

Please index as:

Grantee: Dan L. Howard and Patricia A. Howard

Grantor: Wiley Howard Cooper, IV

This instrument was prepared by:

Foster D. Key, Attorney

P. O. Box 360345

Birmingham, Alabama 35236

AFFIDAVIT OF TERMINATION OF RIGHT OF FIRST REFUSAL

STATE OF ALABAMA)

COUNTY OF SHELBY)

RE: A part of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$, of Section 12, Township 19 South, Range 1 East, and the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 7, Township 19 South, Range 2 East, Shelby County, Alabama and being more particularly described as follows:

Commence at the NW corner of Section 7, Township 19 South, Range 2 East, Shelby County, Alabama and proceed South 3 degrees 32 minutes 53 seconds West along the West boundary of Section 7 for 2743.89 feet to the point of beginning; thence from said point of beginning proceed South 88 degrees 33 minutes 52 seconds East 689.11 feet; thence proceed South 72 degrees 29 minutes 27 seconds East 590.95 feet; thence proceed South 23 degrees 39 minutes 28 seconds West 425.00 feet; thence proceed North 57 degrees 44 minutes 49 seconds West 586.43 feet; thence proceed South 87 degrees 40 minutes 20 seconds West 2113.09 feet; thence proceed North 23 degrees 59 minutes 35 seconds East 428.05 feet; thence proceed South 88 degrees 33 minutes 52 seconds East 1351.73 feet back to the point of beginning; being situated in Shelby County, Alabama.

ALSO, a 40 foot easement for ingress and egress along an existing gravel and chert road from the above described tract of land to Shelby County Highway No. 55, said description of the 40 foot easement being along the center line of the aforementioned gravel and chert road and being more particularly described as follows: Commence at the NW corner of Section 7, Township 19 South, Range 2 East, Shelby County, Alabama and proceed South 3 degrees 32 minutes 53 seconds West along the West boundary of Section 7 for 2743.89 feet; thence proceed South 83 degrees 00 minutes 05 seconds West 1456.20 feet to a point in the center of an existing gravel and chert road, said point being the point of beginning of herein described 40 foot easement; thence from said point of beginning continue along the center of said easement the following courses: North 38 degrees 24 minutes 38 seconds West 65.96 feet, North 71 degrees 18 minutes 28 seconds West 473.59 feet, South 87 degrees 11 minutes 02 seconds West 248.79 feet, South 51 degrees 52 minutes 37 seconds West 188.06 feet, South 72 degrees 01 minutes 05 seconds West 185.93 feet, South 86 degrees 21 minutes 57 seconds West 287.03 feet, South 59 degrees 15 minutes 22 seconds West 73.17 feet, South 10 degrees 44 minutes 14 seconds East 202.24 feet, South 25 degrees 14 minutes 07 seconds West 143.45 feet, South 55 degrees 14 minutes 45 seconds West 148.56 feet, North 84 degrees 39 minutes 28 seconds West 428.95 feet, North 66 degrees 50 minutes 23 seconds West 314.49 feet, South 83 degrees 21 minutes 22 seconds West 318.01 feet, South 34 degrees 12 minutes 40 seconds West 169.53 feet, South 43 degrees 33 minutes 50 seconds West 186.27 feet, South 20 degrees 01 minutes 40 seconds West 136.67 feet, North 81 degrees 47 minutes 00 seconds West 64.16 feet, North 7 degrees 14 minutes 28 seconds East

304.17 feet, North 4 degrees 36 minutes 44 seconds West 191.11 feet, North 8 degrees 11 minutes 19 seconds East 206.92 feet, North 8 degrees 58 minutes 53 seconds West 195.50 feet, North 0 degrees 32 minutes 09 seconds West 414.23 feet, North 25 degrees 27 minutes 50 seconds West 111.40 feet, North 37 degrees 17 minutes 22 seconds West 521.14 feet, North 21 degrees 47 minutes 52 seconds West 653.52 feet, North 41 degrees 44 minutes 54 seconds West 207.80 feet, North 27 degrees 31 minutes 42 seconds West 152.04 feet, North 18 degrees 42 minutes 05 seconds West 372.46 feet, North 47 degrees 36 minutes 27 seconds West 248.06 feet, North 61 degrees 24 minutes 37 seconds West 321.39 feet, North 71 degrees 49 minutes 39 seconds West 475.69 feet, North 81 degrees 50 minutes 54 seconds West 246.01 feet, South 51 degrees 40 minutes 09 seconds West 231.93 feet, South 34 degrees 11 minutes 48 seconds West 579.85 feet, South 18 degrees 45 minutes 40 seconds West 334.11 feet, South 32 degrees 33 minutes 21 seconds West 306.38, South 55 degrees 00 minutes 03 seconds West 220.50 feet, North 69 degrees 02 minutes 50 seconds West 182.67 feet to the point of termination of herein described 40 foot easement; being situated in Shelby County, Alabama.

Whereas, the Undersigned WILEY HOWARD COOPER, IV, being the grantor in that certain deed recorded in Instrument #20101214000419670 and separate Agreement of Right of First Refusal recorded in Instrument #20101229000437660 in the Probate Office of Shelby County, Alabama did retain a right of first refusal to repurchase the above described property.

Now Therefore, WILEY HOWARD COOPER, IV hereby terminates his right of first refusal to repurchase the above described real property.

In Witness Whereof, the undersigned, WILEY HOWARD COOPER, IV, has hereunto set his hand and seal on this the 28th day of SEPTEMBER, 2012.



WILEY HOWARD COOPER, IV

STATE OF ALABAMA)
COUNTY OF Jefferson

ACKNOWLEDGMENT

I, the undersigned, a Notary Public in and for said County in said State hereby certify that WILEY HOWARD COOPER, IV, whose name is signed to the foregoing, and who is known to me, acknowledged before me on this day that, being informed of the contents he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal of office this the 28 day of September, 2012.


NOTARY PUBLIC
My Commission Expires: Oct. 28, 2012



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Shelby Cnty Judge of Probate, AL
10/30/2012 03:44:27 PM FILED/CERT