

STATE OF ALABAMA     )  
                                  )  
SHELBY COUNTY         )

**TERMINATION OF LEASE AGREEMENT**

KNOW ALL MEN BY THESE PRESENTS, that the undersigned, **THE INDUSTRIAL DEVELOPMENT BOARD OF THE CITY OF PELHAM**, a public corporation and instrumentality organized and existing under the laws of the State of Alabama (herein called the "Lessor"), and **M. D. HENRY COMPANY, INC.**, an Alabama corporation (herein called the "Lessee"), hereby terminate and discharge of record that certain Lease Agreement dated as of May 1, 1989, between the Lessor and Lessee as recorded in Book 240, Page 337, in the Probate Office of Shelby County, Alabama (herein called the "Lease"). All notices required under the Lease or at law are hereby waived.

IN WITNESS WHEREOF, the Lessor and the Lessee have executed this instrument on the 9 day of ~~November~~, 2004.

*December*  
*12*

**LESSOR:**

**THE INDUSTRIAL DEVELOPMENT BOARD  
OF THE CITY OF PELHAM**

BY: *Tillman T. Eversen*

Name: *Tillman T. Eversen*  
Its: Chairman of its Board of Directors

ATTEST:

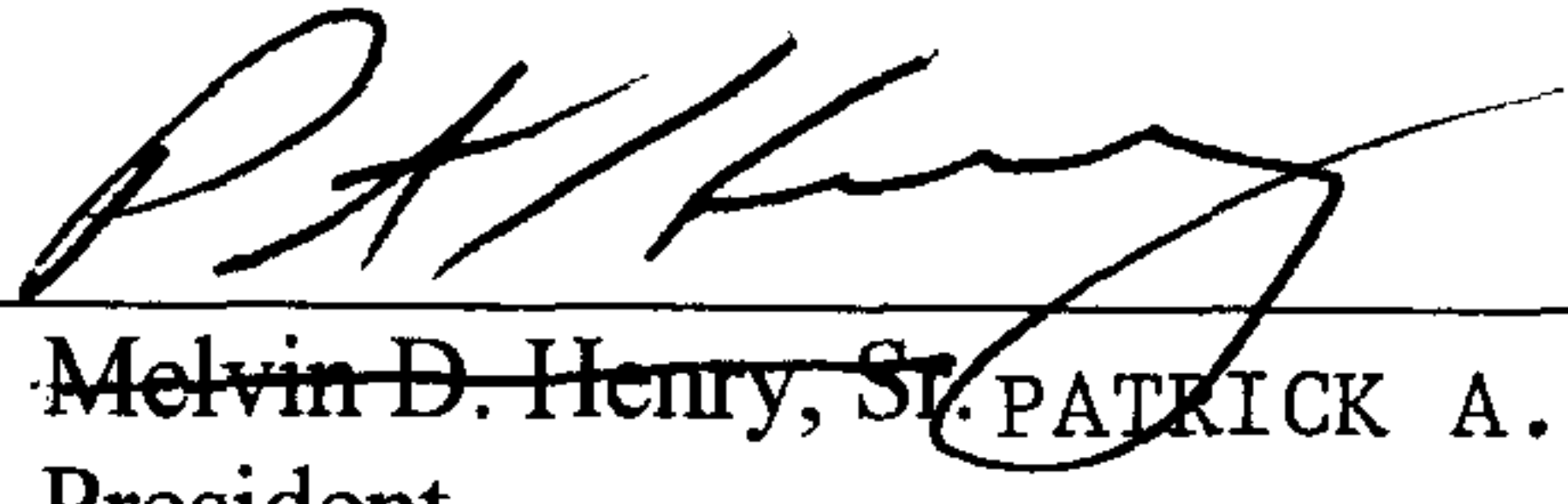
BY: *Michael J. Smith*  
Its: Secretary

[ S E A L ]

[ Additional Signatures on Following Page ]

**LESSEE:**

**M. D. HENRY COMPANY, INC.,**  
**an Alabama corporation**

BY:   
\_\_\_\_\_  
Its: ~~Melvin D. Henry, Sr.~~ PATRICK A. HENRY  
President

[Notary Signatures on Following Page]

STATE OF ALABAMA     )  
                                      )  
SHELBY COUNTY         )

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Tillman Everson, whose name as Chairman of the Board of Directors of **THE INDUSTRIAL DEVELOPMENT BOARD OF THE CITY OF PELHAM**, a public corporation and instrumentality under the laws of the State of Alabama, 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 officer and with full authority, executed the same voluntarily on the day the same bears date for and as the act of said public corporation.

Given under my hand and official seal this the 9 day of December, 2004.

Lecia Bass  
NOTARY PUBLIC  
My Commission Expires: MY COMMISSION EXPIRES  
NOVEMBER 29, 2008

[ AFFIX NOTARY SEAL ]

STATE OF ALABAMA     )  
                                      )  
SHELBY COUNTY         )

I, the undersigned authority, a notary public in and for said county in said state, hereby certify that PATRICK A. HENRY, whose name as President of **M. D. HENRY COMPANY, INC.**, an Alabama corporation, 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, as such officer and with full authority, executed the same voluntarily on the day the same bears date for and as the act of said corporation.

Given under my hand and seal on this the 26 day of January, 2005.

Patricia D. Henry  
NOTARY PUBLIC  
My Commission Expires: 8/27/06

[ AFFIX NOTARY SEAL ]