

AFFIDAVIT OF TERMINATION OF RIGHT OF FIRST REFUSAL

STATE OF ALABAMA)
COUNTY OF SHELBY)

RE: Lot 1161, according to the Survey of Brook Highland, 11th Sector, Phase II, and Eddleman Community, as recorded in Map Book 22, Page 36 A & B, in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama.

Whereas, the Undersigned Eddleman Properties, Inc., an Alabama Corporation, being the grantor in that certain deed recorded in 1998-10448 in the Probate Office of Shelby County, Alabama did retain a right of first refusal to repurchase the above described property.

Whereas, Toxey Construction Co., Inc., the Grantee has constructed a residence in compliance with the terms set forth in that certain deed recorded in 1998-10448; and Whereas, Eddleman Properties, Inc. and hereby terminates its right of first refusal to repurchase the above described property so that Toxey Construction Co., Inc. can convey the above described Lot 1161, free and clear of the right to repurchase.

Now Therefore, Eddleman Properties, Inc. hereby terminates its right of first refusal to repurchase the above described Lot 1161.

In Witness Whereof, the undersigned, Douglas D. Eddleman, as President of Eddleman Properties, Inc., has caused this termination of its right of first refusal on this the 15th day of January, 1999.

Eddleman Properties, Inc.

BY


Douglas D. Eddleman
President

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public in and for said County in said State hereby certify that Douglas D. Eddleman, whose name as President of Eddleman Properties, Inc., an Alabama Corporation, is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the above and foregoing conveyance, he, as such officer, and with full authority, executed the same voluntarily for and as the act of said Corporation.

Given under my hand and official seal of office this the 15th day of January, 1999.


NOTARY PUBLIC
My Commission expires

5-29-99

HL:STRE

Int. # 1999-04915
02/04/1999-04915
09:06 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 CEN 0.30

CLAYTON L. SWEENEY, ATTORNEY AT LAW