

AFFIDAVIT

STATE OF ALABAMA)

SHELBY COUNTY)

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 Shelby Cnty Judge of Probate, AL
 04/04/1978 12:00:00 AM FILED/CERT

Before me, the undersigned authority, personally appeared Luther L. Doty, Jr. and wife, Jean H. Doty, and, upon being duly sworn, said as follows:

Luther L. Doty, Jr. and wife, Jean H. Doty, were, on October 16, 1973, the owners of all that portion of the Northeast Quarter of the Northwest Quarter of Section 10, Township 19 South, Range 1 West, lying east of what was then, and is now, identified as Shelby County Highway 41, which highway also is known as Dunnivant Road or Dunnivant Valley Road. They also were the owners at that time of that portion of said quarter-quarter section lying west of said Shelby County Highway 41 and east of an unimproved road known as the Old Dunnivant Road, which is not now, and was not in October, 1973, in use as a public road. On October 16, 1973, Luther L. Doty, Jr. and wife, Jean H. Doty, executed certain protective covenants which are recorded in the Office of the Judge of Probate of Shelby County, Alabama in Miscellaneous Book 6, Pages 236-238. It was Mr. and Mrs. Doty's intent at the time of the execution of said protective covenants, and it remains their intent, that said protective covenants apply only to that portion of said quarterquarter section lying east of said Shelby County Highway 41 as it existed on October 16, 1973 and as it exists on the date hereof, and it is and was further their intent that said protective covenants not apply to that portion of said quarter-quarter section which lies west of said Shelby County Highway 41.

NOTED & FILED
 CERTIFIED TRUE
 173 APR -4
 Luther L. Doty, Jr.
 Jean H. Doty

Sworn to and subscribed before me, this 5th day of April, 1978.

Aline Luster
 Notary Public

Rec. 1.50
 Ind. 1.00
 2.50

Jack Alchison

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