

COVENANTS TO RUN WITH THE LAND

Health Department Permit Number

WHEREAS, ^{FARMINGDALE HOMES, LLC} ~~Clay Channell~~, is the owner of certain real property situated in Shelby County, Alabama, described in Exhibit A, also described as, all property which is recorded in Map Book/Deed Book 35, Page 135 or Fiche _____, Frame _____, in the Probate Office of Shelby County, Alabama, hereto and incorporated herein fully:

WHEREAS, the owners have requested and the Shelby County Board of Health has approved the construction and use of the onsite sewage system to serve structure type, Site Built House, and if applicable, development name, Farmingdale Estates 2nd lot number 32.

WHEREAS, the approval of the Shelby County Board of Health for the onsite sewage system is granted upon the condition that the owners and their successors in title that it or they will satisfy these covenants.

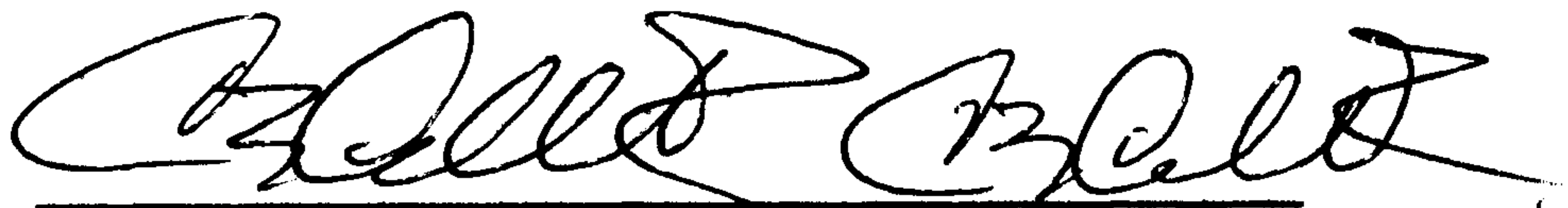
NOW, THEREFORE, in consideration of the premises, the owner, ^{FARMINGDALE HOMES, LLC} ~~Clay Channell~~, hereby grant and convey as encumbrances on land desribed as Exhibit A the following restrictions and covenants to run with the land as hereinafter described:

1. That the undersigned owners, ^{FARMINGDALE HOMES, LLC} ~~Clay Channell~~, its successors, assigns and subsequent purchasers of the onsite sewage system located at , Harpersville, AL 35078 shall own the sytem subject to the conditions in the onsite disposal permit or permits issued by the Shelby County Department of Public Health and the State of Alabama Department of Public Health, and will also comply with the provisions of the Alabama Administrative Code, Chapter 420-3-1. And are hereby notified that the property described herein and/or the onsite sewage disposal system may restrict the use of the lot and/or obligate the owner to special maintenance and reporting requirements.
2. That the whole of the land described in Exhibit A shall not be subdivided without approval of the Shelby County Health Officer.
3. No repair, alteration or addition will be made to the approved onsite sewage system without written approval of an engineer (P.E.) and the Shelby County Health Officer.

These covenants shall run with the land and be binding on all present owners and future onwers or occupants of said facility and the property on which the onsite sewage system is situated until such time as the system is no longer required by the Shelby County Board of Health through its Health Officer.

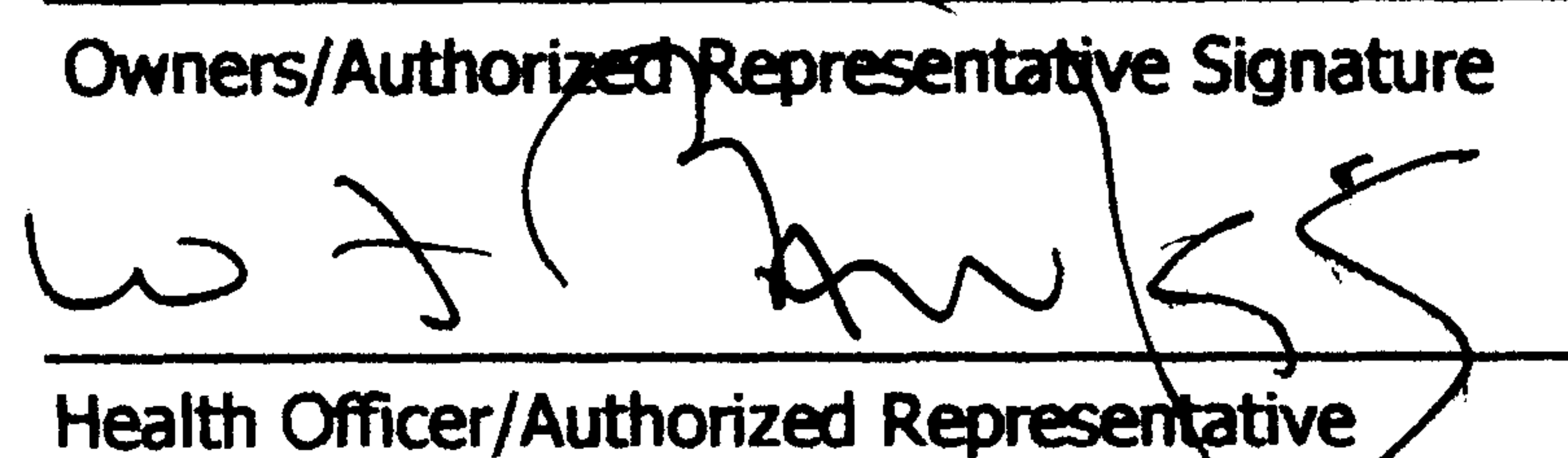
Dated this the 4th day of MAY, 2006

Clay Channell



Owners/Authorized Representative Signature


^{FARMINGDALE HOMES, LLC}



Health Officer/Authorized Representative

SIGNATURES

Clarence Channell ~~III~~
before me, Kelly Mullin, a notary


Kelly B. Mullin
Notary Public State At Large
Commission Expires
June 28, 2009