

STATE OF ALABAMA )  
COUNTY OF SHELBY )

721  
NOTICE OF TERMINATION OF EASEMENT

This Notice of Termination of Easement is made by The Harbert-Equitable Joint Venture, an Alabama general partnership ("HEJV") this 29 day of JUNE, 1984.

WHEREAS, by instrument recorded in Book 336, beginning at Page 899, in the Office of the Judge of Probate of Shelby County, Alabama, HEJV granted to Natter Properties a temporary easement for underground field lines are as necessary for proper operation of a septic tank located on Lot No. 1, Riverchase Country Club Subdivision, 3rd Addition, according to plat recorded in Map Book 7, Page 53, in the Office of the Judge of Probate of Shelby County, Alabama; and

WHEREAS, according to the terms of Paragraph 4(ii) of said temporary easement, the rights, privileges and easements granted by said temporary easement would expire and terminate at such time as an operating Sewage Treatment System is made available to said Lot 1, Riverchase Country Club Subdivision, 3rd Addition; and

WHEREAS, such a Sewage Treatment System is now available to said Lot 1, Riverchase Country Club Subdivision, 3rd Addition, and the aforementioned temporary easement is terminated.

NOW, THEREFORE, be it known that:

1. A Sewage Treatment System, owned and operated by the City of Hoover, Alabama, is now available to Lot 1, Riverchase Country Club Subdivision, 3rd Addition, according to plat recorded in Map Book 7, Page 53, in the Office of the Judge of Probate of Shelby County, Alabama, said availability being evidenced by the affidavit of the City of Hoover attached hereto as Exhibit A and made a part hereof.

2. The easement granted by the Temporary Quitclaim Of Easement recorded in Book 336, Page 899, Probate Office of Shelby County, Alabama is, by its terms, terminated, and is void and of no force and effect.

IN WITNESS WHEREOF, this Notice is executed by The Harbert-Equitable Joint Venture as of the day and year first set forth above.

THE HARBERT-EQUITABLE JOINT VENTURE, an Alabama general partnership

By: HARBERT INTERNATIONAL, INC.,  
its general partner

ATTEST:

By: [Signature]

Its: [Signature]

By: [Signature]

Its: EXECUTIVE VICE PRESIDENT

STATE OF ALABAMA )

COUNTY OF SHELBY )

I, CYNTHIA A. ALDRIDGE, a Notary Public in and for said County in said State, hereby certify that E. M. DIXON, whose name as EXEC. VICE PRESIDENT of Harbert International, Inc., as general partner of The Harbert-Equitable Joint Venture, 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 corporation as general partner of The Harbert-Equitable Joint Venture.

Given under my hand this the 3RD day of JULY, 1984.

Cynthia A. Aldridge  
Notary Public

My Commission expires: MY COMMISSION EXPIRES FEBRUARY 3, 1986

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THIS INSTRUMENT PREPARED BY:  
Randolph H. Lanier  
Balch Bingham Baker Ward Smith  
Bowman & Thagard  
P. O. Box 306  
Birmingham, Alabama 35201

CERTIFICATION

This is to certify that a live sanitary sewer line under the jurisdiction of the City of Hoover is available to Lot 1, Riverchase Country Club, 3rd Addition as recorded in Map Book 7, Page 53 in the Office of the Judge of Probate of Shelby County, Alabama. This live sanitary sewer flows into the Riverchase Wastewater Treatment Plant which is owned and operated by the City of Hoover.

CITY OF HOOVER

WITNESS:

Cindy Aldridge

BY:

Its: *Donald R. Smith*

DATE: 6-26-84

STATE OF ALA. SHELBY CO.   
I CERTIFY THIS  
INSTRUMENT WAS FILED

1984 JUL 16 AM 10:00

*Thomas A. Shanks, Jr.*  
JUDGE OF PROBATE

*Recd 7.50*  
*Ind 1.00*  
*8.50*

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EXHIBIT "A"