

AFFIDAVIT OF TERMINATION OF RIGHT OF FIRST REFUSAL

STATE OF ALABAMA)  
COUNTY OF SHELBY)

RE: Lot 15, according to the Survey of Wilmington Place, as recorded in Map Book 29, Page 98 A and B, in the Probate Office of Shelby County, Alabama.

Whereas, the Undersigned B. Hulsey Company, LLC, an Alabama Limited Liability Company, being the grantor in that certain deed recorded in Instrument No.20020911000437250 in the Probate Office of Shelby County, Alabama did retain a right of first refusal to repurchase the above described property.

Whereas,; and Whereas, B. Hulsey Company, LLC hereby terminates its right of first refusal to repurchase as contained in that certain deed recorded in Instrument No. 20020911000437250 the above described property so that Creation Construction, Inc. can convey the above described Lot 15, free and clear of the right to repurchase.

Now Therefore, B. Hulsey Company, LLC hereby terminates its right of first refusal to repurchase the above described Lot 15.

In Witness Whereof, the undersigned, Robert A. Hulsey, as Member of B. Hulsey Company, LLC, has caused this termination of its right of first refusal on this the 4<sup>th</sup> day of January, 2005.

B. Hulsey Company, LLC

BY: Robert A. Hulsey  
Robert A. Hulsey  
Member

STATE OF ALABAMA )  
COUNTY OF JEFFERSON )

I, the undersigned, a Notary Public in and for said County in said State hereby certify that Robert A. Hulsey, whose name as Member of B. Hulsey Company, LLC., an Alabama Limited Liability Company, 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 member, and with full authority, executed the same voluntarily for and as the act of said limited liability company.

Given under my hand and official seal of office this the 4<sup>th</sup> day of January, 2005.

[Signature]  
NOTARY PUBLIC  
My Commission expires: 6-5-2007

This instrument was prepared by:  
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