


STATE OF ALABAMA  
SHELBY COUNTY

  
20110607000166420 1/3 \$18.00  
Shelby Cnty Judge of Probate, AL  
06/07/2011 10:47:09 AM FILED/CERT

**TERMINATION OF RIGHT OF FIRST REFUSAL**

This Termination of Right of First refusal ("Termination") is dated as of this <sup>26<sup>th</sup></sup> day of May, 2011 by and between Plantation Golf, Inc., an Alabama Corporation and McCay, Gilmore & McCay, LLC, an Alabama limited liability company ("MG&M")

**Recitals**

Plantation Golf, Inc., an Alabama Corporation and McCay, Gilmore & McCay, LLC, an Alabama limited liability company ("MG&M"), under that certain Right of First Fefusal dated as of 12<sup>th</sup> day of July, 2000, relating to certain real property located in the City of Harpersville, County of Shelby, State of Alabama, more particularly described in Exhibit "A" attached hereto (the "Property"); and

Plantation Golf, Inc., an Alabama Corporation has granted to McCay, Gilmore & McCay, LLC, an Alabama limited liability company ("MG&M"), the right of first refusal to purchase (the "Right of First Refusal") the Property and the improvements and certain other property located thereon, recorded in Instrument No. 2000-23613, Shelby County Judge of Probate, Shelby County, Alabama.

The Right of First Refusal has been terminated and is no longer of any force or effect.

Plantation Golf, Inc., an Alabama Corporation and McCay, Gilmore & McCay, LLC, an Alabama limited liability company ("MG&M"), now desire to cause this Termination to be recorded in the Official Records of Shelby County, Alabama, in order to put interested parties on notice that the Right of First Refusal has been terminated.

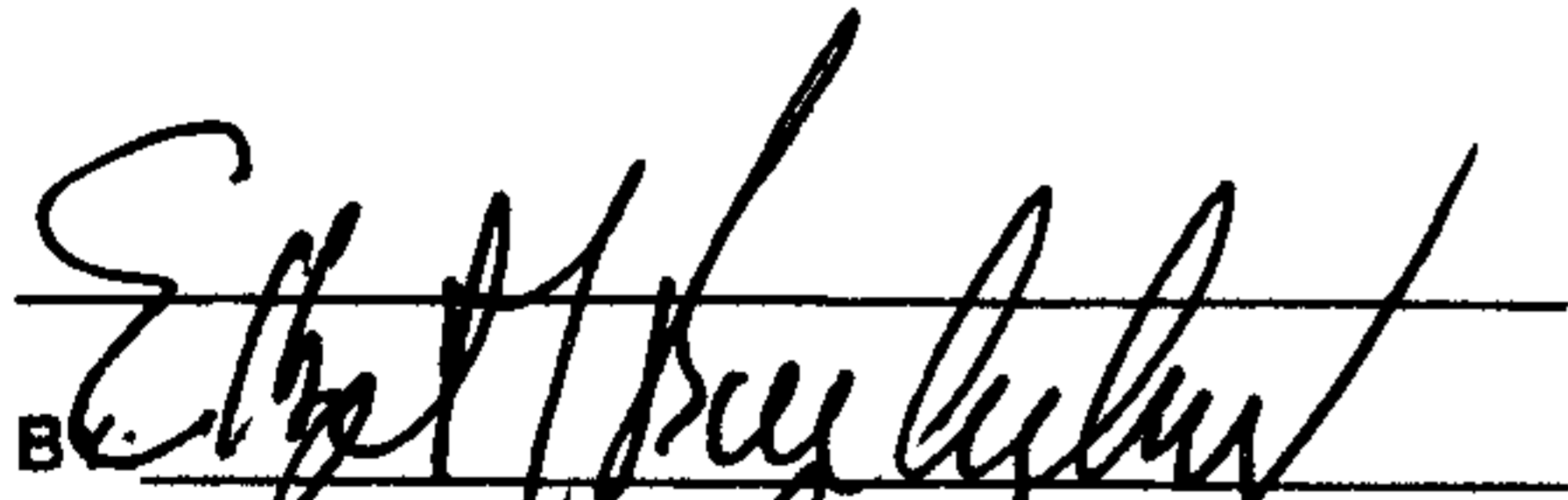

**Agreement**



Now, therefore, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Plantation Golf, Inc., an Alabama Corporation and McCay, Gilmore & McCay, LLC, an Alabama limited liability company ("MG&M"), hereby (a) terminate the Right of First Refusal, (b) agree that the Right of First Refusal has terminated, and (c) agree that the Right of First Refusal is void and of no force or effect.

In Witness Whereof, Plantation Golf, Inc., an Alabama Corporation and McCay, Gilmore & McCay, LLC, an Alabama limited liability company ("MG&M"), have executed this Termination as of the date first written above.

PLANTATION GOLF, INC

MCCAY, GILMORE & MCCAY LLC.

BY:   
ITS: 

BY:   
ITS: 



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STATE OF ALABAMA  
COUNTY OF Jefferson

I, Sheila Williams, the undersigned authority, Notary Public, in and for said County, in said State, hereby certify \_\_\_\_\_, as \_\_\_\_\_ of PLANTATION GOLF, INC. whose name 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/she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 23<sup>rd</sup> day of MAY, 2011.

Sheila Williams  
Notary Public  
My Commission Expires: \_\_\_\_\_

MY COMMISSION EXPIRES OCTOBER 1, 2013

STATE OF ALABAMA  
COUNTY OF Jefferson

I, Sheila Williams, the undersigned authority, Notary Public, in and for said County, in said State, hereby certify \_\_\_\_\_, as \_\_\_\_\_ of MCCAY, GILMORE & MCCAY LLC. whose name 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/she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 23<sup>rd</sup> day of MAY, 2011.

Sheila Williams  
Notary Public  
My Commission Expires: \_\_\_\_\_

MY COMMISSION EXPIRES OCTOBER 1, 2013

File No.: S-11-18918

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## EXHIBIT A

A parcel of land situated in the NW  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  and the SW  $\frac{1}{4}$  of the NW  $\frac{1}{4}$  of Section 1, Township 20 South, Range 2 East, Shelby County, Alabama, and being more particularly described as follows:

Begin at the SE corner of the NW  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  of said Section 1; thence North 89 degrees 05 minutes 13 seconds West along the South line of said  $\frac{1}{4}$ - $\frac{1}{4}$  line a distance of 314.16 feet to a point on the northeasterly right of way of U.S. Highway 280; thence North 51 degrees 18 minutes 58 seconds West along said right of way a distance of 599.55 feet; thence North 37 degrees 22 minutes 57 seconds East and leaving said right of way a distance of 323.91 feet; thence North 00 degrees 48 minutes 23 seconds East a distance of 1266.76 feet; thence South 85 degrees 33 minutes 09 seconds West a distance of 282.27 feet; thence North 03 degrees 18 minutes 10 seconds West a distance of 658.18 feet; thence North 50 degrees 06 minutes 17 seconds East a distance of 141.45 feet; thence South 71 degrees 56 minutes 16 seconds East a distance of 319.56 feet; thence North 08 degrees 40 minutes 38 seconds east a distance of 93.02 feet; thence South 86 degrees 04 minutes 50 seconds East a distance of 582.15 feet to a point on the East line of the SW  $\frac{1}{4}$  of the NW  $\frac{1}{4}$  of said Section 1; thence South 02 degrees 05 minutes 17 seconds West along said  $\frac{1}{4}$ - $\frac{1}{4}$  line a distance of 1252.62 feet to the NE corner of the NW  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  of said Section 1; thence South 03 degrees 12 minutes 17 seconds West along said  $\frac{1}{4}$ - $\frac{1}{4}$  line a distance of 1,333.06 feet to the Point of beginning.

According to the survey of Christopher P. DeLucia, Al. Reg. No. 30342, dated May 16, 2011.