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Shelby Cnty Judge of Probate, AL
08/11/2011 12:58:10 PM FILED/CERT

This instrument prepared by
and record and return to:
David R. Kinman, Esq.
Johnston Barton Proctor & Rose LLP
Colonial Brookwood Center
569 Brookwood Village, Suite 901
Birmingham, Alabama 35209
(205) 458-9400

STATE OF ALABAMA)

SHELBY COUNTY)

PARTIAL RELEASE FROM ASSET AGREEMENT

KNOW ALL MEN BY THESE PRESENTS, that effective as of June 7, 2011, the undersigned, **FIRST COMMERCIAL BANK**, a division of Synovus Bank, a Georgia state banking corporation and successor by merger to First Commercial Bank, an Alabama state banking corporation (the “**Lender**”), is the owner and holder of certain indebtedness and obligations of **SCOTT LIVING TRUST, DATED JULY 19, 2000** (the “**Trust**”), which indebtedness and obligations are evidenced by, among other things, that certain Asset Agreement dated as of December 16, 2009, executed by the Trust in favor of Lender and recorded on October 21, 2010, with the Judge of Probate of Shelby County, Alabama as Instrument Number 20101021000353180 (as amended, the “**Asset Agreement**”).

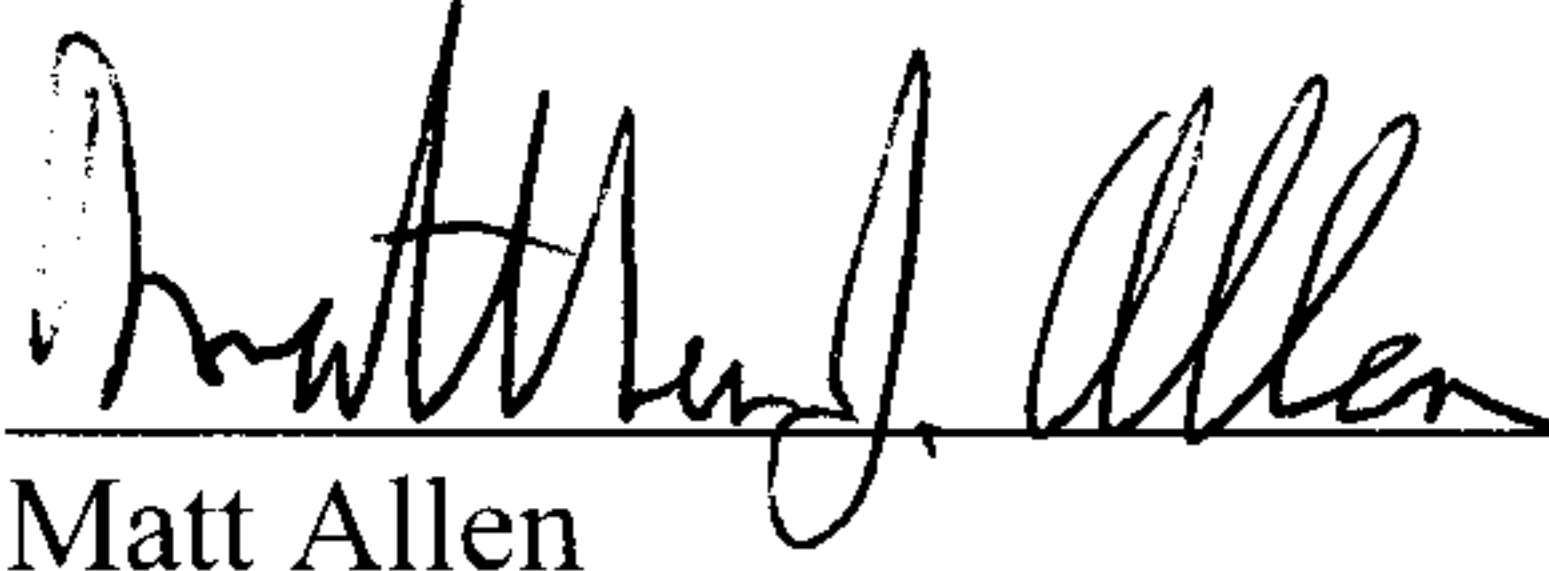
By execution of this partial release, Lender does hereby release that certain real property described in **Exhibit A** attached hereto and incorporated herein by this reference from the coverage of the Asset Agreement. The foregoing partial release is being given by Lender in order to facilitate the Trust’s lien-free sale and transfer of the real property described in **Exhibit A** to TBB Dispersions, LLC, but shall not otherwise be deemed to alter, diminish, extinguish or satisfy the indebtedness or obligations of the Trust or any other party to Lender.

Except as expressly set forth above, the Asset Agreement shall remain in full force and effect.

[SIGNATURE ON FOLLOWING PAGE]

IN WITNESS WHEREOF, the undersigned has hereunto set his hand and seal on the date first set forth above.

FIRST COMMERCIAL BANK, a division of Synovus Bank, a Georgia state banking corporation and successor by merger to First Commercial Bank, an Alabama state banking corporation

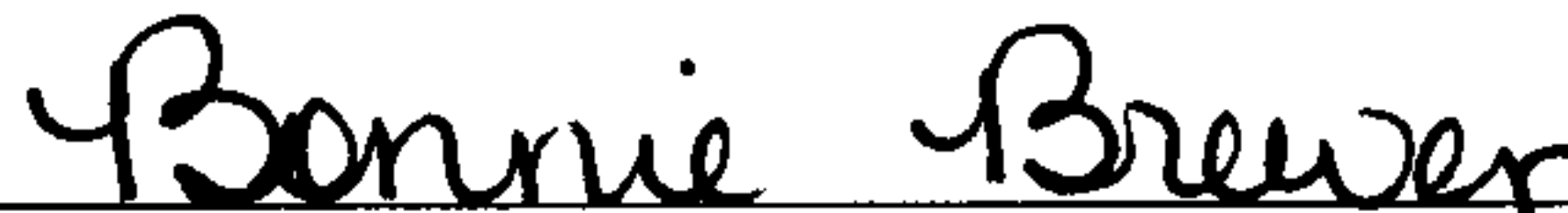
By: 
Matt Allen
Its: Commercial Loan Officer

STATE OF ALABAMA)

COUNTY OF JEFFERSON)

I, the undersigned Notary Public in and for said County, in said State, hereby certify that Matt Allen, whose name as the Commercial Loan Officer of **FIRST COMMERCIAL BANK**, a division of Synovus Bank, a Georgia state banking corporation and successor by merger to First Commercial Bank, an Alabama state banking corporation, is signed to the foregoing partial release, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he as such officer and with full authority, executed the same for and as the act of said state banking corporation.

Given under my hand and official seal this 7th day of June, 2011.


Notary Public

[AFFIX SEAL]

My commission expires: 1/9/2012

EXHIBIT A

LEGAL DESCRIPTION

A parcel of land situated in the North half of the Southeast Quarter of Section 15, Township 20 South, Range 3 West, Shelby County, Alabama, and being more particularly described as follows:

Commence at a found crimp pipe, said point being the Southeast corner of Lot 8 of Mullin's Eastside Addition to Helena, as recorded in Map Book 4, Page 25, in the Office of the Judge of Probate, Shelby County, Alabama, said point also being on the South line of said North half of said Southeast Quarter; thence leaving said Lot 8 run in an Easterly direction along said South line for a distance of 351.74 feet to a set capped rebar stamped GSA CA-560-LS, said point also being the POINT OF BEGINNING; thence leaving said South line, turn an exterior angle to the right of 89 degrees 57 minutes 31 seconds and run in a Northerly direction for a distance of 269.44 feet to a set capped rebar stamped GSA CA-560-LS, said point also being on the Southernmost right of way line of Elm Street (50' R.O.W.); thence turn an interior angle to the left of 91 degrees 37 minutes 58 seconds and run in an Easterly direction along said Southernmost right of way line for a distance of 309.97 feet to the centerline of Prairie Branch; thence leaving said Southernmost right of way line turn an interior angle to the left of 79 degrees 54 minutes 33 Seconds and run in a Southwesterly direction along the centerline of said Prairie Branch for a distance of 30.22 feet; thence turn an exterior angle to the right of 159 degrees 09 minutes 04 seconds and run in a Southeasterly direction along said centerline for a distance of 51.97 feet; thence turn an exterior angle to the right of 141 degrees 59 minutes 16 seconds and run in a Southeasterly direction along said centerline for a distance of 139.71 feet; thence turn an interior angle to the left of 175 degrees 46 minutes 06 seconds and run in a Southeasterly direction along said centerline for a distance of 157.33 feet, said point also being on said South line of said North half of said Southeast Quarter; thence leaving said centerline turn an interior angle to the left of 43 degrees 47 minutes 14 seconds and run in a Westerly direction along said South line for a distance of 537.70 feet to the POINT OF BEGINNING.