

STATE OF ALABAMA  
SHELBY COUNTY

## PARTIAL RELEASE OF RECORDED LIEN

KNOW ALL MEN BY THESE PRESENTS, that the undersigned, **SERVISFIRST BANK**, acknowledges sufficient payment of the indebtedness secured by that certain mortgage executed by **HIGGINBOTHAM OIL COMPANY, INC.**, successor by merger with **SUNNY STORES, INC.**, **Burnie Arnold Higginbotham** and **Viola E. Higginbotham**, which is recorded in the Office of the Judge of Probate of Shelby County, Alabama in Instrument No. 20120425000142420 along with that certain Assignment of Rents and Leases recorded in Instrument 20120425000142430 and that certain UCC financing statement 20120425000142440 to release therefrom the following described property, and the undersigned does further hereby release and satisfy its mortgages, assignments and financing statements as to the following described property, to wit:

### PARCEL I:

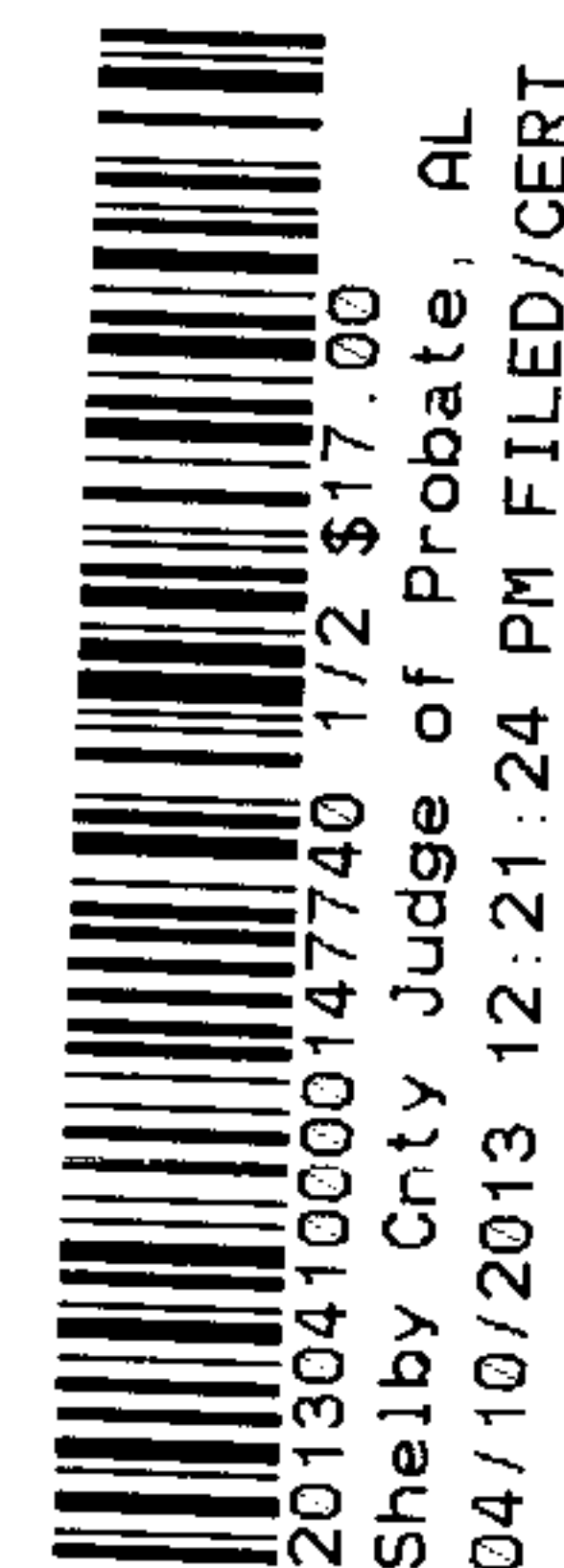
A part of the Northwest 1/4 of Northeast 1/4 of Section 36, Township 19 South, Range 3 West, more particularly described as follows:

Commence at the Northeast corner of the Northwest 1/4 of Northeast 1/4 of Section 36, Township 19 South, Range 3 West; thence Southerly along the East line of said 1/4 - 1/4 section to the South right of way line of the Old (abandoned) right of way of the Acton Branch Railroad, which is the point of beginning; thence continue South along said 1/4 - 1/4 section line 516.9 feet, more or less, to the centerline of the Helena-Acton Road; thence 60° 06' 30" right Southwesterly along said centerline a distance of 115.34 feet; thence 119° 53' 30" right Northerly and parallel to said 1/4 - 1/4 line a distance of 575.0 feet, more or less, to said South railroad right of way line; thence Easterly 100 feet, more or less, along said South railroad right of way line to the point of beginning.

### PARCEL II:

That part of the Northeast 1/4 of the Northeast 1/4 of Section 36, Township 19 South, Range 3 West, lying Southwest of Old U.S. Highway 31 and Northwest of the Helena-Acton Road, more particularly described as follows:

Begin at the Northwest corner of the Northeast 1/4 of Northeast 1/4 of Section 36, Township 19 South, Range 3 West; thence Easterly along the North line of said 1/4 - 1/4 section 65.1 feet to the centerline of U.S. Highway 31; thence 52° 43' 30" right along said centerline a distance of 430.70 feet to the intersection with the centerline of the Helena-Acton Road; thence 98° 56' right along the last mentioned centerline 366.48 feet to the intersection with the West line of said 1/4 - 1/4 section; thence 117° 49' 30" right Northerly along said West line a distance of 516.9 feet to the point of



beginning.

Nothing contained in this release should be construed to release from the above described mortgage, assignment and financing statement any property that is not specifically described above, and such mortgage, assignment and financing statement shall remain in full force and effect as to all property described therein, less that specific piece of property described above and released hereby.

IN WITNESS WHEREOF, the undersigned, has caused these presents to be executed this 2 day of April, 2013.

**SERVISFIRST BANK**

BY: [Signature]  
Print Name: Stephen Davis  
Title: Senior Vice President


STATE OF ALABAMA  
JEFFERSON COUNTY

I, the undersigned Notary Public, in and for said County, in said State, hereby certify that Stephen Davis, whose name as SV of SERVISFIRST BANK, a corporation, and who is known to me, acknowledged before me on this day that, being informed of the contents of said Agreement, he/she as such officer, and with full authority, executed the same voluntarily, as an act of said corporation.

Given under my hand and official seal, this the 2 day of April, 2013.

[Signature]  
NOTARY PUBLIC

My Commission Expires: **NOTARY PUBLIC STATE OF ALABAMA AT LARGE**  
**MY COMMISSION EXPIRES: July 16, 2014**  
**BONDED THRU NOTARY PUBLIC UNDERWRITERS**

  
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Shelby Cnty Judge of Probate, AL  
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