N.W. 1/4 of the S.E. 1/4 of Section 36, Township 18 South, Range 2 West and run in an Easterly direction along the Northerly line of said 1/4-1/4 section a distance of 305.42 feet to the point of beginning; thence continue along the last stated course a distance of 169.28 feet to a point; thence $117^{\circ}04'$ to the right in a Southwesterly direction a distance of 133.51 feet to a point on the Northeasterly right of way line of U.S. Highway No. 280; said point lying on a curve to the right having a central angle of $103^{\circ}1'58''$ and a radius of 5639.58 feet; thence $89^{\circ}59'$ to the right (angle measured to tangent) and run along the arc of said curve to the right and along said right of way line for a distance of 150.86 feet to a point; thence $88^{\circ}29'02''$ to the right (angle measured to tangent) in a Northwesterly direction a distance of 54.60 feet to the point of beginning.

Containing 14,260.40 square feet or 0.327 acres.

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