

PARTIAL RELEASE OF LIEN

**STATE OF ALABAMA
COUNTY OF SHELBY**

KNOW ALL MEN BY THESE PRESENTS, That for and in consideration of the sum of TWELVE THOUSAND FIVE HUNDRED and NO/100 Dollars (\$12,500.00), paid to Hughes Supply, Inc. from funds available to BRS Excavating, Inc. (and not from funds delivered at this closing) Hughes Supply, Inc. does hereby release and discharge from the lien and operation of that certain judgment against BRS Excavating, Inc., under date of July 10, 1998, and recorded in the Probate Office of Shelby County, Alabama, in Instrument #1998-26278 the following described lot or parcel of land, to-wit:

**204 Treymoor Lake Circle
Alabaster, Alabama 35007
County of Shelby**

Hughes Supply, Inc. expressly reserves the right to pursue the balance of BRS Excavating's, Inc.'s indebtedness to Hughes Supply, Inc. , as well as Billy Scurlock and Karen Scurlock's indebtedness to Hughes Supply, Inc. Nothing in this Lien Waiver may be construed as any waiver or release of any legal right of Hughes Supply, Inc. to pursue sums owed Hughes Supply, Inc. by Billy Scurlock, Karen Scurlock, and/or BRS Excavating, Inc., except as specifically noted herein. Hughes Supply, Inc. expressly reserves its right to pursue any and all available legal rights and remedies against Billy Scurlock, Karen Scurlock, and/or BRS Excavating, Inc., except as specifically limited to the property described above.

The execution of this release shall in no wise operate to release or impair any other rights, at law or in equity, which Hughes Supply, Inc. has or may have vis-a-vis Mr. Billy Scurlock, Ms. Karen Scurlock, or BRS Excavating, Inc., or any successor in interest to the same.

IN WITNESS WHEREOF, the said Hughes Supply, Inc. has hereunto set its signature by Joel E. Brown, its Attorney, who is duly authorized and has caused this instrument to be executed this 31st day of August, 1998.

Hughes Supply, Inc.

BY:


Joel E. Brown, Attorney

Inst # 1998-35765

**09/14/1998-35765
08:26 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 CRN 11.00**

STATE OF ALABAMA
COUNTY OF JEFFERSON

I, the undersigned, a Notary Public in and for said County, said State, hereby certify that Joel E. Brown, whose name as Attorney, for Hughes Supply, Inc., a corporation, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that being informed of the contents of this instrument, he had full authority to execute the same and did so voluntarily for and on behalf of said corporation.

GIVEN UNDER MY HAND AND SEAL THIS 31st day of August, 1998.

My Commission Expires 3/31/99

Phonda S. White
Notary Public

Inst. # 1998-35765

09/14/1998-35765
08:26 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
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