

20070712000327800 1/3 \$17.00  
Shelby Cnty Judge of Probate, AL  
07/12/2007 10:28:24AM FILED/CERT

~~When Recorded Return to:~~

GE Capital Franchise Finance Corporation  
Attn: Susan Goldberg  
17207 North Perimeter Drive  
Scottsdale, Arizona 85255

STATE OF ARIZONA       )  
  ) ss.  
COUNTY OF MARICOPA )

### NOTICE OF LEASE TERMINATION AFFIDAVIT

I, Deborah R. Barker ("Affiant"), being first duly sworn upon oath, depose and state that I am a Vice President of **GE CAPITAL FRANCHISE FINANCE CORPORATION**, a Delaware corporation, successor by merger to Franchise Finance Corporation of America, a Maryland corporation, successor by name change to FFCA Maryland Corp., a Maryland corporation, the successor by merger to Franchise Finance Corporation of America, a Delaware corporation, the successor by merger to Insured Income Properties 1982 ("Company"), the owner of record of that certain real property and improvements, if any, situated in Pelham, Shelby County, Alabama, legally described in Exhibit A attached hereto (the "Premises"). Company, as lessor, entered into a lease dated as of September 23, 1983, with respect to the Premises with Ludlum Corporation, an Alabama corporation ("Ludlum") (the "Lease"). A Memorandum of the Lease was recorded on , in Book 351, Page 39, in the Register of Deeds of Shelby County, Alabama.

Affiant states, to the best of his knowledge and belief, as follows:

1. That on or about March 7, 1984, Ludlum defaulted under the Lease.
2. That on or about July 1, 1987, Ludlum turned possession over to Company, and Ludlum vacated the herein described property.
3. As a further result pursuant to the above facts, Ludlum no longer has any right to possession of the Premises, nor does it have any further rights under the Lease, including, without limitation, any option to purchase contained therein.

BALANCE OF PAGE INTENTIONALLY BLANK

Further, affiant saith not.

Dated this 29 day of June, 2007.

20070712000327800 2/3 \$17.00  
Shelby Cnty Judge of Probate, AL  
07/12/2007 10:28:24AM FILED/CERT

GE CAPITAL FRANCHISE FINANCE  
CORPORATION, a Delaware corporation

By: [Signature]  
Name: Deborah R. Barker  
Title: Vice President

STATE OF ARIZONA       )  
  ) ss:  
COUNTY OF MARICOPA )

I, a Notary Public for Arizona, do hereby certify that Deborah R. Barker, a Vice President of GE Capital Franchise Finance Corporation, a Delaware corporation, personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and seal this 28 day of June, 2007.

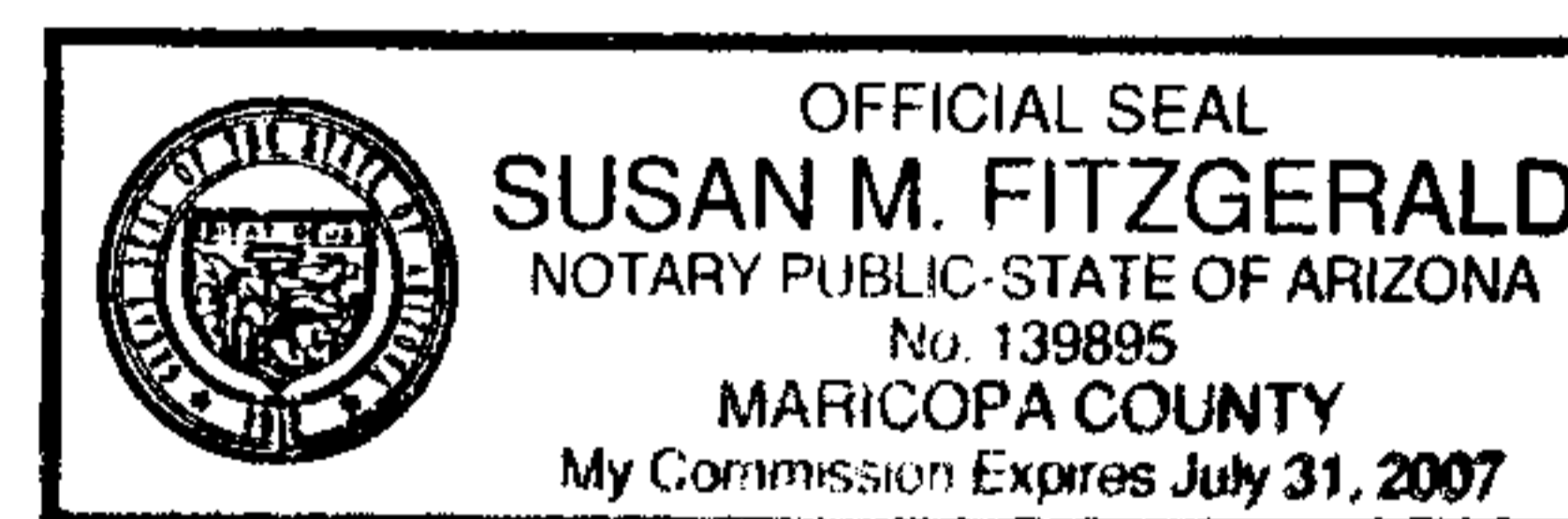
Susan M. Fitzgerald  
Notary Public for Maricopa County, Arizona

My Commission Expires:

7-31-07

Prepared by:

Todd V. Jones  
GE Capital Franchise Finance Corporation  
17207 North Perimeter Drive  
Scottsdale, Arizona 85255



When recorded mail to:  
LandAmerica Financial Group, Inc.  
Attn: Kristin Brown  
1850 N. Central Ave., #300  
Phoenix, AZ 85004  
Escrow No. 07-52443

EXHIBIT A

**LEGAL DESCRIPTION**

Part of the Southwest Quarter of the Northwest Quarter of Section 25, Township 20 South, Range 3 West, situated in Shelby County, Alabama, being more particularly described as follows: Commence at the point of intersection of the South line of said Quarter-Quarter Section and the Westerly right-of-way of U. S. Highway 31, thence run Northeasterly 299.13 feet along said right-of-way to the point of beginning; thence continue along last described course 125.00 feet; thence an angle left of 103 deg. 00'35" and run Westerly 200.00 feet; thence an angle left of 90 deg. 00' and run Southerly 121.79 feet; thence an angle left of 90 deg. 00' and run Easterly 171.86 feet to the point of beginning.

Mineral and mining rights excepted.