

STATE OF ALABAMA)
 :
COUNTY OF SHELBY)


20130930000390440 1/4 \$23.00
Shelby Cnty Judge of Probate, AL
09/30/2013 11:15:29 AM FILED/CERT

TERMINATION OF MEMORANDUM OF AGREEMENT

THIS TERMINATION OF MEMORANDUM OF AGREEMENT (this "Termination Agreement") is made and entered into as of the 23rd day of September, 2013, by **OLIVER C. GRAHAM** and **GALA C. GRAHAM, AS TRUSTEES OF THE GRAHAM LIVING TRUST DATED SEPTEMBER 14, 2012** ("Purchaser"), and **DANIEL SENIOR LIVING OF INVERNESS II, LLC**, an Alabama limited liability company ("Seller").

R E C I T A L S:

Seller and Purchaser have heretofore entered into a Memorandum of Agreement dated as of September 4, 2013 (the "Memorandum of Agreement") which has been recorded in Instrument No. 20130910000367190 in the Office of the Judge of Probate of Shelby County, Alabama.

The Memorandum of Agreement affects the following described real property situated in Shelby County, Alabama (the "Property"):

Lot 47C, according the Final Plat of the Subdivision of Danberry, Resurvey of Lots 47 and 48 as recorded in Map Book 42, Page 44 in the Office of the Judge of Probate of Shelby County, Alabama.

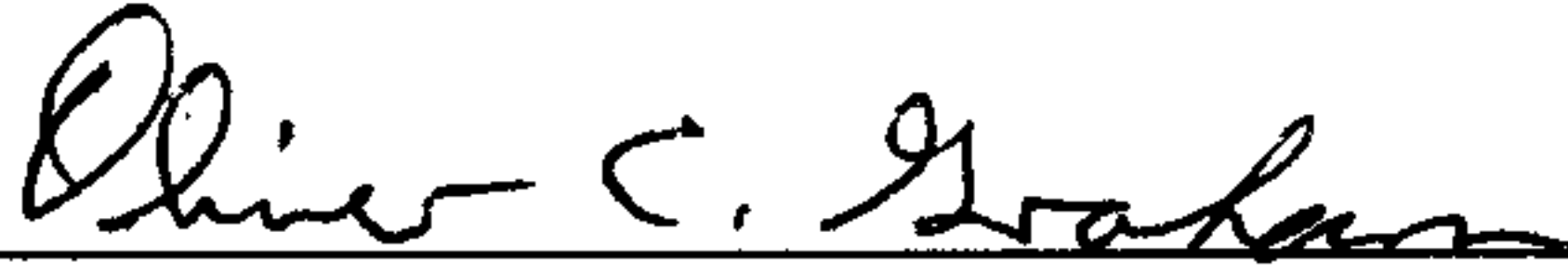
Contemporaneously herewith, Purchaser has reconveyed (or will reconvey) the Property to Seller and Purchaser and Seller desire to terminate the Memorandum of Agreement.

NOW, THEREFORE, in consideration of the premises and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Seller and Purchaser do hereby acknowledge and agree that:

1. The Memorandum of Agreement is hereby cancelled and terminated and shall be of no further force or effect from and after the date hereof.
2. The Property is no longer subject to any of the terms and provisions of the Memorandum of Agreement.

IN WITNESS WHEREOF, Seller and Purchaser have executed this Termination of Agreement as of the date and year first above written.

PURCHASER:

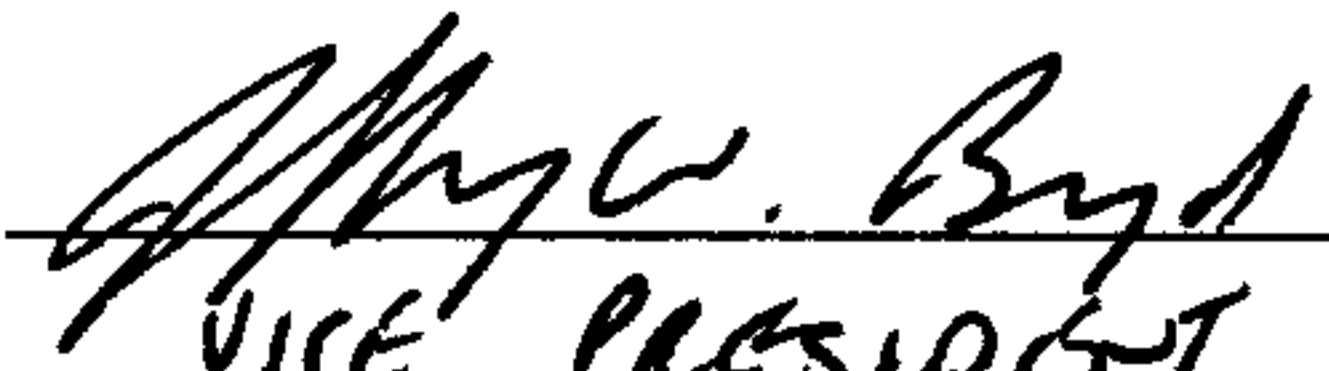

Oliver C. Graham, as Trustee of The Graham
Living Trust dated September 14, 2012


Gala C. Graham, as Trustee of The Graham Living
Trust dated September 14, 2012

SELLER:

**DANIEL SENIOR LIVING OF INVERNESS II,
LLC, an Alabama limited liability company**

By: Daniel Management Corporation, an
Alabama corporation, Its Manager

By: 
Its: VICE PRESIDENT

STATE OF ALABAMA

)

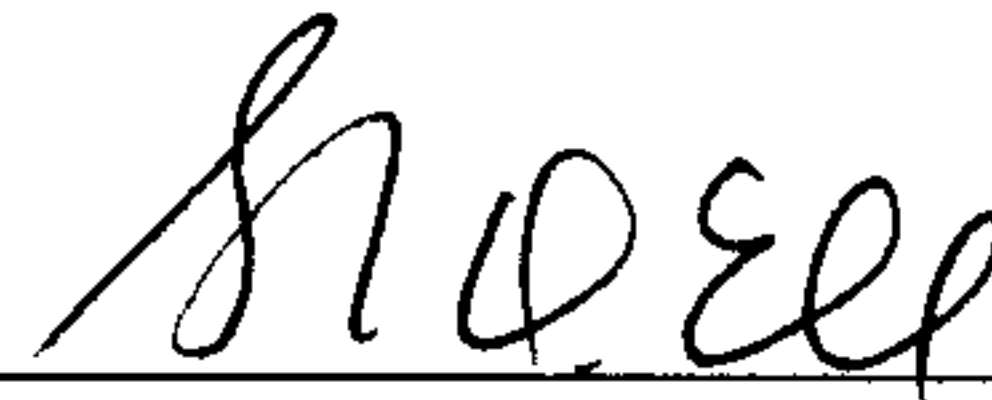
:

COUNTY OF SHELBY

)

I, the undersigned, a notary public in and for said county in said state, hereby certify that OLIVER C. GRAHAM, whose name as Trustee of The Graham Living Trust dated September 14, 2012, 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, in his capacity as such Trustee, executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 23rd day of September, 2013.



Notary Public

[NOTARIAL SEAL]

My commission expires: 3/23/2014

STATE OF ALABAMA

)

:

COUNTY OF SHELBY

)

I, the undersigned, a notary public in and for said county in said state, hereby certify that GALA C. GRAHAM, whose name as Trustee of The Graham Living Trust dated September 14, 2012, 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, in her capacity as such Trustee, executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 23rd day of September, 2013.



Notary Public

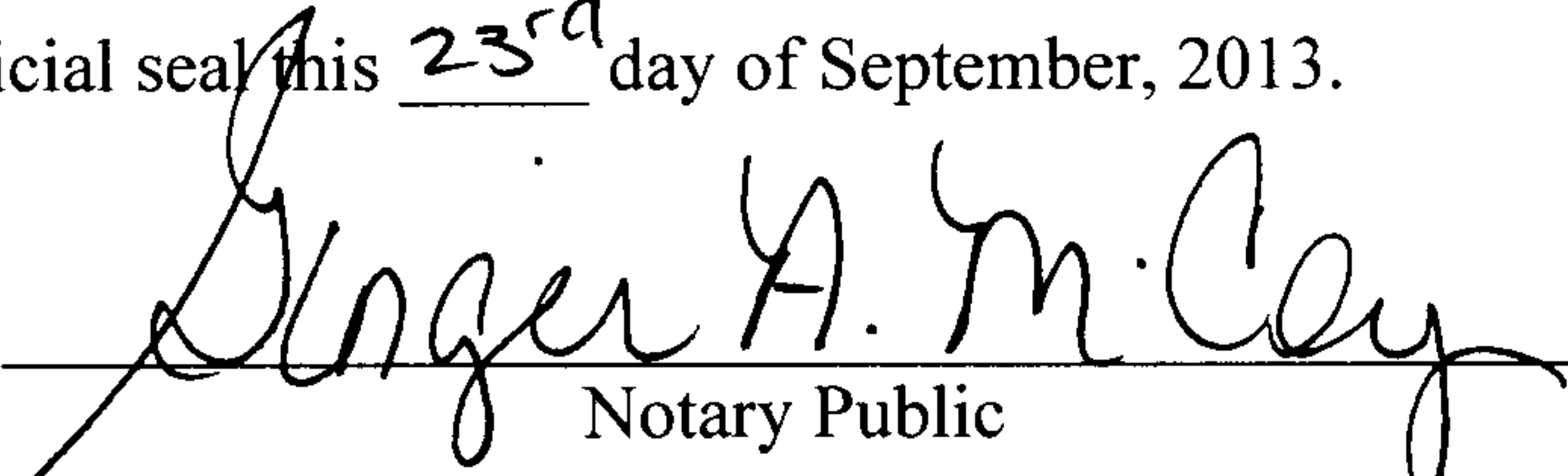
[NOTARIAL SEAL]

My commission expires: 3/23/2014

STATE OF ALABAMA)
:
COUNTY OF JEFFERSON)

I, the undersigned, a notary public in and for said county in said state, hereby certify that Jeffrey W. Boyd, whose name as Vice President of Daniel Management Corporation, an Alabama corporation, as Manager of **DANIEL SENIOR LIVING OF INVERNESS II, 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 officer and with full authority, executed the same voluntarily for and as the act of said corporation as Manager of the aforesaid limited liability company.

Given under my hand and official seal this 23rd day of September, 2013.


Notary Public

[NOTARIAL SEAL]

My commission expires **NOTARY PUBLIC STATE OF ALABAMA AT LARGE**
MY COMMISSION EXPIRES: Aug 2, 2016

This instrument prepared by:
Stephen R. Monk
Bradley Arant Boult Cummings LLP
One Federal Place, 4th Floor
1819 5th Avenue North
Birmingham, Alabama 35203


20130930000390440 4/4 \$23.00
Shelby Cnty Judge of Probate, AL
09/30/2013 11:15:29 AM FILED/CERT