

STATE OF ALABAMA

I, Jim Bennett, Secretary of State of the State of Alabama, having custody of the Great and Principal Seal of said State, do hereby certify that

the pages hereto attached contain a true, accurate and literal copy of Financing Statement number 2000-29380 which was filed in the Uniform Commercial Code Section of the Office of Secretary of State at 1:11 PM on July 24, 2000, and which Jonathan E. Balzli, Kimberly H. Balzli, 4920 Highway 55, Wilsonville, AL 35186, as Debtors, and First Commercial Bank, P.O. Box 11746, Birmingham, AL 35202-1746, as Secured Party, as the same appears on file and of record in this office.

Inst # 2000-32139

09/15/2000-32139
09:36 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
005 CJ1 19.00

In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State, at the Capitol, in the City of Montgomery, on this day.

August 24, 2000

Date



Jim Bennett

Jim Bennett

Secretary of State

STATE OF ALABAMA - UNIFORM COMMERCIAL CODE - FINANCING STATEMENT

FORM UCC-3 ALA.

(Probate)

| | | |
|--|---|---|
| <input type="checkbox"/> The Debtor is a transmitting utility as defined in ALA CODE 7-9-105(n). | No. of Additional Sheets Presented: <div style="text-align: center;">3</div> | This Financing Statement is presented to a Filing Officer for filing pursuant to the Uniform Commercial Code. |
|--|---|---|

1. Return copy or recorded original to:
 J. Keith Windle
 Bradley Arant Rose & White LLP
 2001 Park Place, Suite 1400
 Birmingham, Alabama 35203-2736

THIS SPACE FOR USE OF FILING OFFICER
 Date, Time, Number & Filing Office

Alabama
Sec. Of State

B 2000-29380 FS
Date 7/24/2000
Time 1:11 PM

File
EXP
EXNS
Form

\$10.00
\$2.00
\$2.00
\$16.00

2. Name and Address of Debtor (Last Name First if a Person)
 Balzli, Jonathan E.
 - Balzli, Kimberly H.
 4920 Highway 55
 Wilsonville, AL 35186

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)
 First Commercial Bank
 P. O. Box 11746
 Birmingham, AL 35202-1746

Social Security/Tax ID # _____

☐ Additional secured parties on attached UCC-E

4. ASSIGNEE OF SECURED PARTY (If any) (Last Name First if a Person)

5. The Financing Statement Covers the Following Types (or items) of Property:
 The items and types of property described on the Schedule attached hereto which, together with the Exhibit or Exhibits thereto, are incorporated herein by reference.

DEBTOR IS RECORD OWNER OF REAL ESTATE
 CROSS REFERENCE IN REAL ESTATE MORTGAGE RECORDS
 Additional security for mortgage filed simultaneously herewith.

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

| | |
|--|--|
| | |
| | |
| | |
| | |
| | |
| | |
| | |

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.


7. Complete only when filing with the Judge of Probate:
 The initial indebtedness secured by this financing statement is \$528,977.00

Mortgage tax due (15¢ per \$100.00 or fraction thereof) \$793.50

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)

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


 Jonathan E. Balzli
 Signature(s) of Debtor(s)


 Kimberly H. Balzli
 Signature(s) of Debtor(s)

Jonathan E. Balzli and Kimberly H. Balzli
 Type Name of Individual or Business

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

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

 Type Name of Individual or Business

**EXHIBIT A
TO
UCC-1 FINANCING STATEMENT**

Legal Description

That certain parcel of land situated in Shelby County, Alabama, which is more particularly described as follows:

Commence at the Southeast corner of the Southeast quarter of the Northwest quarter, Section 22, Township 19 South, Range 1 East; thence run North along the East line of said quarter-quarter section a distance of 993.75 feet; thence turn a deflection angle of 90° 36' 49" to the left and run a distance of 668.25 feet, to the point of beginning; thence continue in the same direction a distance of 720.00 feet; thence turn a deflection angle of 90° 00' to the left and run a distance of 200.00 feet; thence turn a deflection angle of 90° 00' to the right and run a distance of 640.00 feet, to the East right of way of Shelby County Highway 55; thence turn a deflection angle of 75° 22' 50" to the left, to the tangent of a right of way curve, and run along said right of way curve (whose Delta Angle is 3° 17' 08" to the right, radius is 3934.18 feet, tangent is 112.83 feet; length of curve is 225.60 feet); thence turn a deflection angle of 108° 32' 08" to the left and run a distance of 1425.51 feet; thence turn a deflection angle of 90° 00' to the left and run a distance of 408.80 feet to the point of beginning. Situated in the South half of the Northwest quarter, Section 22, Township 19 South, Range 1 East, Shelby County, Alabama.

DEBTOR: Jonathan E. Balzli and Kimberly H. Balzli

SECURED PARTY: First Commercial Bank

Alabama
Sec. Of State

B 2000-29380 FS
Date 7/24/2000
Time 1:11 PM

File \$10.00
Exp \$3.00
ExNm \$1.00
Form \$2.00

\$16.00

**SCHEDULE 1
TO
UCC-1 FINANCING STATEMENT**

Alabama
Sec. Of State
B 2000-29380 FS
Date 7/24/2000
Time 1:11 PM
File \$10.00
Expg \$3.00
Exns \$1.00
Fees \$2.00

\$16.00

1. All of Debtor's right, title and interest in and to certain real property (the "Real Estate") more particularly described in Exhibit A attached hereto and made a part hereof;
2. All of Debtor's title and interest in and to any and all buildings, constructions and improvements now or hereafter erected in or on the Real Estate, including the fixtures and those attachments, appliances, equipment, machinery and other articles that are attached to said buildings, constructions and improvements, all of which shall be deemed and construed to be a part of the realty;
3. All right, title and interest of Debtor in and to all of the items incorporated as part of or attributed or affixed to any of the Real Estate or any other interest of Debtor, whether now owned or hereafter acquired, in, to or relating to the Real Estate, in such a manner that such items are no longer personal property under the law of the state where the property is situated;
4. All personal property including, without limitation, all supplies, equipment, tools, furniture, furnishings, fixtures, machinery and construction materials that Debtor now or hereafter owns or in which Debtor now or hereafter acquires an interest or right and that are now or hereafter located on or affixed to the Real Estate or used or useful in the operation, use or occupancy of the Real Estate or the construction of any improvement on the Real Estate, including any interest of Debtor in and to personal property that is leased or subject to any superior security interest and including all heating, lighting, plumbing, ventilating, air conditioning, refrigerating, incinerating and/or compacting plants, systems, fixtures and equipment, elevators, escalators, sprinkler systems and other fire prevention and extinguishing apparatus and materials, vacuum cleaners, office furniture, telephones and telecommunication equipment, compartment safes, carpeting, window coverings and all proceeds of and substitutions and replacements for any such items;
5. All rents, issues, profits, royalties, income and other benefits derived from the Real Estate (collectively, the "Rents"), now or hereafter existing or entered into;
6. All interests, estates or other claims, both in law and in equity, that Debtor now has or may hereafter acquire in the Real Estate including, but not limited to all of Debtor's interest in any and all options to purchase the Real Estate that Debtor may have or may hereafter acquire;
7. All easements, rights-of-way and rights now owned or hereafter acquired by Debtor used in connection with or as a means of access to the Real Estate including all rights pursuant to any trackage agreement and all rights to the nonexclusive use of common drive entries, and all tenements, hereditaments and appurtenances of and to such easements rights-of-way and rights, and all water and water rights and shares of stock evidencing the same;
8. All interests of Debtor as lessor or sublessor (and similar interests) in and to all leases or subleases covering all or any portion of the Real Estate, now or hereafter existing or entered

into, and all right, title and interest of Debtor under such leases and subleases, including, without limitation, all cash or security deposits, advance rentals, and deposits or payments of similar nature;

9. All right, title and interest now owned or hereafter acquired by Debtor in and to any greater estate in the Real Estate;
10. All right, title and interest now owned or hereafter acquired by Debtor in and to any land lying within the right-of-way of any street, open or proposed, adjoining the Real Estate, and any and all sidewalks, alleys and strips and gores of land adjacent to or used in connection with the Real Estate;
11. All rights and interests of Debtor in, to and under all plans, specifications, maps, surveys, studies, reports, permits, licenses, architectural, engineering and construction contracts, books of account, insurance policies and other documents, of whatever kind or character, relating to use, construction upon, occupancy, leasing, sale or operation of the Real Estate; and
12. All of the estate, interest, right, title, other claim or demand, both in law and in equity, including claims or demands with respect to the proceeds of insurance, that Debtor now has or may hereafter acquire in the Real Estate, and other proceeds from sale or disposition of real or personal property hereby secured that Debtor now has or may hereafter acquire and any and all awards made for the taking by eminent domain, or by any proceeding or purchase in lieu of eminent domain, of the whole or any part of the Real Estate, including any award resulting from a change of grade of streets and any award for severance damages.

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09/15/2000-32139
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Sec. Of State

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Form \$2.00

\$16.00