

This instrument prepared by
David R. Kinman
Maynard, Cooper & Gale, P.C.
1901 Sixth Avenue North, Suite 1700
Birmingham, Alabama 35203
(205) 254-1000

STATE OF ALABAMA)
)
COUNTY OF SHELBY)

RELEASE OF NONENCUMBRANCE AGREEMENT

KNOW ALL MEN BY THESE PRESENTS, the undersigned, **SYNOVUS BANK**, a Georgia state banking corporation, in its capacity as Agent (together with its successors or assigns, the “**Agent**”), is the beneficiary of that certain Nonencumbrance Agreement dated as of October 5, 2021, executed by **FAIRWAY – SOUTHLAKE, LLC**, an Alabama limited liability company, in favor of Agent and recorded in the Office of the Judge of Probate of Shelby County, Alabama, on October 5, 2021, at Instrument Number 20211005000486910 (the “**Nonencumbrance Agreement**”) which encumbers certain real property located in Shelby County, Alabama, which is more accurately described in Exhibit A attached hereto (the “**Property**”).

By its execution and delivery hereof, Agent does hereby release the Nonencumbrance Agreement.

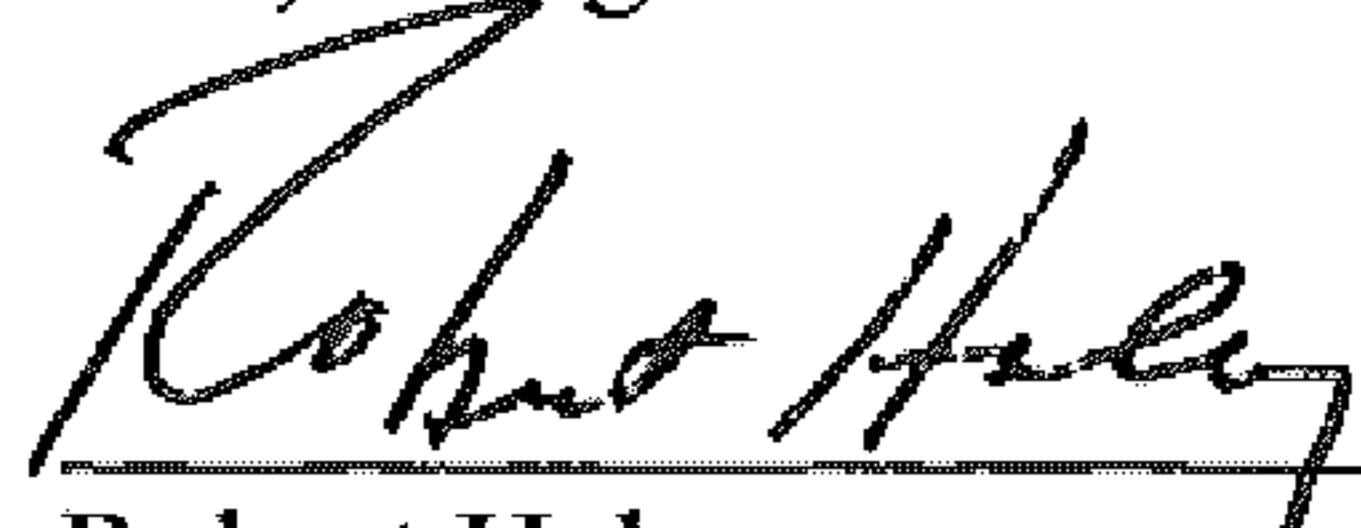
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IN WITNESS WHEREOF, the undersigned has hereunto set his hand and seal effective as of the date first set forth above.

AGENT:

SYNOVUS BANK, a Georgia state banking corporation, as Agent

By:



Robert Haley

Title: Corporate Banking Officer

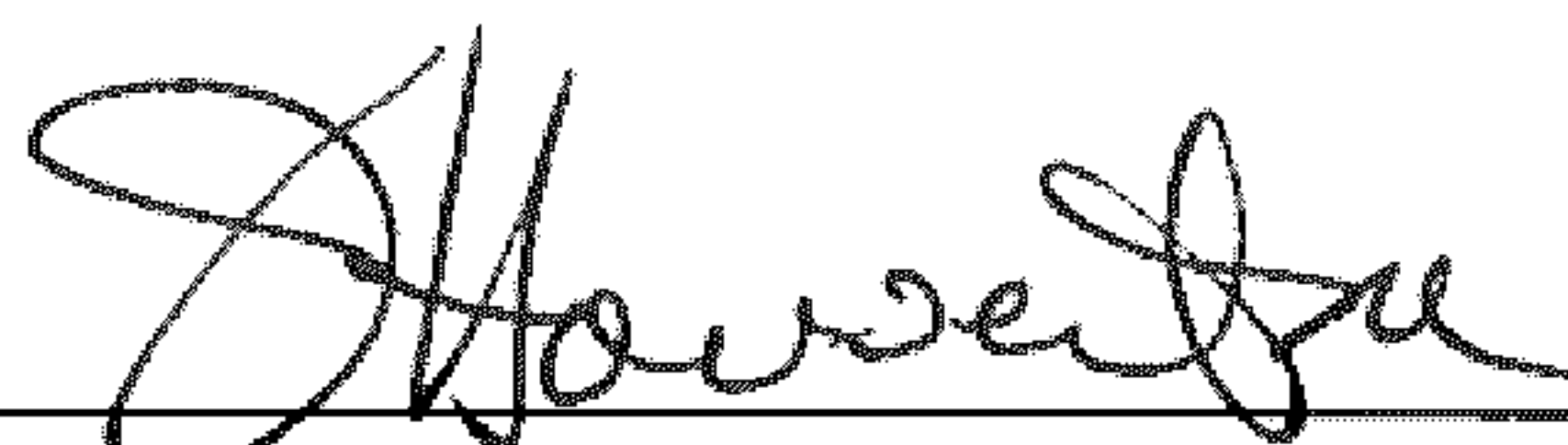
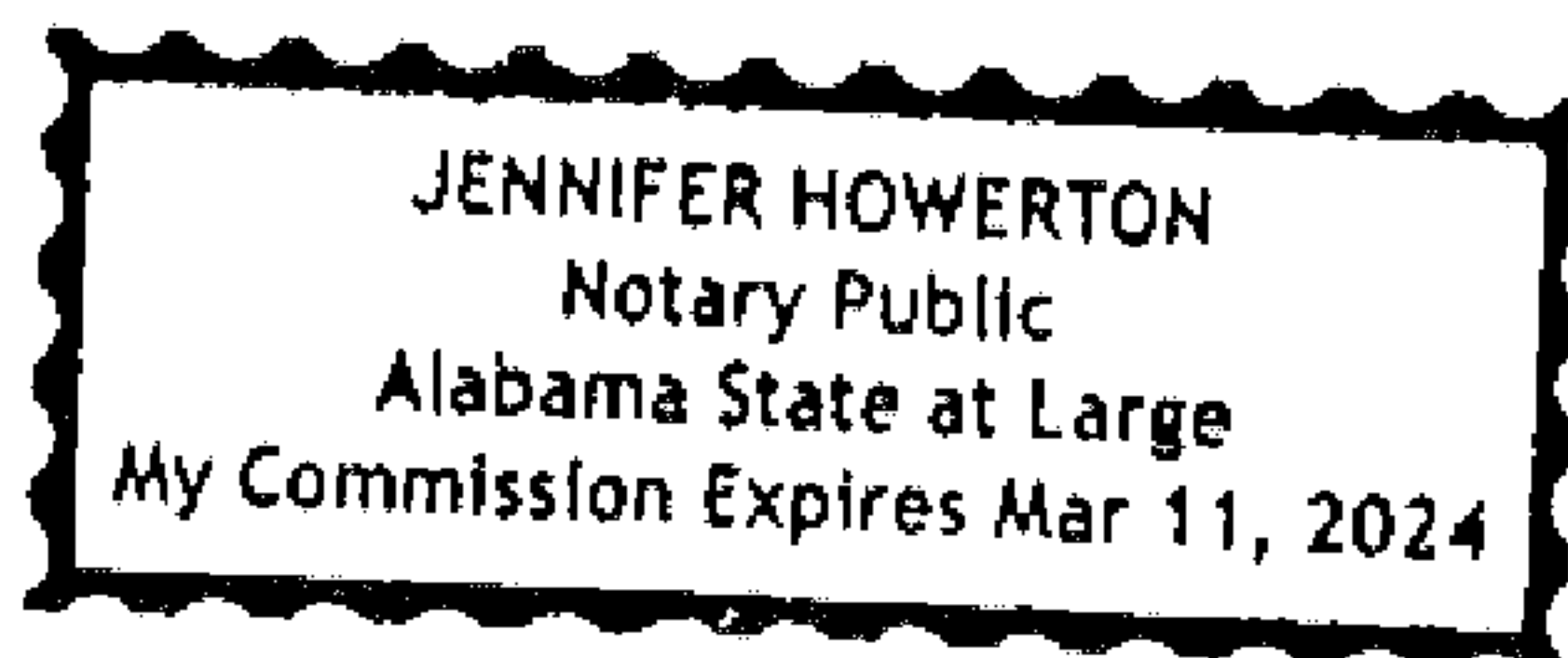
STATE OF ALABAMA

COUNTY OF JEFFERSON

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Robert Haley, whose name as Corporate Banking Officer of Synovus Bank, a Georgia state banking corporation, 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 the instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said banking corporation on the day the same bears date..

Given under my hand and seal of office this 14th day of April, 2022

[SEAL]



NOTARY PUBLIC

Print Name:

Jennifer Howerton

My Commission Expires:

3/11/2024

EXHIBIT A

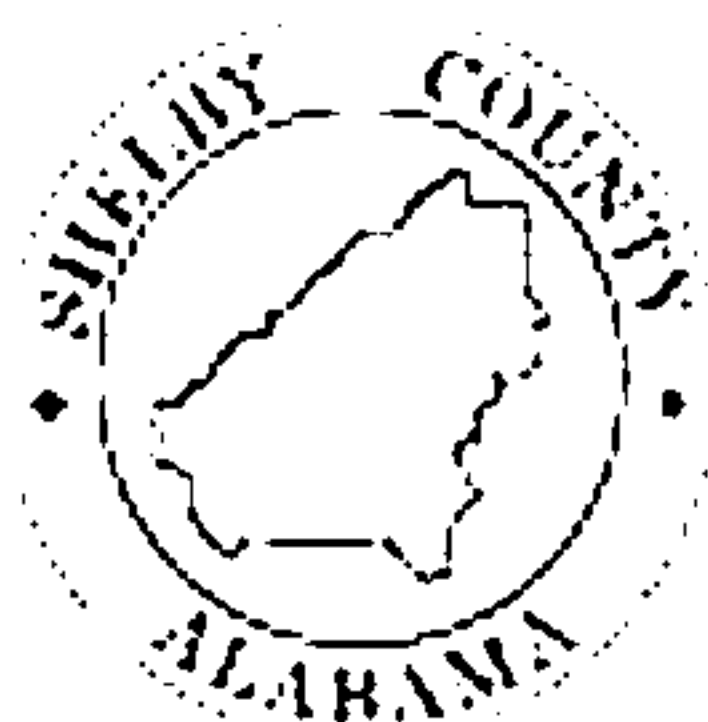
LEGAL DESCRIPTION

Parcel 1

Lot 3, according to the survey of Village on Valleydale at Southlake, as recorded in Map Book 11, Page 84, in the Probate Office of Shelby County, Alabama.

Parcel 2

Easement for the benefit of Parcel 1 as created by Declaration of Restrictions and Grant of Easements dated February 29, 1988 and recorded in Real Volume 173, Page 355 and Indenture of Establishment of Protective Covenants, Conditions and Restrictions, and Grant of Easements dated February 29, 1988 and recorded in Real Volume 173, Page 364 for the purpose described in these Easements over, under and across Lots 1 and 2, with respect to Real Volume 173, Page 355 and Lot 4, with respect to Real Volume 173, Page 364. Subject to terms, provisions and conditions set forth in said instruments.



Filed and Recorded
Official Public Records
Judge of Probate, Shelby County Alabama, County
Clerk
Shelby County, AL
04/25/2022 03:51:42 PM
\$28.00 JOANN
20220425000169430

Allen S. Bayl