

STATE OF ALABAMA )

JEFFERSON COUNTY )

RELEASE OF JUDGMENT

On the 21st day of February, 1991, Earl C. Adair and Linda H. Adair, as plaintiffs recovered a judgment against James Randy Scott a/k/a Randy R. Scott, defendant, in Case No.: CV 87-573, in the Circuit Court of Shelby County, Alabama, in the sum of Fifty Thousand and 00/100 Dollars (\$50,000.00), plus court costs of One Hundred Forty-Seven and 00/100 Dollars (\$147.00), which said judgment is of record in Book 335, Page 252 of the Judge of Probate of Shelby County, Alabama, and Book 4005, Page 638 of the Judge of Probate of Jefferson County, Alabama.

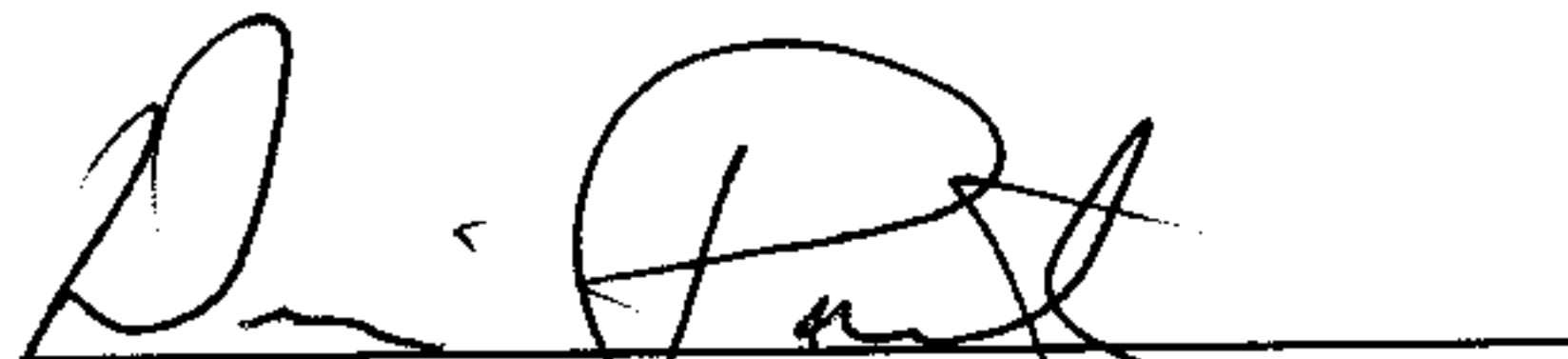
The above-named plaintiffs hereby acknowledge that the judgment is due to be released pursuant to the settlement agreement reached between the parties in Case No. 89-13991, United States Bankruptcy Court, Northern District of Alabama, Southern Division.

**THEREFORE, IN CONSIDERATION OF** the settlement agreement reached in the above-described bankruptcy case (attached as Exhibit A) and the promissory notes executed by J. R. Scott pursuant thereto, the plaintiffs, as legal owners and holders of the judgment, acting by and through their undersigned attorney-of-record, hereby release and discharge the said James Randy Scott a/k/a Randy R. Scott, his successors, heirs, assigns; and declares the judgment fully released as to said defendant; and the judgment lien fully released as to said defendant. **THIS IS NOT A RELEASE OF THE JUDGMENT AGAINST J.R. SCOTT CONSTRUCTION COMPANY, INC., NOR OF**

02/03/1995-03107  
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SHELBY COUNTY JUDGE OF PROBATE  
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THE INDEBTEDNESS REPRESENTED BY THE PROMISSORY NOTES EXECUTED  
PURSUANT TO THE SETTLEMENT AGREEMENT.

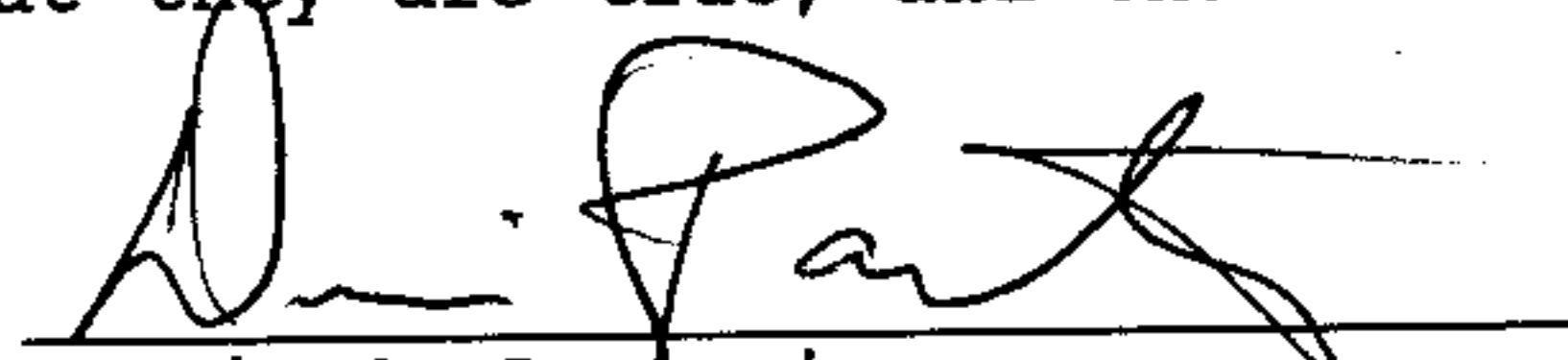
Executed at Birmingham, Alabama on this the 26th day of  
January, 1995

  
Dennis G. Pantazis  
Attorney for Earl C. Adair


STATE OF ALABAMA )

JEFFERSON COUNTY )

Before me, the undersigned, a Notary Public in and for  
said County and State, appeared Dennis G. Pantazis, who being by me  
first duly sworn, deposes and says that he has personal knowledge  
of the facts set out above, that they are true, and that he is  
plaintiffs' attorney of record.

  
Dennis G. Pantazis

Sworn to and subscribed before me this the 26<sup>th</sup> day of  
~~June~~, 1995.  
January

  
Notary Public

My Commission Expires: 8-27-98

(SEAL)

THIS INSTRUMENT PREPARED BY:

TIMOTHY C. GANN  
1400 SouthTrust Tower  
Birmingham, Alabama 35203  
Telephone: (205) 328-0640

EX. A

IN THE UNITED STATES BANKRUPTCY COURT FOR THE  
NORTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION

FILED

JUN 9 1994

In Re:  
J. R. SCOTT, a/k/a J. RANDY SCOTT  
a/k/a JAMES RANDY SCOTT,

Debtor,

EARL J. ADAIR and LINDA H. ADAIR,

Plaintiff,

v.

J. R. SCOTT, a/k/a J. RANDY SCOTT  
a/k/a JAMES RANDY SCOTT,

Defendant.

CASE NO. 89-13991-TOM-7

Adversary Proceeding No.  
93-00236

STIPULATION OF SETTLEMENT

Settlement having been reached with respect to the plaintiff's claims against the debtor in the above-named case, the parties, by and through their undersigned counsel, hereby stipulate to the following matters:

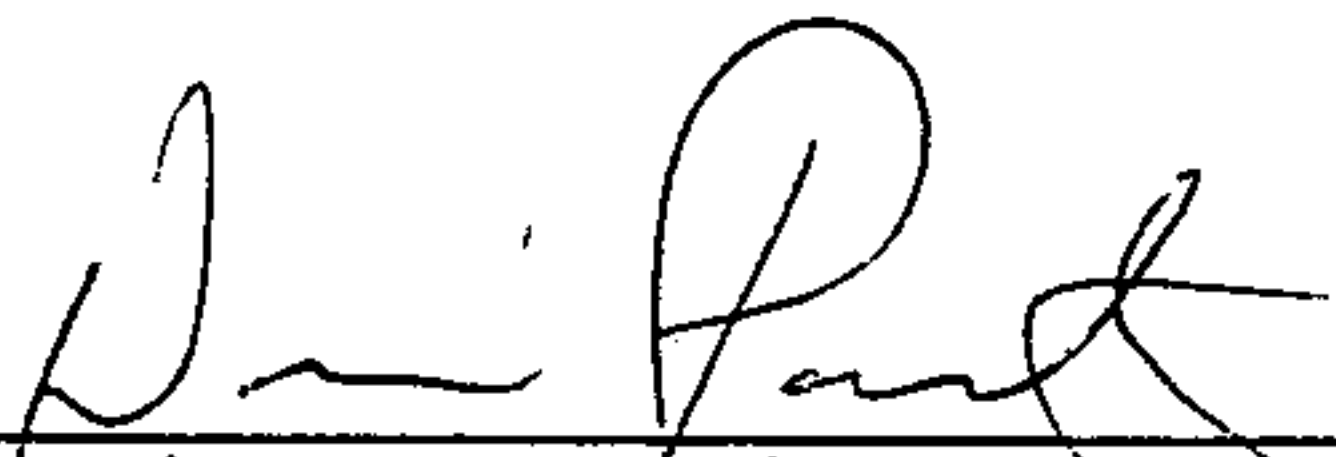
1. All matters set for trial on May 12, 1994 are deemed resolved, dismissed and/or moot.

2. The state court judgment in that particular case styled Earl C. Adair and Linda H. Adair v. J. R. Construction Company, Inc. and James Randy Scott, individually, Civil Action No.: CV 87-573, Circuit Court of Shelby County, Alabama, shall be released as to James Randy Scott, individually, only. The settlement herein shall have no affect on the judgment against J. R. Construction Company, Inc. in said state court action.

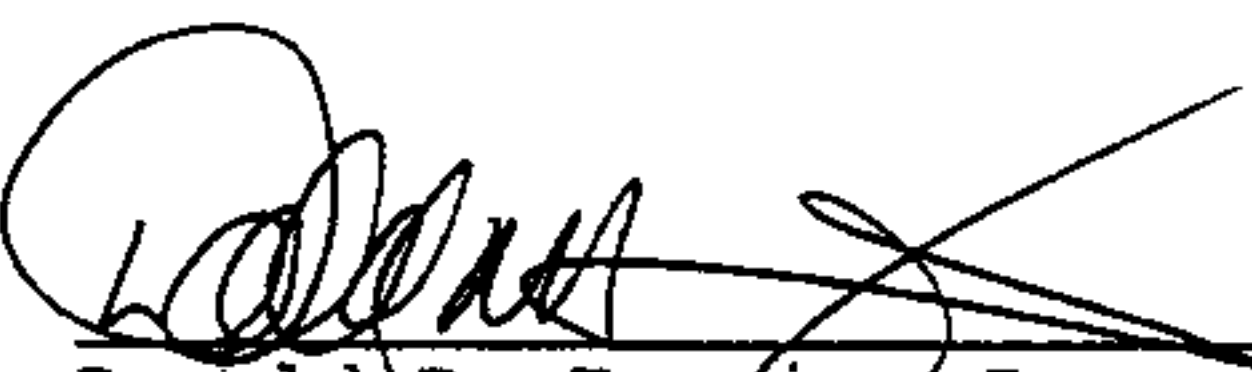
3. The debtor/defendant, J. R. Scott, a/k/a J. Randy Scott, a/k/a James Randy Scott agrees to execute two separate promissory notes of \$3,750.00 each, for a total of \$7,500.00, made

separately payable to Earl C. Adair and Linda H. Adair respectively, each with a due date of June 1, 1996. Said promissory notes are attached hereto as Exhibits A and B.

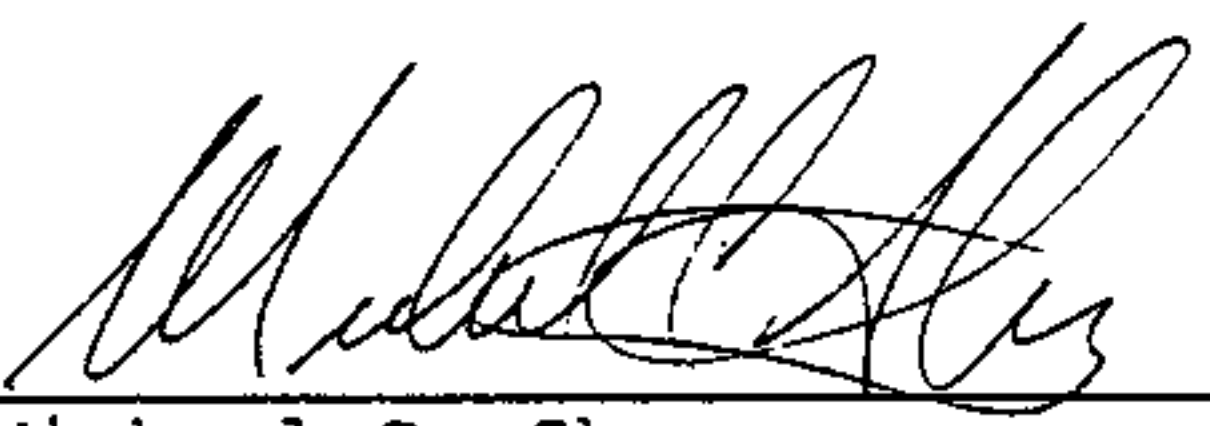
4. All parties herein agree that all other claims between them accruing to the date of this document are released and discharged.

  
Dennis G. Pantazis  
Attorney for Earl C. Adair

OF COUNSEL:  
GORDON, SILBERMAN, WIGGINS & CHILDS, P. C.  
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(205) 328-0640

  
Donald R. Harris, Jr.  
Attorney for J. R. Scott

OF COUNSEL:  
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Michael C. Shores  
Attorney for Linda Adair

OF COUNSEL:  
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2205 MORRIS AVENUE  
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(205) 251-6666

Inst # 1995-03107

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