

STATE OF ALABAMA)

COUNTY OF Shelby)

COVENANTS TO RUN WITH LAND

WHEREAS, ELIZABETH SUSTAD HOLCOMB

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

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SHELBY COUNTY JUDGE OF PROBATE
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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

facility/dwelling and the property on which it is situated until such time as the system is no longer required by the Administrative Code, the same being the case when the facility/dwelling is connected to a public or private sanitary sewer system.

Dated this, the 20th day of April, 1999.

Elizabeth F. Holcomb
Susan D. Holcomb Pond
(Signature(s) of Owner(s))

Donald E. Williamson, M.D.
State Health Officer

By Larry W. Rush 4-20-99
(Local Health Officer's Signature)

STATE OF ALABAMA)
COUNTY OF Shelby)

I, the undersigned Notary Public in and for said County, in said State, hereby certify that Elizabeth F. Holcomb and
Susan D. Holcomb Pond, whose name(s) is/are
(Name(s) of Owner(s))
signed to the foregoing instrument, and who is/are known to me, acknowledge(s) before me this day that, being informed of the contents thereof, he/she/they has/have executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this 20th day of
April, 1999.

D. J. Al
Notary Public

MY COMMISSION EXPIRES OCT 7, 2002

My Commission Expires _____

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 20th day of April, 19 99.

Lottie S. Norwood
Notary Public

My Commission Expires 9-26-2000

Exhibit "A"

All property in the survey of _____, a map/deed of which is recorded in Map/Deed Book 208, page 292 or instrument # _____, in the Probate Office of Shelby County, Alabama. Or all property described in the attached legal description.

Send Tax Notice To:

Elizabeth F. Holcombe
Route 1, Box 186
Sterrett, AL 35147

434

This Instrument Was Prepared By:

Frank K. Bynum, Esquire
2100 SouthBridge Parkway #650
Birmingham, Alabama 35209

STATE OF ALABAMA)

KNOW ALL MEN BY THESE PRESENTS,

COUNTY OF SHELBY)

That in consideration of TEN AND NO/100 DOLLARS (\$10.00) AND OTHER GOOD AND VALUABLE CONSIDERATIONS to the undersigned grantor in hand paid by the Grantees herein, the receipt of which is hereby acknowledged, LAVERNE J. SLIMP, an unmarried woman, (herein referred to as Grantor) do grant, bargain, sell and convey unto ELIZABETH F. HOLCOMBE AND SUSAN D. HOLCOMBE (herein referred to as Grantees) as joint tenants, with right of survivorship, the following described real estate, situated in the State of Alabama, County of SHELBY, to-wit:

That certain tract of land described as commencing at the point of intersection of the south right of way line of the Florida Short Route Highway with the East line of the SW 1/4 of the SE 1/4 of Section 20, Township 19, Range 1 East, and run thence West along the south right of way line of said Highway a distance of 420 feet to the point of beginning of the tract herein described and conveyed; thence south and parallel with the East line of the SW 1/4 of the SE 1/4 of Section 20, and the East line of the NW 1/4 of the NE 1/4 of Section 29, all in Township 19, Range 1 East, for a distance of 1000.2 feet; thence run west and parallel with the North line of said Section 29, a distance of 900 feet to the West line of the NW 1/4 of the NE 1/4 of said Section 29, run thence North 146.3 feet; run thence East 208 feet 8 inches; run thence North parallel with the West line of said forty acres 763 feet and 6 inches to the North line of said forty acres, continue thence North 20 feet; run thence West 38 feet and 8 inches; thence North 60 feet and 6 inches to the south right of way line of Florida Short Route Highway, thence East along the south right of way line of said Highway a distance of 711 feet, more or less, to the point of beginning.

Subject to existing easements, restrictions, set back lines, rights of ways, limitations, if any, of record.

Laverne J. Slimp is the surviving grantee of that certain deed recorded in Deed Book 207, Page 328, the other grantee Neal Slimp having died on or before May 3, 1981.

TO HAVE AND TO HOLD unto the said Grantees as joint tenants, with right of survivorship, their heirs and assigns, forever; it being the intention of the parties to this conveyance, that (unless the joint tenancy hereby created is severed or terminated during the joint lives of the grantees herein) in the event one grantee herein survives the other, the entire interest in fee simple shall pass to the surviving Grantee and if one does not survive the other, then the heirs and assigns of the grantees herein shall take as tenants in common.

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BOOK 203 PAGE 292

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5.00
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702.50

Bynum