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Shelby Cnty Judge of Probate, AL  
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This Document Prepared By:

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STATE OF ALABAMA     )  
                                      )  
SHELBY COUNTY         )

**RELEASE OF MORTGAGES AND ASSIGNMENTS OF LEASES AND RENTS**

KNOW ALL MEN BY THESE PRESENTS, that for valuable consideration, the undersigned **Cadence Bank, N.A.**, a national banking association, as holder of the following liens of record given by **Townside Building, LLC**, an Alabama limited liability company ("Townside"), and **Gibson & Anderson Construction, Inc.**, an Alabama corporation ("Gibson & Anderson"), does hereby release and satisfy the following mortgages and assignments of leases and rents, all of which are recorded in the Office of the Judge of Probate of Shelby County, Alabama (the "Probate Court"):

**Lot 1** (Gibson & Anderson):

- (i) That certain Real Estate Mortgage dated September 17, 2009, executed and delivered by Gibson & Anderson in favor of Superior Bank, a federal savings bank ("Superior Bank"), recorded in Instrument Number **20090921000360140** in the Probate Court;
- (ii) That certain Assignment of Leases and Rents dated September 17, 2009, executed by Gibson & Anderson in favor of Superior Bank, recorded in Instrument Number **20090921000360150** in the Probate Court;

**Lot 3** (Gibson & Anderson):

- (iii) That certain Real Estate Mortgage dated September 17, 2009, executed and delivered by Gibson & Anderson in favor of Superior Bank, recorded in Instrument Number **20090921000360180** in the Probate Court;

- (iv) That certain Assignment of Leases and Rents dated September 17, 2009, executed by Gibson & Anderson in favor of Superior Bank, recorded in Instrument Number **20090921000360190** in the Probate Court;

**Lot 5** (Gibson & Anderson):

- (v) That certain Real Estate Mortgage dated September 17, 2009, executed and delivered by Gibson & Anderson in favor of Superior Bank, recorded in Instrument Number **20090921000360220** in the Probate Court;
- (vi) That certain Assignment of Leases and Rents dated September 17, 2009, executed by Gibson & Anderson in favor of Superior Bank, recorded in Instrument Number **20090921000360230** in the Probate Court;

**Lot 81** (Townside):

- (vii) That certain Real Estate Mortgage dated June 29, 2007, executed and delivered by Townside in favor of Superior Bank, recorded in Instrument Number **20070806000365370** in the Probate Court;
- (viii) That certain Assignment of Leases and Rents dated June 29, 2007, executed by Townside in favor of Superior Bank, recorded in Instrument Number **20070806000365380** in the Probate Court;

**Lot 82** (Townside):

- (ix) That certain Real Estate Mortgage dated June 28, 2007, executed and delivered by Townside in favor of Superior Bank, recorded in Instrument Number **20070806000365530** in the Probate Court;

- (x) That certain Assignment of Leases and Rents dated June 28, 2007, executed by Townside in favor of Superior Bank, recorded in Instrument Number **20070806000365540** in the Probate Court;

**Lot 83** (Townside):

- (xi) That certain Real Estate Mortgage dated June 29, 2007, executed and delivered by Townside in favor of Superior Bank, recorded in Instrument Number **20070806000366060** in the Probate Court;
- (xii) That certain Assignment of Leases and Rents dated June 29, 2007, executed by Townside in favor of Superior Bank, recorded in Instrument Number **20070806000366070** in the Probate Court;

**Lot 84** (Townside):

- (xiii) That certain Real Estate Mortgage dated June 28, 2007, executed and delivered by Townside in favor of Superior Bank, recorded in Instrument Number **20070806000365850** in the Probate Court; and
- (xiv) That certain Assignment of Leases and Rents dated June 28, 2007, executed by Townside in favor of Superior Bank, recorded in Instrument Number **20070806000365860** in the Probate Court.

**How Cadence Bank Became the Holder of the Liens of Record:**

On April 15, 2011, the Federal Deposit Insurance Corporation (the “FDIC”) became the receiver of Superior Bank, a federal savings bank (“Superior Bank”).

Superior Bank, National Association, a national banking association (“Superior National”), entered into a certain Purchase and Assumption Agreement dated as of April 15, 2011, whereby Superior National purchased certain assets from the FDIC, as receiver of Superior Bank, including but not limited to the liens of record described in this instrument and the loans



secured by them (the "Purchase and Assumption Agreement"). The Purchase and Assumption Agreement is evidenced by, among other documents, that certain assignment of security instruments and other loan documents dated May 15, 2011, recorded in Instrument Number **20110613000173700** in the Office of the Judge of Probate of Shelby County, Alabama.

On November 11, 2011, Superior National merged into Cadence Bank, N.A., a national banking association.

**IN WITNESS WHEREOF**, the undersigned has caused these presents to be executed on the 16<sup>th</sup> day of AUGUST, 2013.

**CADENCE BANK, N.A., a national banking association**

By: 

Print Name: SCOTT HARRIS

Its: SENIOR VICE PRESIDENT

**[Acknowledgment on the Following Page]**

**[The Remainder of this Page is Intentionally Left Blank]**

STATE OF Alabama )  
 )  
COUNTY OF Jefferson )

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Scott Harris, whose name as Senior Vice President of Cadence Bank, N.A., a national banking association, 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 such instrument, he/she, as such officer and with full authority, executed the same voluntarily for and as the act of said national banking association.

Witness my hand and official seal, this the 16<sup>th</sup> day of August, 2013

Notary Public: Oneka L. Horth

My Commission Expires: 8/28/14