

STATE OF ALABAMA )

SHELBY COUNTY )

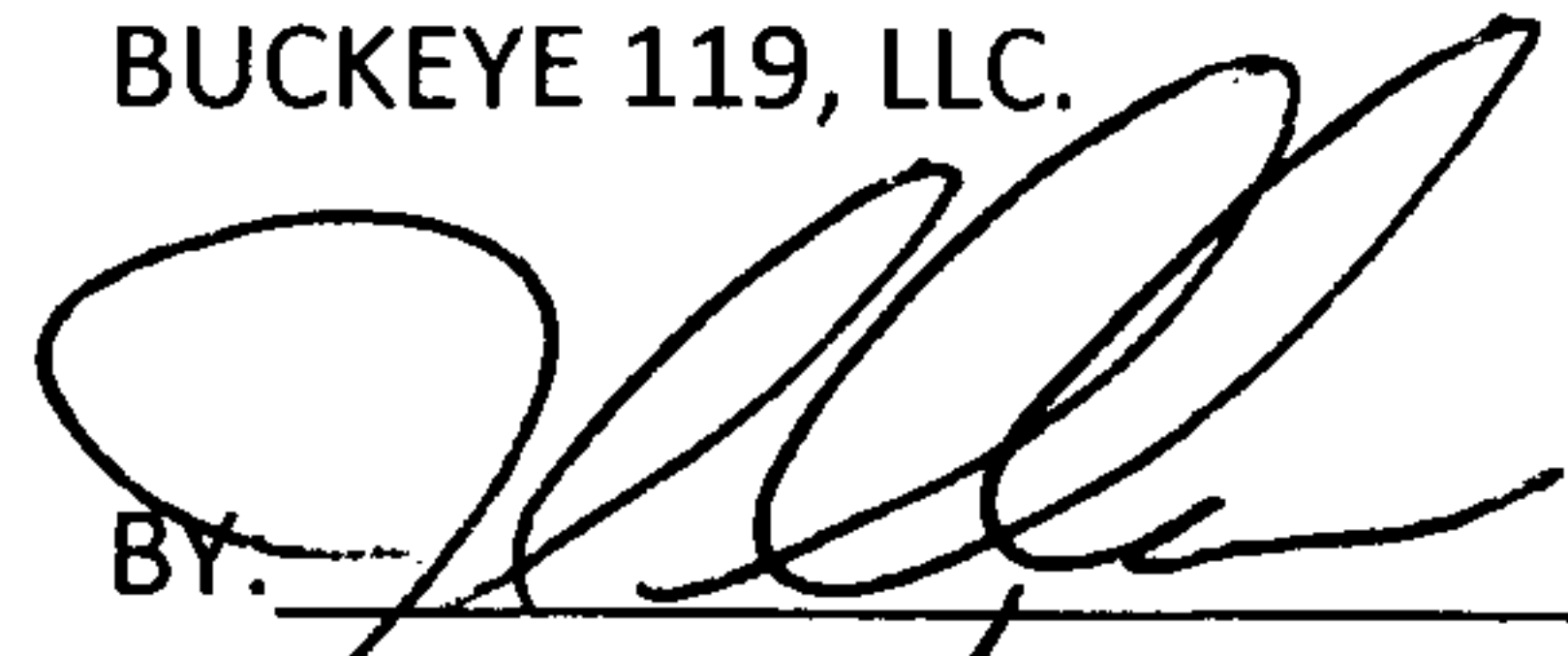
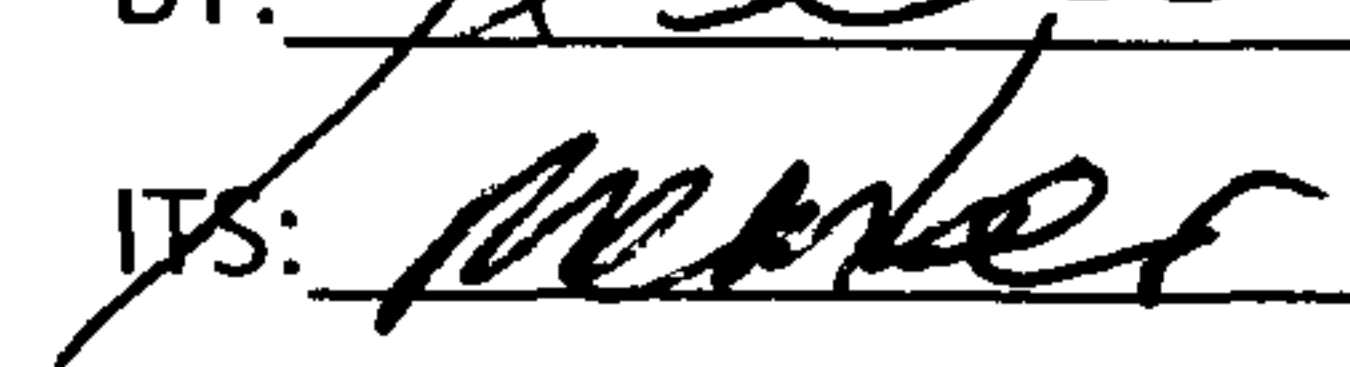
**TERMINATION OF EASEMENT**

COMES NOW, the undersigned successor-in-interest to 119 Properties., an Alabama limited partnership, grantor under that Grant of Easements (the "Easement") to Bourne & Seneff Investments, a Florida general partnership ("Grantee"), which Easements was recorded at Book 376, Page 686 of the Records of the Judge of Probate of Shelby County, and owner of the parcel of land on which said easements are located and declares as follows:

1. In accordance with the terms of the Easement, all rights thereunder terminate automatically and are of no further force and effect if the Grantee's or its successors and assigns fail "to operate a Nationally Recognized Restaurant on Grantee's Property for a period of twelve (12) consecutive months."
2. As of January 10, 2007, the full service restaurant previously operated on Grantee's Property was closed and there has been no Nationally Recognized Restaurant or any other business of any description operated on Grantee's Property since that time, which period is in excess of twelve (12) consecutive months.
3. Accordingly, the Easement has terminated and is of no further force and effect.

IN WITNESS WHEREOF, the undersigned Buckeye 119, LLC, an Alabama limited partnership, has caused these presents to be executed on this 6<sup>th</sup> day of August, 2013.

BUCKEYE 119, LLC.

BY:   
ITS: 



20130806000319440 1/2 \$17.00  
Shelby Cnty Judge of Probate, AL  
08/06/2013 11:36:41 AM FILED/CERT

STATE OF ALBAMA    )

COUNTY OF SHELBY    )

I, the undersigned Notary public, in and for said County in said State, hereby certify that John Coleman, whose name as President of Buckeye 119, LLC, an Alabama Limited Partnership, is signed to the foregoing instrument, and who is known to me, acknowledged before me on the 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 entity.

Given under my hand and official seal this 6 day of AUGUST, 2013.

Robin L. Domit

Notary Public

My Commission Expires \_\_\_\_\_

