

AFFIDAVIT OF TERMINATION OF RIGHT OF FIRST REFUSAL

STATE OF ALABAMA
COUNTY OF SHELBY

RE: LOT 2719, ACCORDING TO THE MAP OF HIGHLAND LAKES, 27TH SECTOR, AN EDDLEMAN COMMUNITY, AS RECORDED IN MAP BOOK 32 PAGE 20, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA; BEING SITUATED IN SHELBY COUNTY, ALABAMA.

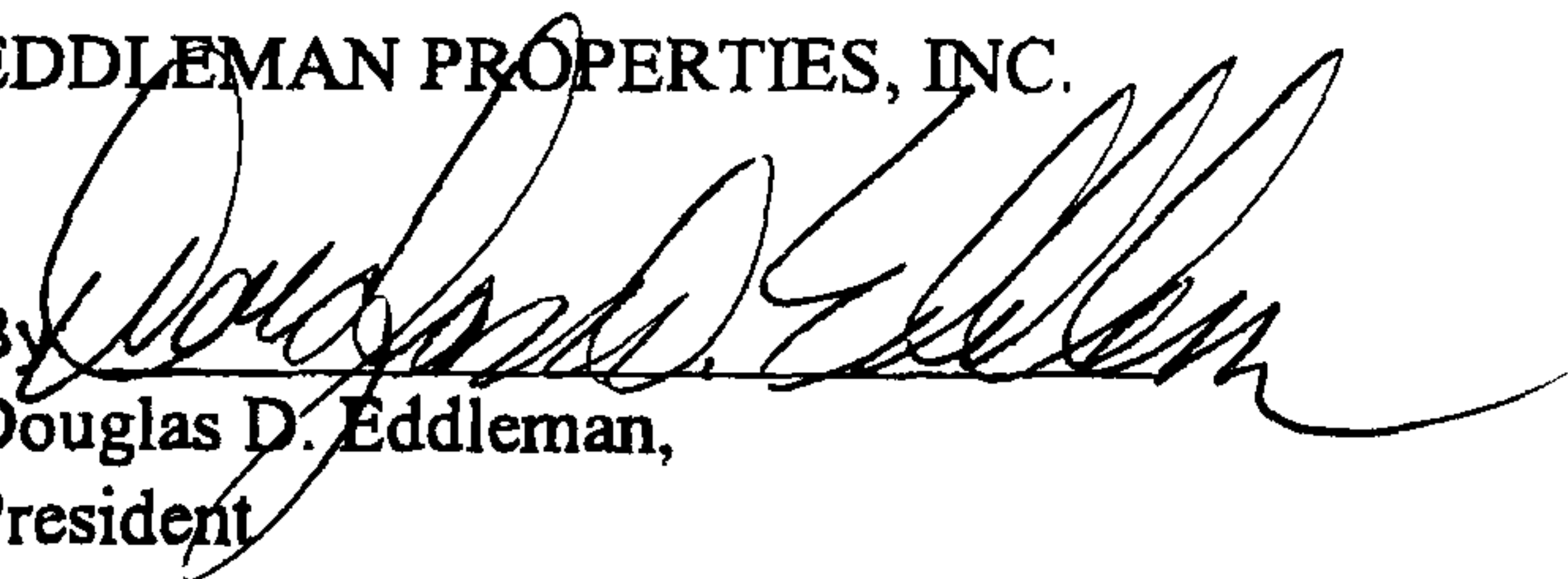
WHEREAS, THE UNDERSIGNED EDDLEMAN PROPERTIES, INC. , AN ALABAMA CORPORATION, BEING THE GRANTOR IN THAT CERTAIN DEED RECORDED IN INST. #20040213000076910, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA DID RETAIN A RIGHT OF FIRST REFUSAL TO REPURCHASE THE ABOVE DESCRIBED PROPERTY.

WHEREAS, KEN UNDERWOOD CLASSIC HOMES, INC, THE GRANTEE HAS CONSTRUCTED A RESIDENCE IN COMPLIANCE WITH THE TERMS SET FORTH IN THAT CERTAIN DEED RECORDED IN INST #20040213000076910, AND WHEREAS, EDDLEMAN PROPERTIES HEREBY TERMINATES ITS RIGHT OF FIRST REFUSAL TO REPURCHASE THE ABOVE DESCRIBED PROPERTY SO THAT KEN UNDERWOOD CLASSIC HOMES, INC. CAN CONVEY THE ABOVE DESCRIBED LOT 2719, 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 2719.

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 THE 9TH DAY OF SEPTEMBER, 2004

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 9th -
DAY OF SEPTEMBER, 2004

Donna D. Rainey
NOTARY PUBLIC

NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Dec 1, 2006
BONDED THRU NOTARY PUBLIC UNDERWRITERS