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This instrument prepared by and after recording, return to:

Abigail M. Flanagan, Esq. DLA Piper LLP (US)
203 North LaSalle Street
Suite 1900
Chicago, Illinois 60601

This space reserved for Recorder's use only.

TERMINATION OF MEMORANDUM OF LEASE

THIS TERMINATION OF MEMORANDUM OF LEASE ("<u>Termination</u>") is made as of this 8th day of May, 2014 by and among BRE SELECT HOTELS SOUTHEAST LLC, a Delaware limited liability company ("<u>Landlord</u>"), and BRE SELECT HOTELS OPERATING LLC, a Delaware limited liability company ("<u>Tenant</u>").

- 1. BRE Select Hotels Properties LLC, BRE Select Hotels AZ LLC, BRE Select Hotels Tuscaloosa LLC, and BRE Select Hotels Redmond LLC, each a Delaware limited liability company ("Original Landlord"), and Tenant entered into that certain Lease Agreement dated as of May 14, 2013 (the "Lease"), whereby Original Landlord leased to Tenant certain property described therein.
- 2. Original Landlord and Tenant executed that certain Memorandum of Lease dated as of May 14, 2013 and recorded on June 5, 2013 as Document Number 20130605000229570 with the Shelby County, Alabama Judge of Probate (the "Memorandum") which encumbers the premises more specifically described on **Exhibit A** attached hereto (the "Birmingham Premises").
- 3. On or about September 3, 2013, Original Landlord assigned its interest in the Agreement to Landlord pursuant to that certain Assignment and Assumption of Landlord's Interest in Operating Lease by and among Original Landlord and Landlord.

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4. Landlord and Tenant have executed that certain Partial Termination of Lease Agreement dated on or about the date hereof (the "<u>Partial Termination</u>"), and pursuant to the Partial Termination, the Lease has been terminated as to the Birmingham Premises. Accordingly, Landlord and Tenant hereby agree that the Memorandum is hereby terminated and is of no further force and effect.

[Signature Page Follows]

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IN WITNESS WHEREOF, the parties hereto have executed this Termination as of the date first above written.

LANDLORD: BRE SELECT HOTELS SOUTHEAST LLC, a Delaware limited liability company STATE OF Now York I, the undersigned authority, a Notary Public in and for said county in said state, hereby certify that Bruan Kim, whose name as Managing Divilition of BRE SELECT HOTELS SOUTHEAST LLC, a Delaware limited liability company, is signed to the foregoing conveyance and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he/she, as such Managing Directand with full authority, executed the same for and as the act of said limited liability company. Given under my hand and official seal of office, this 5 day of May Notary Public My Commission Expires:___ [NOTARIAL SEAL] SYLVIA M. NORFORD NOTARY PUBLIC, State of New York No. 01NO4884880
Qualified in New York County
Commission Expires February 2, 20 15

This instrument was prepared by:

Abigail M. Flanagan, Esq. DLA Piper LLP (US) 203 North LaSalle Street, Suite 1900 Chicago, Illinois 60601

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	TENANT:
	BRE SELECT HOTELS OPERATING LLC, a Delaware limited liability company
	By:
STATE OF New York)
New York COUNTY	:)
I, the undersigned authority, a Notary Public in and for said county in said state, hereby certify that RIAN KUM, whose name as Managing Director of BRE SELECT HOTELS OPERATING LLC, a Delaware limited liability company, is signed to the foregoing conveyance and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he/she, as such Managing Director and with full authority, executed the same for and as the act of said limited liability company.	
Given under my hand and official seal of	office, this 5th-day of May, 2014. Sylven Majora Notary Public
[NOTARIAL SEAL]	My Commission Expires: 2/2/2015
	SYLVIA M. NORFORD NOTARY PUBLIC, State of New York

NOTARY PUBLIC, State of New York
No. 01NO4884880
Qualified in New York County,
Commission Expires February 2, 20

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Description of Birmingham Premises

Lot 4A1 of Blumberg's Resurvey, as recorded in Map Book 19, Page 102, in the Probate Office of Shelby County, Alabama, and being situated in the Northwest 1/4 of Section 36, Township 18 South, Range 2 West, Shelby County, Alabama, and being more particularly described as follows:

Begin at the Southwest corner of said Northwest 1/4 of the Northwest 1/4 of Section 36, Township 18 South, Range 2 West and run North along the West line of said 1/4 - 1/4 Section 289.22 feet; thence an interior angle of 51 degrees 22 minutes 09 seconds and run to the right in a southeasterly direction 83.03 feet; thence an interior angle of 269 degrees 42 minutes 38 seconds and run to the left in a northeasterly direction 68.18 feet; thence an interior angle of 180 degrees 01 minutes 00 seconds and run to the left continuing in a northeasterly direction 193.71 feet; thence an interior angle of 90 degrees 00 minutes 00 seconds and run to the right in a southeasterly direction 6.04 feet; thence an interior angle of 270 degrees 00 minutes 00 seconds and run to the left in a northeasterly direction 4.00 feet; thence an interior angle of 90 degrees 00 minutes 00 seconds and run to the right in a southeasterly direction 5.00 feet; thence an interior angle of 90 degrees 00 minutes 00 seconds and run to the right in a southwesterly direction 5.00 feet; thence an interior angle of 90 degrees 00 minutes 00 seconds and run to the right in a northwesterly direction 8.14 feet; thence an interior angle of 270 degrees 00 minutes 00 seconds and run to the left in a southwesterly direction 180.64 feet; thence an interior angle of 270 degrees 00 minutes 00 seconds and run to the left in a southeasterly direction 3.36 feet; thence an interior angle 90 degrees 00 minutes 00 seconds and run to the right in a southwesterly direction 12.06 feet; thence an interior angle of 270 degrees 00 minutes 32 seconds and run to the left in southeasterly direction 241.61 feet; thence an interior angle of 93 degrees 05 minutes 32 seconds and run to the right in a southwesterly direction 173.95 feet to a point on the South line of said 1/4 - 1/4 section; thence turn an interior angle of 123 degrees 59 minutes 43 seconds and run right southwesterly direction 198.95 feet to the point of beginning.

Together with all those certain appurtenant easements, rights and other benefits created by and described in that certain Cross Easement Agreement, dated February 14, 1995, recorded as Instrument #1995-04461.



Filed and Recorded Official Public Records Judge James W. Fuhrmeister, Probate Judge, County Clerk Shelby County, AL 05/09/2014 03:41:56 PM \$26.00 KELLY

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