

STATE OF ALABAMA)
COUNTY OF SHELBY)

TERMINATION OF EASEMENT

THIS TERMINATION OF EASEMENT is made this 14th day of April, 2004, by **SHELBY LAND PARTNERS, LLC**, an Alabama limited liability company, and **3165 INVESTMENTS, LLC**, an Alabama limited liability company (collectively, the "Owners").

W I T N E S S E T H:

WHEREAS, pursuant to that certain agreement for Easement dated May 15, 1975, recorded in the Probate Office of Shelby County, Alabama in Deed Book 292, Page 372, Aslean Wright Swayne ("Swayne") granted to Charles Seales ("Seales") a right of way as more particularly described therein (the "Easement") over and across certain lands of Swayne (the "Swayne Property"), which Swayne Property is adjacent to certain lands of Seales (the "Seales Property"); and

WHEREAS, subsequent to the granting of the Easement, Seales conveyed the Seales Property to Plaza Pines, L.L.C., an Alabama limited liability company ("Plaza Pines"), and Plaza Pines then conveyed the Seales Property to the Owners; and

WHEREAS, subsequent to the granting of the Easment, Swayne conveyed the Swayne Property to the Owners; and


WHEREAS, as the current owners of both the property burdened by the Easement (i.e., the Swayne Property) and the property benefited by the Easement (i.e., the Seales Property), the Owners desire to extinguish, release and terminate the Easement.

NOW, THEREFORE, for the purposes set forth above, the Owners hereby declare that the Easement is hereby terminated and is of no further force or effect.

[Signatures on Following Pages]

IN WITNESS WHEREOF, the undersigned have executed this Termination of Easement under seal the day and year first above written.

SHELBY LAND PARTNERS, LLC

By: 
Its: Manager

STATE OF ALABAMA
COUNTY OF JEFFERSON

I, the undersigned authority, a Notary Public in and for said county in said State, hereby certify that THOMAS JACKSON, whose name as Manager of Shelby Land Partners, LLC, an Alabama limited liability company, 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 said instrument, he/she, as such representative and with full authority, executed the same voluntarily for and as the act of said company.

Given under my hand and official seal, this the 14th day of April, 2004.


Notary Public

My Commission Expires:

[Seal]

My Commission Expires: 7/9/2006

3165 INVESTMENTS, LLC

By: David E Fleisher
Its: _____

STATE OF ALABAMA
COUNTY OF _____

I, the undersigned authority, a Notary Public in and for said county in said State, hereby certify that David Fleisher, whose name as _____ of 3165 Investments, LLC, an Alabama limited liability company, 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 said instrument, he/she, as such representative and with full authority, executed the same voluntarily for and as the act of said company.

Given under my hand and official seal, this the 16th day of April, 2004.

Nichelle R. Rine
Notary Public

My Commission Expires:

2/17/07

[Seal]

This instrument was prepared by:
Thomas C. Clark, III
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