

Space Above This Line For Recording Data

Upon Recording, Return to:
McGuireWoods LLP
1230 Peachtree Street, NE, Suite 2100
Atlanta, Georgia 30309
Attn: Colleen K. Heibeck

Cross Reference to:
Instrument 2000-33978
Records of Shelby County, AL

STATE OF ALABAMA

COUNTY OF SHELBY

TERMINATION OF MEMORANDUM OF LEASE

THIS TERMINATION OF MEMORANDUM OF LEASE is made as of July 13, 2018 ("Effective Date"), by and between **ALAN J. NAYER AND SOO-HI K. NAYER AS TRUSTEES OF THE ALAN J. NAYER AND SOO-HI K. NAYER REVOCABLE TRUST DATED SEPTEMBER 27, 1994** ("Landlord"), and **THE KRYSTAL COMPANY**, a Tennessee corporation ("Tenant").

WITNESSETH:

WHEREAS, Landlord, as successor-in-interest to CNL FUNDING 2001-A, LP, a Delaware limited partnership and Tenant are parties to that certain Lease Agreement dated September 15, 2000 ("Lease"); such Lease is evidenced of record by that certain Memorandum of Lease dated September 15, 2000, recorded September 27, 2000 as Instrument No. 2000-33978 ("Memorandum"), in the records of Shelby County, Alabama, with respect to certain real property located in Shelby County, Alabama, as more particularly described in the Lease.

WHEREAS, the parties hereto now wish to terminate the Memorandum.

NOW THEREFORE, Landlord and Tenant hereby acknowledge and agree that, as of the Effective Date, (i) the Lease has been terminated, (ii) the Memorandum is hereby terminated, and (iii) all agreements, covenants, rights, privileges, obligations and liabilities created pursuant to the Memorandum thereby have been terminated and extinguished in their entirety and have no further force and effect.




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Shelby Cnty Judge of Probate, AL
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IN WITNESS WHEREOF, Landlord and Tenant have executed this Termination of Memorandum of Lease to be effective as of the date first above written.

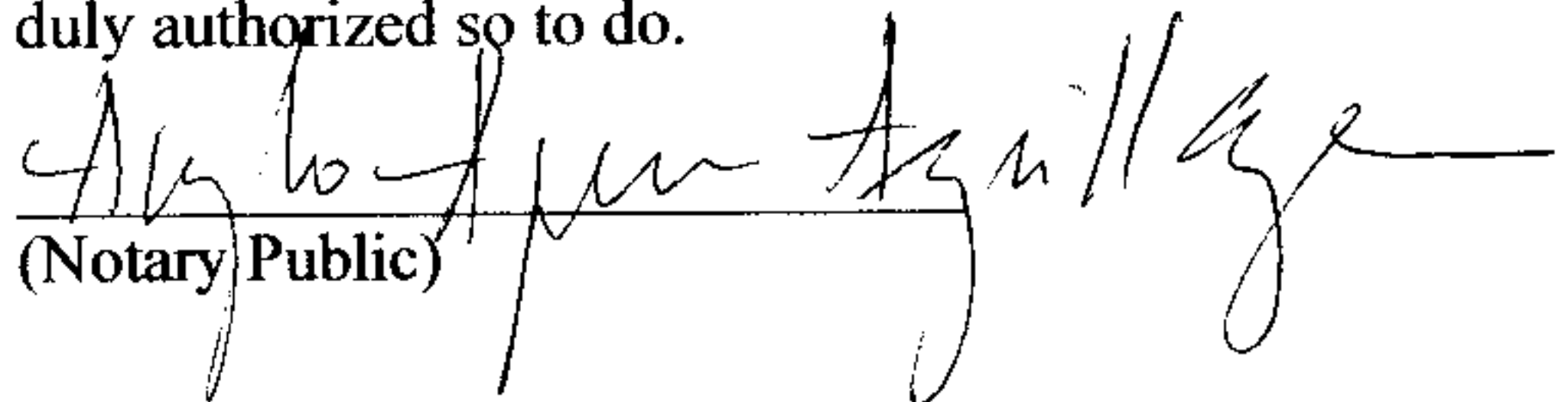
"LANDLORD":

**ALAN J. NAYER AND SOO-HI K. NAYER
AS TRUSTEES OF THE ALAN J. NAYER
AND SOO-HI K. NAYER REVOCABLE
TRUST DATED SEPTEMBER 27, 1994**


Alan J. Nayer, Trustee

STATE OF California
COUNTY OF Marin

Personally appeared before me, the undersigned authority in and for the said county and state, on this 12th day of July, 2018, within my jurisdiction, the within named Alan J. Nayer, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed in the above and foregoing instrument and acknowledged that he executed the same in his representative capacity, and that by his signature on the instrument, and as the act and deed of the person or entity upon behalf of which he acted, executed the above and foregoing instrument, after first having been duly authorized so to do.

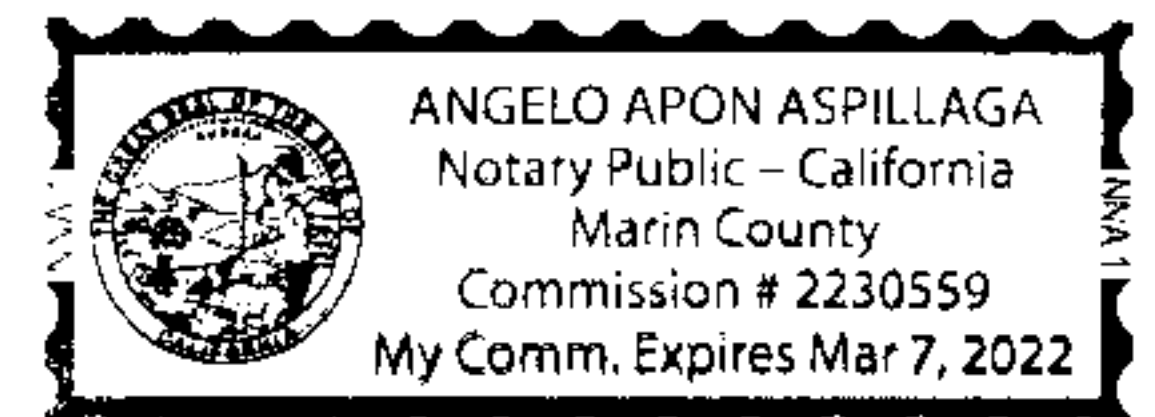

(Notary Public)

My Commission Expires:

March 07, 2022

[NOTARIAL SEAL]

[Signatures Continue on Next Page]



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"TENANT":

THE KRYSTAL COMPANY, a Tennessee corporation

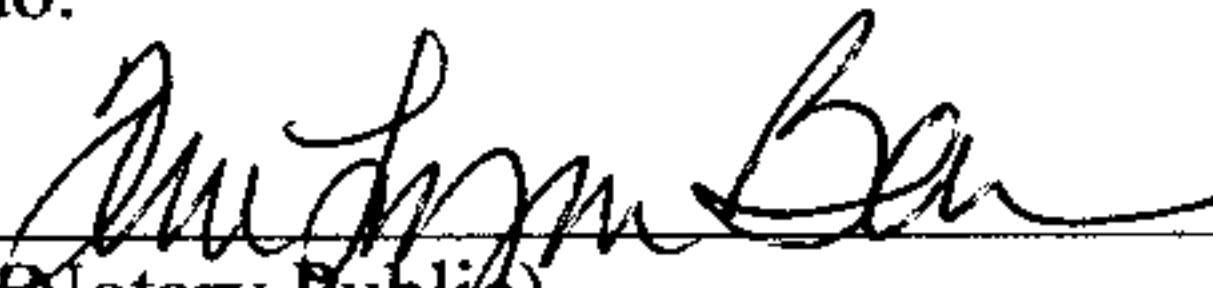
By: _____

Mike Wood, Vice President and Chief
Real Estate Officer

STATE OF FULTON

COUNTY OF GEORGIA

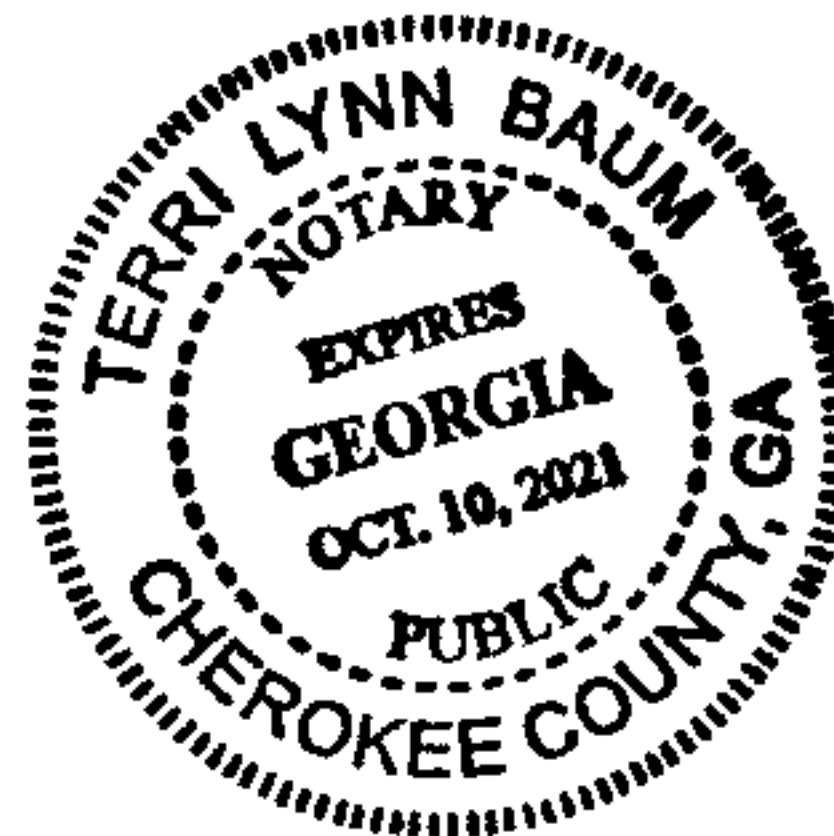
Personally appeared before me, the undersigned authority in and for the said county and state, on this 13th day of June, 2018, within my jurisdiction, the within named Mike Wood, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed in the above and foregoing instrument and acknowledged that he executed the same in his representative capacity, and that by his signature on the instrument, and as the act and deed of the person or entity upon behalf of which he acted, executed the above and foregoing instrument, after first having been duly authorized so to do.


(Notary Public)

My Commission Expires:

10/10/21

[NOTARIAL SEAL]



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