AFFIDAVIT OF TERMINATION OF RIGHT OF FIRST REFUSAL

STATE OF ALABAMA)
COUNTY OF SHELBY)

20060222000086390 1/1 $11.00
Shelby Cnty Judge of Probate,AL
02/22/2006 02:43:40PM FILED/CERT

RE: Lot 1910, according to the Map of Highland Lakes, 19th Sector, an Eddleman Community, as recorded in Map Book 30, Page 121, in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama.

Whereas, the Undersigned Highland Lakes Development, Ltd., an Alabama limited partnership, being the grantor in that certain deed recorded in Inst. #20041080000014810 in the Probate Office of Shelby County, Alabama did retain a right of first refusal to repurchase the above described property.

Whereas, DKM Enterprises, Inc., the Grantee desires to sell the lot prior to the commencement of construction of a residence; and Whereas, Highland Lakes Development, Ltd. hereby terminates its right of first refusal to repurchase the above described property so that Michael Patton and wife, Amanda Patton, can convey the above described Lot 1910, free and clear of the right to repurchase.

Now Therefore, Highland Lakes Development, Ltd. hereby terminates its right of first refusal to repurchase the above described Lot 1910 as contained in the deed recorded in Inst. #20041080000014810.

In Witness Whereof, the undersigned, Douglas D. Eddleman, as President of Eddleman Properties, Inc., in its capacity as general partner of Highland Lakes Development, Ltd., has caused this termination of its right of first refusal on this the 9th day of February, 2006.

Highland Lakes Development, Ltd.
by: Eddleman Properties, Inc.
Its General Partner

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, which is General Partner of Highland Lakes Development, Ltd., an Alabama Limited Partnership, 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 acting in its capacity as general partner of said limited partnership.

Given under my hand and official seal of ~~office~~ this the 9th ~~day of~~ February, 2006.

_____
NOTARY PUBLIC
My Commission expires: 6-5-2007

This Instrument Prepared By:
Clayton T. Sweeney, Attorney at Law
2700 Highway 280 East, Suite 160
Birmingham, AL 35223

N/HLISTREF

CLAYTON T. SWEENEY
NOTARY
PUBLIC