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Shelby Cnty Judge of Probate, AL
02/29/2008 11:23:35AM FILED/CERT

STATE OF ALABAMA)
 :
SHELBY COUNTY)

**TERMINATION OF
SANITARY SEWER EASEMENT**

This Termination of Sanitary Sewer Easement (this "Termination") is entered into as of the 23rd day of January, 2008, by SAC, LLC, an Alabama limited liability company ("SAC"), C&A ENTERPRISES, L.L.C., an Alabama limited liability company ("C&A"), SHARP PELHAM, LLC, an Alabama limited liability company ("Sharp"), and HUNTLEY HALL APARTMENTS, LTD., an Alabama limited partnership ("Huntley").

W I T N E S S E T H:

WHEREAS, Shelby 52 Partners, LLC conveyed certain real property (the "Property") to The Trustees of the Presbytery of Sheppards and Lapsley by that certain deed (the "Deed") recorded as Instrument #1999-12466 in the Probate Office of Shelby County, Alabama; and

WHEREAS, a sanitary sewer easement (the "Easement") was reserved in the Deed to serve the Benefitted Parcel, as identified in the Deed; and

WHEREAS, SAC is the present owner of the Property, and SAC, C&A, Sharp, and Huntley are the present owners of several different parcels which together previously comprised the Benefitted Parcel; and

WHEREAS, a sanitary sewer line is now in place to serve the Benefitted Parcel and the several parcels that once comprised the Benefitted Parcel; and

WHEREAS, SAC, C&A, Sharp, and Huntley are desirous of terminating the Easement;

NOW, THEREFORE, SAC, C&A, Sharp, and Huntley hereby acknowledge and agree that the Easement is hereby terminated and of no further force or effect.

[SIGNATURES ON FOLLOWING PAGES]

Executed by each of the undersigned under seal, effective the same date as first hereinabove written.

SAC, LLC

By: Eugene K. Cole
Eugene K. Cole
Its Manager

STATE OF ALABAMA)
 :
JEFFERSON COUNTY)

I, the undersigned, a notary public in and for said county in said state, hereby certify that Eugene K. Cole, whose name as Manager of SAC, LLC, an Alabama limited liability company, 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 the instrument, he, as such Manager and with full authority, executed the same voluntarily for and as the act of said company.


Given under my hand and official seal this 23rd day of January, 2008.

Frances Seale
Notary Public

[NOTARIAL SEAL]

My commission expires May 31, 2009


C&A ENTERPRISES, L.L.C.

By: 
Eugene K. Cole
Its Managing Member

STATE OF ALABAMA)
 :
JEFFERSON COUNTY)

I, the undersigned, a notary public in and for said county in said state, hereby certify that Eugene K. Cole, whose name as Managing Member of C&A Enterprises, L.L.C., an Alabama limited liability company, 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 Member and with full authority, executed the same voluntarily for and as the act of said company.

Given under my hand and official seal this 23rd day of January, 2008.

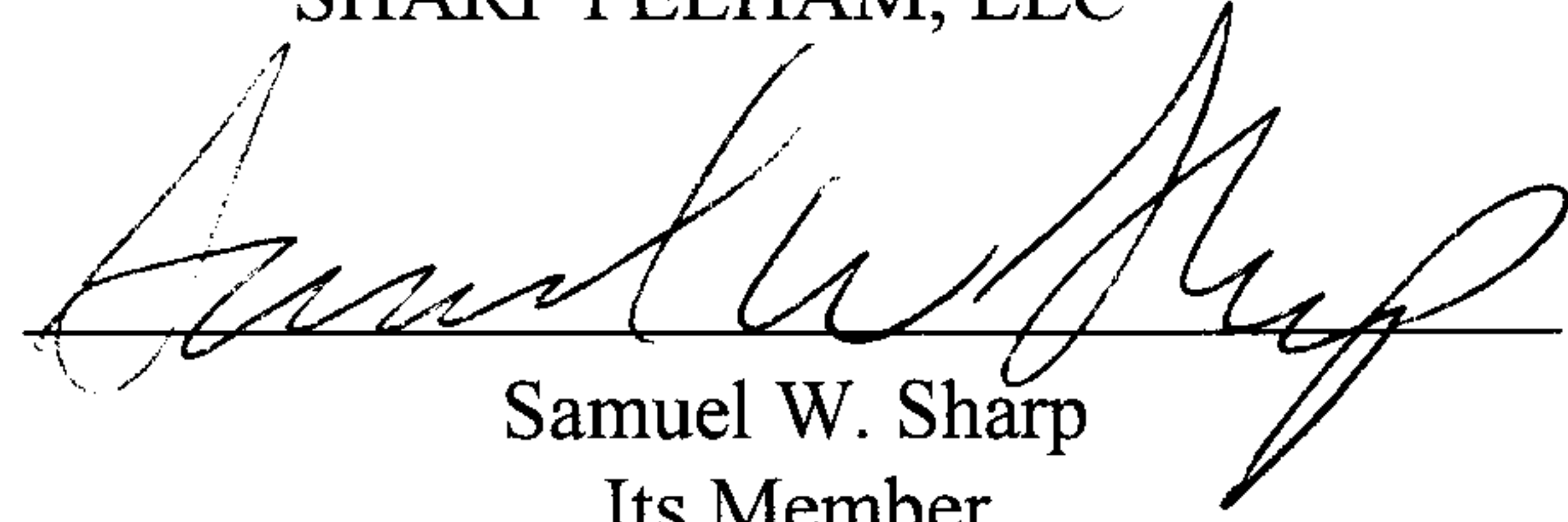

Notary Public

[NOTARIAL SEAL]

My commission expires: May 31, 2009

SHARP PELHAM, LLC

By:


Samuel W. Sharp
Its Member

STATE OF ALABAMA)
 :
JEFFERSON COUNTY)

I, the undersigned, a notary public in and for said county in said state, hereby certify that Samuel W. Sharp, whose name as Member of Sharp Pelham, LLC, an Alabama limited liability company, 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 Member and with full authority, executed the same voluntarily for and as the act of said company.

Given under my hand and official seal this 23rd day of January, 2008.



Notary Public


[NOTARIAL SEAL]

My commission expires: _____

ROBERT H. SPRAIN, JR.
NOTARY PUBLIC - ALABAMA
JEFFERSON COUNTY
My Commission Expires
JUNE 20, 2009

HUNTLEY HALL APARTMENTS, LTD.

By: Hall Housing Investments, Inc.,
a general partner

By: 
Gary Hall, Its President


By: Wellington Housing Investments, Inc.,
a general partner

By: 
Gary Hall, Its President

STATE OF ALABAMA)
 :
HOUSTON COUNTY)

I, the undersigned, a notary public in and for said county and state, hereby certify that Gary Hall, whose name as President of each of (i) Hall Housing Investments, Inc., an Alabama corporation, in its capacity as a general partner of Huntley Hall Apartments, Ltd., an Alabama limited partnership, and (ii) Wellington Housing Investments, Inc., an Alabama corporation, in its capacity as a general partner of Huntley Hall Apartments, Ltd., an Alabama limited partnership, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents thereof, he, with full authority and as such officer of such corporation acting in its capacity as such general partners of such limited partnership, executed the same as the act and deed of such corporations in its capacity as such general partners of such limited partnership voluntarily on the day that the same bears date

Given under my hand and seal this 21st day of February, ²⁰⁰⁸~~2007~~


Notary Public

[NOTARIAL SEAL]

My commission expires: March 3, 2009

This instrument prepared by:
Charles A. J. Beavers, Jr.
Bradley Arant Rose & White LLP
One Federal Place
1819 Fifth Avenue North
Birmingham, AL 35203-2104