



**IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA
BIRMINGHAM DIVISION**

ALAMERICA BANK,

Plaintiff,

v.

**LOGAN PROPERTIES, INC.,
et al.,**

Defendants.



20170125000030120 1/13 \$52.00
Shelby Cnty Judge of Probate: AL
01/25/2017 01:29:33 PM FILED/CERT

CASE NO. CV-2010-901673

County Division Code: AL040
Inst. # 2017002171 Pages: 1 of 13
I certify this instrument filed on
1/9/2017 3:22 PM Doc: RJ
Alan L. King, Judge of Probate
Jefferson County, AL. Rec: \$52.00

Clerk: SKIPWITHH

ASSIGNEE'S NOTICE OF SATISFACTION OF JUDGMENT

COMES NOW The Big Four Realty, Inc., as assignee of plaintiff Alamerica Bank and hereby gives notice of the following:

1. The judgment entered by this Court in favor of Alamerica Bank (the "Bank") and against defendant Charles H. Stephens on October 18, 2010 in the amount of \$296,439.54, plus \$476.21 in court costs (the "Judgment"), was recorded with the Probate Court of Jefferson County, Alabama at LR 201102, page 24750-24751 and at LR201219, page 14232-14234; in the Probate Court of Shelby County, Alabama at 20129000458100, 20129000458110, and 20129000458120; in the Probate Court of Chilton County at Book 2012, page 175732; in the Probate Court of Tuscaloosa County, Alabama at Judgment Book 2012, page 6261; and, potentially, in the Probate Court of Talladega County, Alabama at an as-yet unknown location.

2. The Judgment, along with any rights under the Judgment, was assigned,

without recourse, by the Bank to Big Four Realty, Inc. on February 4, 2013 and recorded in the Probate Court of Jefferson County, Alabama on February 14, 2013 at LR201311, page 7845 (the "Original Assignment") and on April 8, 2013 and recorded in the Probate Court of Jefferson County, Alabama on May 3, 2013 at LR201313, page 20461 (the "Amended Assignment"), as clarified by that certain "Scrivener's Affidavit" recorded in the Probate Court of Jefferson County, Alabama on June 7, 2013 at LR201314, page 24044. A copy of each of the Original Assignment, Amended Assignment and Scrivener's Affidavit are attached hereto as Exhibit A-C, respectively.

4. Big Four Realty, Inc. hereby provides notice that the Judgment, along with the assignments thereof, are hereby deemed SATISFIED and are hereby RELEASED.

Respectfully submitted,

/s/ John W. Clark IV

JOHN W. CLARK IV (CLA087)


Bainbridge, Mims, Rogers & Smith, LLP
The Luckie Building, Suite 415
600 Luckie Drive (35223)
Post Office Box 530886
Birmingham, Alabama 35253
Telephone: (205) 879-1100
Facsimile: (205) 879-4300
E-mail: jclark@bainbridgemims.com

Attorneys for The Big Four Realty, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on **December 2, 2014**, I electronically filed the foregoing with the Court using the Alafile system which will send notification of such filing to the following:

Daniel D. Sparks
CHRISTIAN & SMALL LLP
505 20th Street North, Suite 1800
Birmingham, Alabama 35203
ddsparks@csattorneys.com


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Shelby Cnty Judge of Probate, AL
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/s/ John W. Clark IV
Of Counsel



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12/2/2014 12:20 PM
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CIRCUIT COURT OF
JEFFERSON COUNTY, ALABAMA
ANNE-MARIE ADAMS, CLERK



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Shelby Cnty Judge of Probate, AL
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Exhibit A

**ABSOLUTE ASSIGNMENT OF ALAMERICA BANK'S
INTEREST IN JUDGMENT**

THIS ABSOLUTE ASSIGNMENT (hereinafter referred to as "Assignment"), made as of February 4, 2013, by ALAMERICA BANK, whose address is 2170 Highland Avenue, Suite 150, Birmingham AL 35205 ("Assignor"), in favor of The Big Four Realty., Inc, an Alabama corporation whose address is Birmingham, Alabama ("Assignee").

For value received, Assignor, hereby assigns without recourse or representation of any kind, to Assignee, that certain judgment recovered by Assignor, rendered on October 18, 2010, in the case styled *Alamerica Bank v. Logan Properties, Inc., Charles H. Stephens, and John Paul Golden*, CV-2010-901763, in the Circuit Court of Jefferson County, Alabama, against Logan Properties, Inc., Charles H. Stephens, and John Paul Golden for the sum of \$296,439.54 dollars, plus applicable interest, and any and all sum or sums of money or other benefit or advantage which may be had or obtained by reason of said judgment with full authority to Assignee to demand and receive the amount of the judgment and costs to Assignee's own use, and on the payment of the judgment or any part of such judgment to give a discharge of such judgment.

Assignor authorizes Assignee to sue out execution and all other legal processes necessary to the enforcement of the judgment, such proceedings to be done at the sole cost and expense of Assignee.

Alamerica Bank has executed this assignment on this the 4 February 2013.

ALAMERICA BANK:



Its: PRESIDENT AND CEO

ACCEPTANCE BY ASSIGNEE

On this the 4th day of February, 2013, The Big Four Realty, Assignee, accepts the above assignment.

THE BIG FOUR REALTY, INC.:

Debbie S. Houston
Its: President



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Shelby Cnty Judge of Probate, AL
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EXHIBIT B

This document prepared by:
Daniel D. Sparks
Christian & Small, LLP
505 North 20th Street
Birmingham, Alabama 35203-2696



20130503000461330 1/3
Bk: LR201313 Pg:20461
Jefferson County, Alabama
I certify this instrument filed on
05/03/2013 03:16:05 PM AS
Judge of Probate- Alan C. King

**ABSOLUTE ASSIGNMENT OF ALAMERICA BANK'S
INTEREST IN JUDGMENT**

THIS ABSOLUTE ASSIGNMENT (hereinafter referred to as "Assignment"), made as of February 4, 2013, by ALAMERICA BANK, whose address is 2170 Highland Avenue, Suite 150, Birmingham AL 35205 ("Assignor"), in favor of The Big Four Realty, Inc. an Alabama corporation whose address is 4976 Spring Rock Road, Birmingham, Alabama 35223 ("Assignee").

For value received, Assignor, hereby assigns without recourse or representation of any kind, to Assignee, that certain judgment recovered by Assignor, rendered on October 18, 2010, in the case styled *Alamerica Bank v. Logan Properties, Inc., Charles H. Stephens, and John Paul Golden*, CV-2010-901673, in the Circuit Court of Jefferson County, Alabama, against Logan Properties, Inc., Charles H. Stephens, and John Paul Golden for the sum of \$296,439.54 dollars, plus applicable interest, and recorded with the Probate Court of Jefferson County, Alabama at LR201219, page 14232-14234 and in the Probate Court of Shelby County, Alabama at 20129000458100, 20129000458110, and 20129000458120, and any and all sum or sums of money or other benefit or advantage which may be had or obtained by reason of said judgment with full authority to Assignee to demand and receive the amount of the judgment and costs to Assignee's own use, and on the payment of the judgment or any part of such judgment to give a discharge of such judgment.

Assignor authorizes Assignee to sue out execution and all other legal processes necessary to the enforcement of the judgment, such proceedings to be done at the sole cost and expense of Assignee.


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Shelby Cnty Judge of Probate, AL
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Alamerica Bank has executed this assignment effective on this the 4th February 2013.

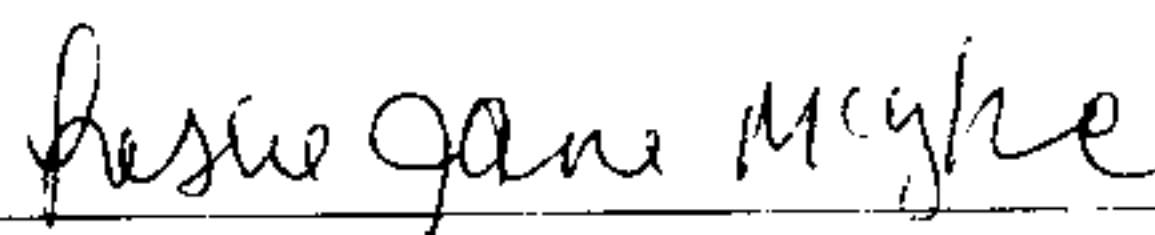
ALAMERICA BANK:



By: LAWRENCE TATE
Its: President and CEO

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, here certify that **Lawrence Tate**, whose name as the **President and CEO** of **Alamerica Bank**, an Alabama banking corporation, is signed to the foregoing and who is known to me, acknowledged before me on this day that, being informed the contents of this document, he, as an officer and with full authority, executed the same voluntarily for and as the act of said corporation on the date below.

Subscribed and sworn to before me on this 8th day of April, 2013.

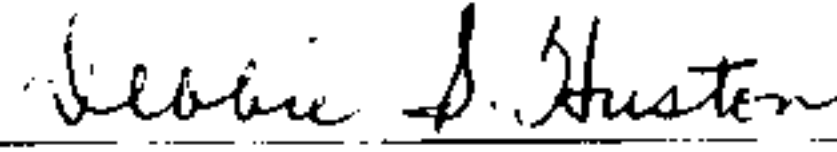

Notary Public
My Commission Expires: 8/3/13


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Shelby Cnty Judge of Probate, AL
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ACCEPTANCE BY ASSIGNEE

On this the 4th day of February, 2013, The Big Four Realty, Inc., Assignee, accepts the above assignment.

THE BIG FOUR REALTY, INC.:



By: DEBBIE S. HUSTON
Its: President



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ANNE-MARIE ADAMS, CLERK





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Shelby Cnty Judge of Probate, AL
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EXHIBIT C

This document prepared by:

John W. Clark IV
Bainbridge, Mims, Rogers & Smith, LLP
The Luckie Building
600 Luckie Drive, Suite 415 (35223)
Post Office Box 530886
Birmingham, Alabama 35253
Telephone: (205) 879-1100
Facsimile: (205) 879-4300


20130607000595380 1/2
Bk: LR201314 Pg:24044
Jefferson County, Alabama
I certify this instrument filed on
06/07/2013 09:40:10 AM AFF
Judge of Probate- Alan L. King


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Shelby Cnty Judge of Probate, AL
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SCRIVENER'S AFFIDAVIT

COMES NOW, the undersigned, and after being duly sworn, does state as follows:

1. My name is John W. Clark IV and I am an attorney duly licensed in the State of Alabama.

2. This affidavit is given in order correct errors in previously filed assignments of that certain judgment in favor of **ALAMERICA BANK**, whose address is 2170 Highland Avenue, Suite 150, Birmingham AL 35205 ("Alamerica"), rendered on October 18, 2010, in the case styled *Alamerica Bank v. Logan Properties, Inc., Charles H. Stephens, and John Paul Golden*, CV-2010-901673, in the Circuit Court of Jefferson County, Alabama, against **LOGAN PROPERTIES, INC., CHARLES H. STEPHENS**, and **JOHN PAUL GOLDEN** for the sum of \$296,439.54 dollars, plus applicable interest, and recorded with the Probate Court of Jefferson County, Alabama at LR 201102, page 24750-24751 and at LR201219, page 14232-14234, and in the Probate Court of Shelby County, Alabama at 20129000458100, 20129000458110, and 20129000458120 (the "Judgment").

3. In my role as counsel for The Big Four Realty, Inc., an Alabama corporation whose address is 4976 Spring Rock Road, Birmingham, Alabama 35223 ("Big Four"), and on behalf of counsel for Alamerica, I drafted and was the scrivener of the original Absolute Assignment of Alamerica Bank's Interest in Judgment, dated February 4, 2013, and recorded on February 14, 2013 at LR201311, Page 7845 (the "Original Assignment") and the subsequent Absolute Assignment of Alamerica Bank's Interest in Judgment, dated April 8, 2013, and recorded on May 3, 2013 at LR201313, Page 20461 (the "Amended Assignment").

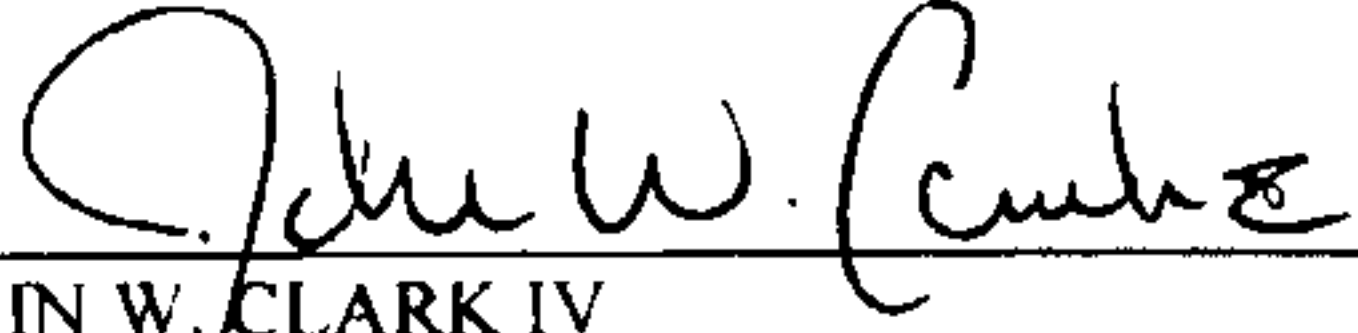
4. The Original Assignment and the Amended Assignment did not expressly set out both locations of the recording of the Judgment here in Jefferson County, Alabama, *i.e.*, at LR 201102, page 24750-24751 and at LR201219, page 14232-14234.

5. The Amended Assignment was intended to correct the Original Assignment, and this affidavit is intended to correct both the Original Assignment and the Amended Assignment.


6. The Original Assignment and the Amended Assignment were intended to assign from Alamerica to Big Four, without recourse or representation of any kind, the Judgment, and any and all sum or sums of money or other benefit or advantage which may be had or obtained by reason of said Judgment with full authority to the Big Four to demand and receive the amount of the Judgment and

costs to Big Four's own use, and on the payment of the Judgment or any part of such Judgment, by or on behalf of any Judgment debtor, to give a discharge of such Judgment to the Judgment debtor(s).

Executed this the 5th day of June, 2013, and intended to be effective as of the 4th day of February, 2013.

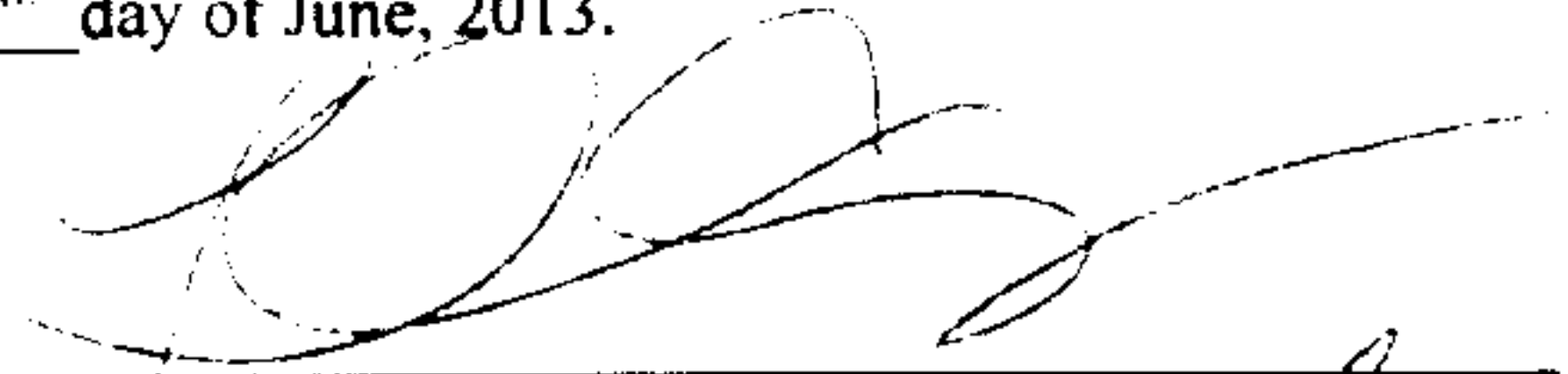

JOHN W. CLARK IV

STATE OF ALABAMA)
 :
JEFFERSON COUNTY)


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Shelby Cnty Judge of Probate, AL
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I, the undersigned, a Notary Public in and for said County, in said State, here certify that **John W. Clark IV**, whose name is signed to the foregoing and who is known to me, acknowledged before me on this day that, being informed the contents of this document, he executed the same voluntarily on this date.

Subscribed and sworn to before me on this 10 day of June, 2013.



Notary Public
My Commission Expires: 9-20-17

LINDA ANN CARPENTER
Notary Public, State of Alabama
Alabama State At Large
My Commission Expires
September 20, 2017

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Jefferson County, Alabama
06/07/2013 09:40:10 AM AFF
Fee - \$19.00

Total of Fees and Taxes-\$19.00
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