

AFFIDAVIT OF TERMINATION OF RIGHT OF FIRST REFUSAL

STATE OF ALABAMA)
COUNTY OF SHELBY)

RE: Lot 1614, according to the Survey of Brook Highland, 16th Sector, an Eddleman Community, as recorded in Map Book 28, page 16 in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama.

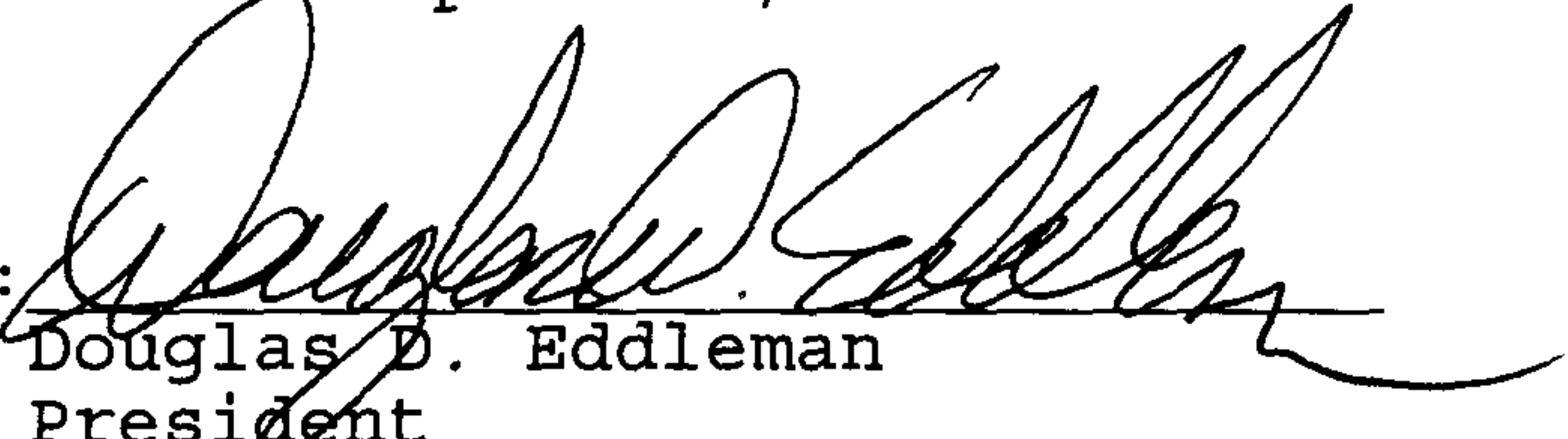
Whereas, the Undersigned Eddleman Properties Inc., an Alabama corporation, being the grantor in that certain deed recorded in Inst #20010810000331401 in the Probate Office of Shelby County, Alabama did retain a right of first refusal to repurchase the above described property.

Whereas, N.J.T. Homes, Inc., the Grantee has constructed a residence in compliance with the terms set forth in that certain deed recorded in Inst #20010810000331401; and Whereas, Eddleman Properties, Inc. and hereby terminates its right of first refusal to repurchase the above described property so that N.J.T. Homes, Inc. convey the above described Lot 1614, 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 1614.

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 22nd day of October, 2002.

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.

22nd Given under my hand and official seal of office this the day of October, 2002.


NOTARY PUBLIC
My Commission expires 6-5-2003

CLAYTON T. SWEENEY, ATTORNEY AT LAW