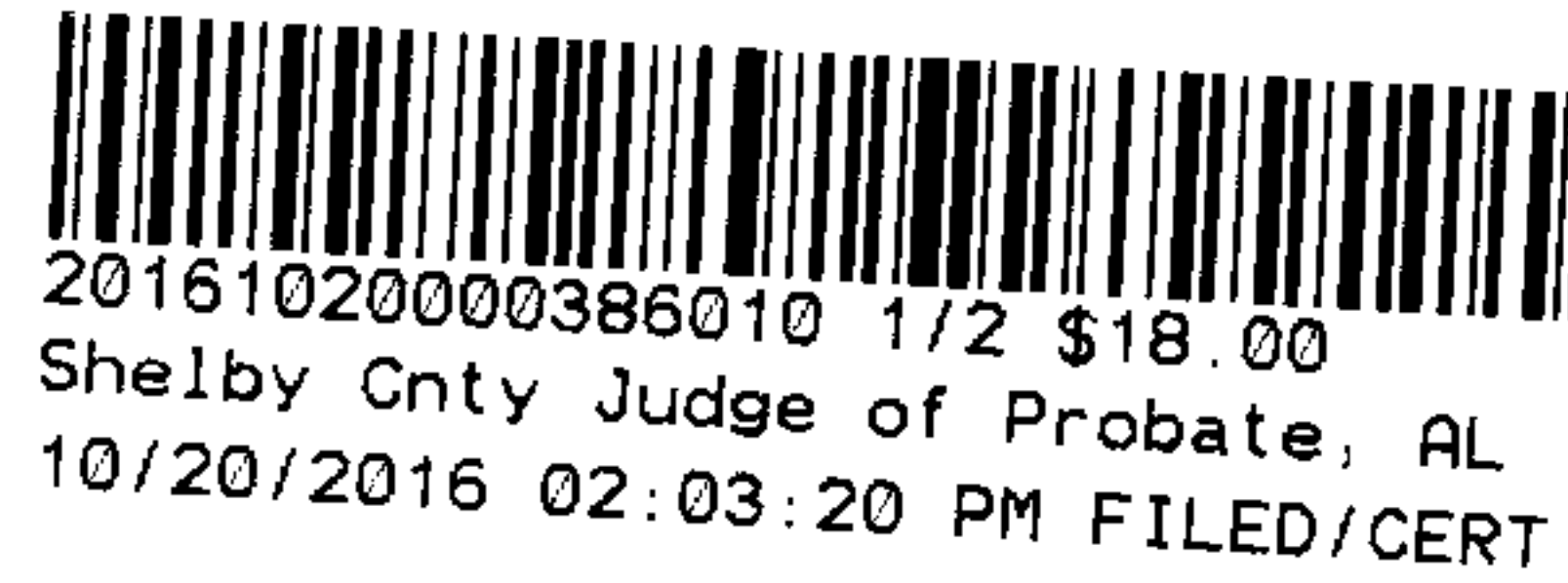


AFFIDAVIT OF TERMINATION OF MEMORDANDUM AGREEMENT

STATE OF ALABAMA)  
COUNTY OF SHELBY)



RE: Lot 21B, according to the Survey of The Cottages of Danberry Resurvey No. 3 (the "Subdivision Plat") as recorded in Map Book 41, Page 80, in the Office of the Judge of Probate of Shelby County, Alabama (the "Probate Office").

Whereas, the Undersigned Daniel Senior Living of Inverness, II, LLC, an Alabama limited liability company, being the seller in that certain Memorandum Agreement recorded in Inst. #20151109000389150 in the Probate Office of Shelby County, Alabama did impose a Resale prohibition and did also retain a Repurchase Option to repurchase the above described property.

Whereas, Rockwell Homes, LLC, the Grantee, desires to sell the Lot 21B and the completed home located thereto to C. Robert Gackebach and Beverly L. Gackebach and certifies that Rockwell Homes, LLC has constructed a residence in compliance with the terms set forth in that certain Memorandum Agreement recorded in Instrument No. 20151109000389150; and Whereas, Daniel Senior Living of Inverness, II, LLC hereby agrees to terminate its Resale prohibition and Repurchase Option to repurchase the above described property so that Rockwell Homes, LLC, can convey the above described Lot 21B, free and clear of the Resale prohibition and Repurchase Option to repurchase.

Now Therefore, Daniel Senior Living of Inverness, II, LLC, hereby terminates the memorandum agreement including its Resale Prohibition and Repurchase Option to repurchase the above described Lot 21B as contained in the Memorandum Agreement recorded in Inst. #20151109000389150.

In Witness Whereof, the undersigned, Jeffrey W, Boyd , as Vice President of Daniel Management Corporation, an Alabama corporation, in its capacity as the Manager of Daniel Senior Living of Inverness, II, LLC, an Alabama limited liability company, has caused this termination of the memorandum agreement on this the 30<sup>th</sup> day of September, 2016.

Daniel Senior Living of Inverness, II, LLC  
By Daniel Management Corporation  
Its Manager

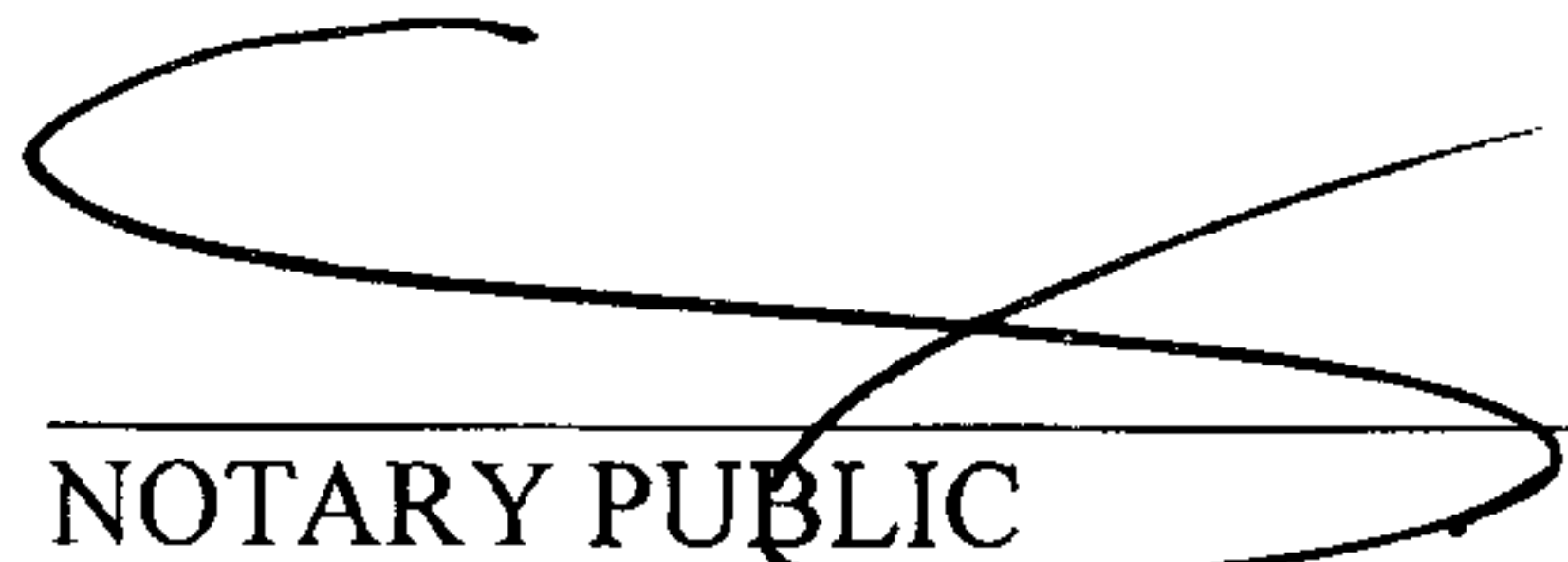
BY: Jeffrey W. Boyd  
Jeffrey W. Boyd  
Its: Vice President

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Shelby Cnty Judge of Probate, AL  
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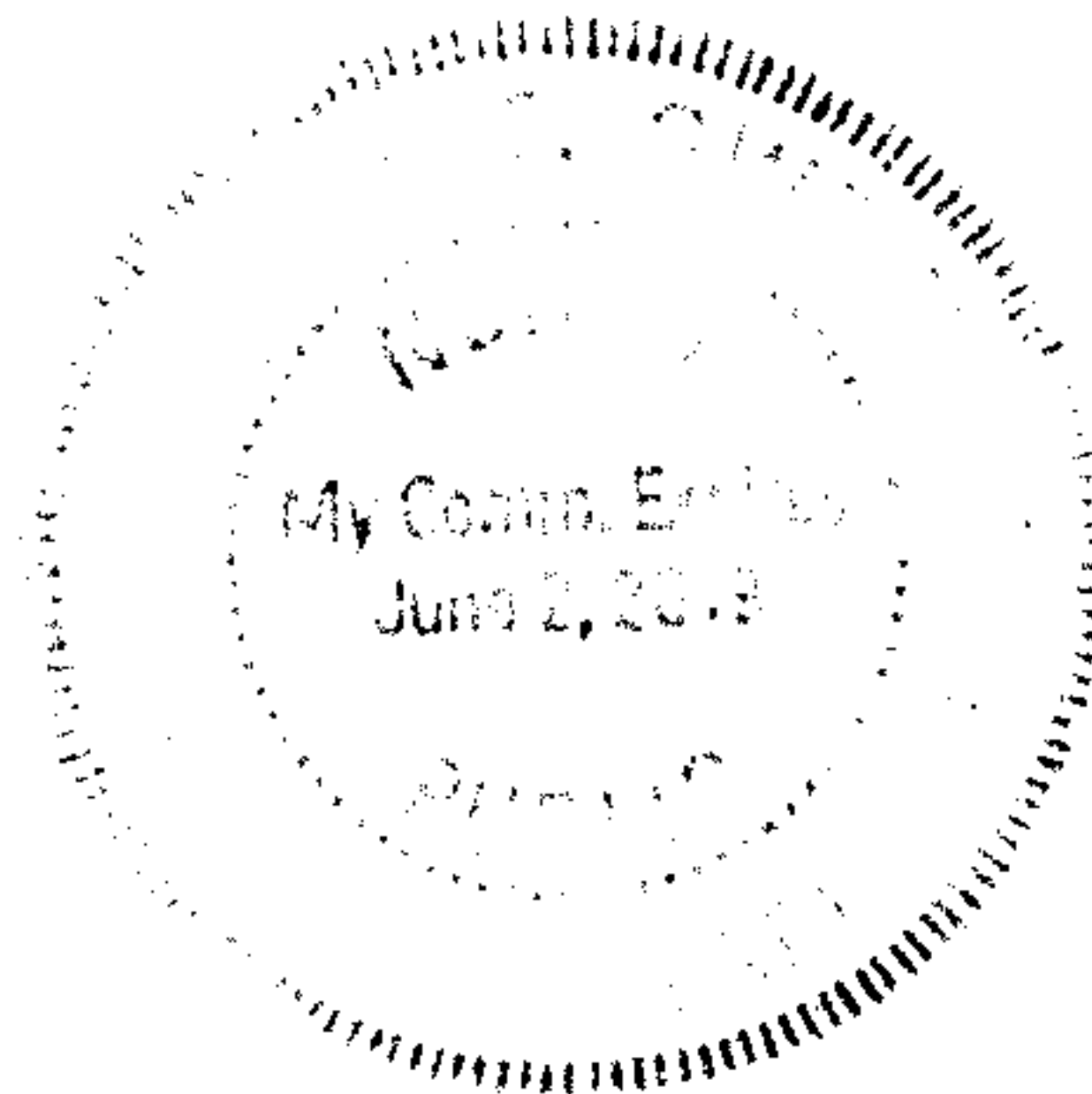
STATE OF ALABAMA     )  
COUNTY OF JEFFERSON )

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, acting in its capacity as Manager of Daniel Senior Living of Inverness, II, LLC, an Alabama 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 above and foregoing conveyance, he, as such officer, and with full authority, executed the same voluntarily for and as the act of said corporation acting in its capacity as manager of said limited liability company.

Given under my hand and official seal of office this the 30<sup>th</sup> day of September, 2016.

  
\_\_\_\_\_  
NOTARY PUBLIC  
My Commission expires: 6-2-2019

This Instrument Prepared By:  
Clayton T. Sweeney, Attorney at Law  
2700 Highway 280 East, Suite 160  
Birmingham, AL 35223



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Shelby Cnty Judge of Probate, AL  
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