

DECLARATION OF TERMINATION OF COVENANT

STATE OF ALABAMA

KNOW ALL MEN BY THESE PRESENTS

COUNTY OF SHELBY

This Termination of prior Declaration of Covenant between DOUGLAS S. DICKINSON AND BARBARA G. DICKINSON (Declarant), whose mailing address is 2020 Lake Heather Drive, Birmingham, Al. 35242 and Freehold Capital Partners and the Declaration of Covenant dated & recorded September 11, 2009 in Shelby County Judge of Probate , Alabama 20090911000349400 p 1/12 to 12/12 .

WITNESSETH:

WHEREAS, Declarant is the owner of that certain real property ("property") located in Shelby County, State of Alabama, described as follows:

The real property described in Exhibit "A" attached hereto and incorporated herein for all purposes.

Now therefore, Declarant hereby declares that it is exercising it's option to Terminate (make null & void and of no force and effect in it's entirety) it's previous Declaration of Covenant pertaining to a Conveyance Instrument or Conveyance regarding any portion the "Property" (as per Sect. 25. page 10/12 "Declarant's Right to Terminate"),dated & recorded Sept. 11,2009 in Shelby County Judge of Probate 20090911000349400 p1/12 to 12/12 between DOUGLAS S. DICKINSON AND BARBARA G. DICKINSON and Freehold Capital Partners & it's Licenser & Trustee (National Covenant Clearing House , Attn: Rjon Robins, Esq., 6300 NW 5'th Way, Ft. Lauderdale, Fl. 33309) & Successors (jointly and severally the "Affected Parties"). With recording of this Declaration of Termination of Covenant, the legal description of the Property , for purposes of the previous Declaration (Sept. 11,2009 in Shelby County, as referenced above), shall be deemed amended to exclude that Released Property from that previous Declaration. Declarant requests the Trustee and Affected Parties to execute any document{s} necessary to effectuate this Termination of Covenant pertaining to that previous Conveyance Instrument or Conveyance, dated Sept. 11, 2009.

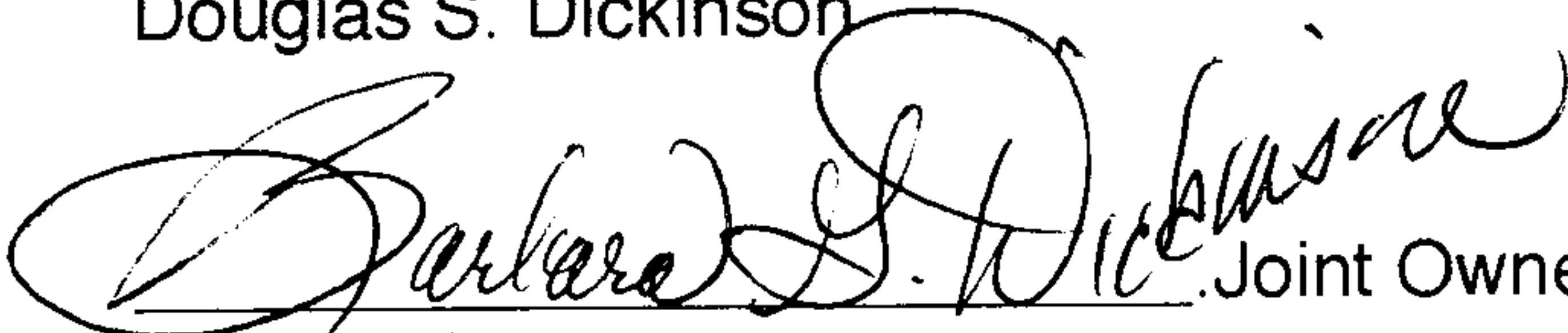
APPLICABLE LAW. this Declaration shall be construed according to the laws of the State of Alabama as they exist at the time of filing of this Declaration, providing that should a later created law , ordinance or regulation related to the subject matter of this Declaration provide additional grounds for enforcement of this Declaration then same shall apply. If any provision of this Declaration is found to be in violation or conflict with

applicable law then said provision shall be amended only to the extent necessary to comply with the applicable law, but shall otherwise remain in full force and effect.
IN WITNESS WHEREOF, this Declaration is executed on the date indicated below.

DECLARANT



Douglas S. Dickinson

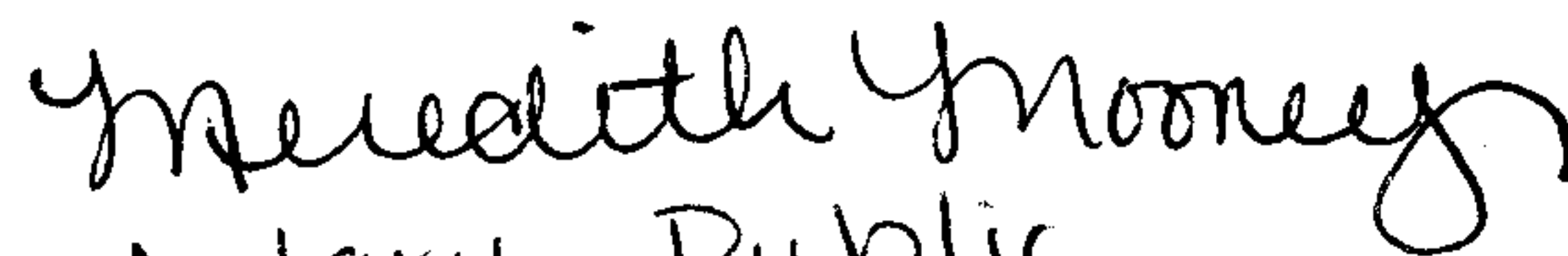


Barbara G. Dickinson Joint Owner

STATE OF Alabama


COUNTY OF Shelby

ACKNOWLEDGMENT



Notary Public

My Commission Expires: 1/20/2013



20120717000256120 2/4 \$21.00
Shelby Cnty Judge of Probate, AL
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EXHIBIT A

The SW 1/4 of SW 1/4, in Section 35, Township 17 South, Range 1 East, Shelby County, Alabama.

The NE 1/4 of the NE 1/4, and a parcel in SE 1/4 of NE 1/4 described as: Begin at NE corner of 1/4-1/4; thence run West 550 feet; thence left 90 degrees 300 feet; thence left 30 degrees 370 feet; thence left 34 degrees 397 feet to the East line of forty; thence left 117 degrees 50 minutes along forty line to the point of beginning. All in Section 3, Township 18 South, Range 1 East, Shelby, County, Alabama.

The NW 1/4; and the W 1/2 of NE 1/4, in Section 2, Township 18 South, Range 1 East, Shelby County, Alabama.

That part of the South 1/2 of the SE 1/4 lying South of Shelby County Highway 41, less a strip 251.78 feet in width evenly off South side of SW 1/4 of SE 1/4, in Section 34, Township 17 South, Range 1 East.

That part of the South 1/2 of the SW 1/4 lying South of Shelby County Highway 41 in Section 34, Township 17 South, Range 1 East, less and except the following: (i) that part lying south of the North line of the plat of Isbell Estates; (ii) that part lying South of the North right of way line of Shelby County Highway 474; (iii) that part sold to Dewy and Sarah Isbell as described in Deed Book 272, Page 919, in Probate Office of Shelby County, Alabama and (iv) that part sold to William E. Alexander as described in Deed Book 242, Page 197, in the Probate Office of Shelby County, Alabama.

[The above described property being a portion of the property sold to Douglas S. Dickinson and wife, Barbara G. Dickinson, as described in Inst # 1996-26657 in the Probate Office of Shelby County, Alabama; specifically being the same property described in said deed as (i) that portion of Parcel II lying South of Shelby County Highway 41 in the South 1/2 of the SW 1/4 and in the South 1/2 of the SE 1/4, in Section 34, Township 17 South, Range 1 East, (ii) Parcel III, (iii) Parcel IV, and (iv) that part of Parcel V lying in the SW 1/4 of the SW 1/4 of Section 35, Township 17 South, Range 1 East.]



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Shelby Cnty Judge of Probate, AL
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LEGAL DESCRIPTION

PARCEL I:

Commencing at the Northwest corner of the Southeast Quarter of the Northeast Quarter of Section 28, Township 19 South, Range 1 East, Shelby County, Alabama for the POINT OF BEGINNING; thence North 89 degrees 57 minutes 55 seconds East along the Northern Boundary line of said quarter-quarter section for a distance of 734.69 feet; thence South 0 degrees 25 minutes 43 seconds West, a distance of 351.27 feet; thence South 68 degrees 43 minutes 35 seconds East, a distance of 197.82 feet; thence South 89 degrees 11 minutes 18 seconds East, a distance of 184.55 feet to the West right of way line of Shelby County Road No. 55; thence South 6 degrees 09 minutes 32 seconds West along said county road right of way line for a distance of 268.94 feet; thence South 47 degrees 20 minutes 46 seconds West, a distance of 124.41 feet to the intersection of Shelby County Road right of way line and the Northern right of way line of U.S. Highway No. 280 and the point of curvature of a tangent curve, concave to the North, having a radius of 8594.37 feet, a central angle of 5 degrees 31 minutes 01 second, and a chord of 827.23 feet bearing South 80 degrees 57 minutes 33 seconds West; thence Westerly along said curve and highway right of way line for a distance of 827.55; thence South 83 degrees 46 minutes 53 seconds West along said highway right of way line for a distance of 765.22 feet to the centerline of DICKERSON BRANCH; thence North 42 degrees 37 minutes 14 seconds East along said branch for a distance of 218.89 feet; thence North 21 degrees 31 minutes 53 seconds East along said branch for a distance of 113.43 feet; thence North 57 degrees 11 minutes 05 seconds West along said branch for a distance of 83.67 feet; thence North 16 degrees 40 minutes 23 seconds East along said branch for a distance of 144.17 feet; thence North 73 degrees 38 minutes 00 seconds West along said branch for a distance of 267.07 feet; thence North 24 degrees 09 minutes 39 seconds West along said branch for a distance of 293.04 feet; thence North 42 degrees 04 minutes 03 seconds West along said branch for a distance of 264.70 feet to the Northern Boundary line of the Southwest Quarter of the Northeast Quarter of Section 28, Township 19 South, Range 1 East; thence North 89 degrees 57 minutes 55 seconds East, a distance of 989.42 feet to the POINT OF BEGINNING.

PARCEL II:

Commencing at the Northeast corner of the Southeast Quarter of the Northeast Quarter of Section 28, Township 19 South, Range 1 East, Shelby County, Alabama; thence South 0 degrees 46 minutes 51 seconds West, a distance of 453.00 feet for the POINT OF BEGINNING; thence South 0 degrees 22 minutes 56 seconds West, a distance of 240.70 feet to the North right of way line of U.S. Highway No. 280; thence South 75 degrees 54 minutes 44 seconds West along said highway right of way line for a distance of 21.11 feet to the East right of way line of Shelby County Road No. 55; thence North 50 degrees 37 minutes 11 seconds West along said Shelby County Road No. 55 for a distance of 89.27 feet; thence North 5 degrees 59 minutes 19 seconds East along said Shelby County Road No. 55 for a distance of 201.51 feet; thence North 88 degrees 49 minutes 02 seconds East, a distance of 78.87 feet to the POINT OF BEGINNING.

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WE

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