

Ray Baber

STATE OF ALABAMA)

COUNTY OF Shelby)

COVENANTS TO RUN WITH LAND

WHEREAS, Ray Baber

hereinafter called the owner(s) of certain real property situated in Shelby County, Alabama, described in Exhibit "A," attached hereto and incorporated herein fully; and

WHEREAS, upon said property the owner(s) desire(s) to construct an alternative onsite sewage disposal system, hereinafter called the system, to service the facility/ dwelling on said property; and

WHEREAS, the approval of the system by the Shelby County Health Department, hereinafter called the local health department, is conditioned upon the covenant by the owner(s) and his/her/their successors in title and his/her/their assigns that he/she/they will satisfy all of the requirements of the local health department and assure the proper functioning of the system.

NOW, THEREFORE, in consideration of the premises, the owner(s) hereby declare the following covenants to run with the land described in Exhibit "A":

1. The owner(s) and his/her/their successors in title and assigns shall comply with the Rules of the State Board of

Inst # 1999-10299

03/11/1999-10299
01:45 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
005 CRH 18.50

Health governing onsite sewage disposal (Chapter 420-3-1, Alabama Administrative Code), and with the terms and conditions of the permit issued by the local health department for the system, with respect to construction, installation, operation, maintenance, and repair of the system.

2. The owner(s) hereby give his/her/their assurance that the system shall be installed, and that the completed installation shall be certified by an engineer. The owner(s) and his/her/their successors in title and assigns hereby give his/her/their assurance that he/she/they will provide adequate maintenance for the system and that the system shall not receive hazardous waste, nonbiodegradable waste, or any waste which may contain high levels of metals, or chemicals from industrial, agricultural, or chemical establishments. The system shall receive only domestic liquid waste containing animal or vegetable matter in suspension or solution, and may include liquids containing chemicals in solution from water closets, urinals, lavatories, bathtubs, showers, laundry tubs or devices, floor drains, drinking fountains, or other sanitary fixtures.
3. These covenants shall run with the land and be binding on all present and future owners or occupants of said

STATE OF ALABAMA

COUNTY OF SHELBY

I, the undersigned Notary Public in and for said County, in said state, hereby

Donald E. Williamson, M. D.

certify that By: Larry W. Rush
Local Health officer's Name

whose name is signed to the foregoing instrument, and who is known to me,
acknowledges before me this day, that being informed of the contents hereof,
has executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this 11th day of
March, 19 99.

Shelia D. Stutts
Notary Public

My Commission Expires 9/11/99

Exhibit "A"

All property in the survey of _____, a map/deed of which
is recorded in Map/Deed Book _____, page _____ or instrument
_____, in the Probate Office of Shelby County, Alabama. Or all
property described in the attached legal description.

EXHIBIT A

A parcel of land situated in the NW 1/4 of the SE 1/4 of Section 13, Township 20 South, Range 3 West, Shelby County, Alabama, described as follows:
Commence at the SW corner of the NW 1/4 of the SE 1/4 of Section 13, Township 20 South, Range 3 West, Shelby County, Alabama and run thence Easterly along the South line of said 1/4 424.47 feet to a point; thence turn 63 deg. 45 min. 08 sec. left and run Northeasterly 1,160.77 feet to a steel pin corner and the point of beginning of the property being described; thence continue along last described course 44.00 feet to a steel pin corner; thence turn 92 deg. 24 min. 54 sec. left and run along an existing fence line 69.02 feet to a steel pin corner; thence turn 84 deg. 22 min. 47 sec. right and run along an existing fence line 64.41 feet to a steel pin corner; thence turn 86 deg. 01 min. 01 sec. left and run 195.87 feet to an existing steel pin corner on the East margin of Shelby County Highway No. 33; thence turn 86 deg. 08 min. 22 sec. left and run Southwesterly along said margin of said Highway 106.00 feet to a steel pin corner; thence turn 92 deg. 56 min. 48 sec. left and run 273.40 feet to the point of beginning; being situated in Shelby County, Alabama.

ALSO a non-exclusive 20 foot easement described as follows:
Commence at the SW corner of the NW 1/4 of the SE 1/4 of Section 13, Township 20 South, Range 3 West, Shelby County, Alabama and run thence Easterly along the South line of said 1/4 424.47 feet to a point; thence turn 63 deg. 45 min. 08 sec. left and run Northeasterly 1,160.77 feet to a steel pin corner; thence continue along last described course 44.00 feet to a steel pin corner; thence turn 92 deg. 24 min. 54 sec. left and run along an existing fence line 69.02 feet to a steel pin corner; thence turn 84 deg. 22 min. 47 sec. right and run along an existing fence line 64.41 feet to a steel pin corner; thence turn 86 deg. 01 min. 01 sec. left and run 195.87 feet to an existing steel pin corner on the East margin of Shelby County Highway No. 33; thence turn 86 deg. 08 min. 22 sec. left and run Southwesterly along said margin of said Highway 106.00 feet to a steel pin corner and the point of beginning of the easement being described; thence continue along last described course 20.03 feet to a point; thence turn 92 deg. 56 min. 48 sec. left and run East-Southeasterly parallel with the South line of just described property 138.03 feet to a point; thence turn 90 deg. 00 min. 00 sec. left and run 20.0 feet to a point on the said South line of the said property; thence turn 90 deg. 00 min. 00 sec. left and run 137.00 feet to the point of beginning; being situated in Shelby County, Alabama.

Inst # 1999-10299

03/11/1999-10299
01:45 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
005 CRH 18.50

Inst # 1998-16259

05/05/1998-16259
12:58 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 HCB 68.50

Inst # 1998-16259