

STATE OF ALABAMA)

COUNTY OF SHELBY)

This indenture made this 21st day of October, 1940, between Lavonia Gordon and husband Harry Gordon, party of the first part and Harris M. Gordon, party of the second part,

WITNESSETH, that in consideration of one dollar (\$1.00) and other good and valuable consideration, the receipt whereof is hereby acknowledged and included in the last named consideration is the erection by the said party of the second part of a dwelling costing more than \$3500.00 on Lots four, five and six in Block E of College Park addition to the town of Columbiana, Shelby County, Alabama, the said party of the first part doth hereby restrict the use and occupancy by themselves, their heirs, administrators, executors and assigns, of the following property:

Commencing at the Northwest corner of the intersection of College Avenue and Arlington Street in the town of Columbiana, Alabama, Shelby County, and run thence West along the North line of College Avenue, a distance of 100 feet for a point of beginning, run thence from the point of beginning North at a right angle a distance of 150 feet run thence at a right angle and parallel to College Avenue West a distance of 100 feet run thence South at a right angle a distance of 150 feet to the North line of College Avenue run thence East along the North line of College Avenue a distance of 100 feet to the point of beginning situated in Columbiana, Shelby County, Alabama.

That the party of the first part, their heirs, executors, administrators or assigns, for the mutual benefit of all persons now or hereafter to be interested in the above described land or part thereof, agrees for themselves, their heirs, executors, administrators, and assigns, that any building erected on the said land shall be used for residence and dwelling purposes only by white persons and for the usual and natural uses connected therewith and no other, that all dwellings hereafter erected on the said described property will cost no less than \$3500.00.

The party of the first part covenants to and with the party of the second part, his heirs and assigns that they will not at any time hereafter convey or otherwise dispose of the property herein described, except upon and subject to such restrictions and conditions as herein before mentioned.

The said conditions and covenants, each and everyone of them, are hereby expressly made an essential part of this instrument and shall be and remain of perpetual efficacy and obligation in respect to the said premises, and the party of the first part, their heirs, successors and assigns.

IN WITNESS WHEREOF the said party of the first part hereto affixes their signatures and seals the day and year first above written.

Lavonia Gordon (Seal)

STATE OF ALABAMA,

Harry Gordon (Seal)

COUNTY OF SHELBY.

I, Frank Head, the undersigned authority in and for said County, in said state hereby certify that Lavonia Gordon and husband Harry Gordon, whose names are signed to the foregoing indenture and who are known to me, acknowledged before me on this day, that being informed of the contents of this indenture, they executed the same voluntarily on the day the same bears date.

Given under my hand and seal this 21st day of October, 1940.

Frank Head, Register of Circuit Court.

STATE OF ALABAMA,  
COUNTY OF SHELBY

I, Frank Head, a Register of Cir. Court, in and for said County, in said State, do hereby certify that on the 21st day of October, 1940, came before me the within named Lavonia Gordon known to me to be the wife of the within named Harry Gordon, who, being examined separate and apart from the husband, touching her signature to the within instrument, acknowledged that she signed the same of her own free will and accord, without fear, constraint or threats on the part of the husband.

In Witness whereof, I hereunto set my hand, this 21 st day of October, 1940.

Frank Head, Register of  
Circuit Court.

Filed for record in this office the 29th day of October, 1940 at 2:30 PM and recorded in Deed Record #109 on page 392 and examined.

L. C. Walker, Judge of Probate  
Shelby County, Alabama.

STATE OF ALABAMA  
SHELBY COUNTY

I hereby certify that  
\$ 50 Privilege Tax  
has been paid on the within  
instrument as required by  
law:  
L. C. WALKER,  
JUDGE OF PROBATE