

THIS AGREEMENT made this 15th day of May, 1981, by FIRST NATIONAL BANK OF COLUMBIANA, a national banking association (the "Owner") for the benefit of 2154 TRADING CORPORATION, a New York corporation (the "Developer").

R E C I T A L S:

Owner has acquired from Charles W. Daniel and wife by deed of even date herewith all that certain property described in Exhibit "A" which is attached hereto and made a part hereof, which is part of a development known as Inverness Center being developed by Developer. Owner and Developer desire to enter into this agreement regarding the Inverness Sewer System.

19810605000062580 1/3 \$.00
Shelby Cnty Judge of Probate, AL
06/05/1981 12:00:00 AM FILED/CERT

AGREEMENT

NOW, THEREFORE, in consideration of the premises, Owner agrees with Developer as follows:

(1) Owner agrees to pay the Developer such reasonable tap fees for the connection to the Inverness Sewer System and such monthly sewer charges as Developer may reasonably charge. Such fees and monthly charges have not yet been determined but Developer, by acceptance of this agreement, acknowledges that such charges will not exceed those charges for similar services in Jefferson County, Alabama.

(2) This agreement shall inure to the benefit of Developer and be binding upon Owner, its successors and assigns.

IN WITNESS WHEREOF, First National Bank of Columbiana has caused this instrument to be properly executed by its duly authorized officer as of the date first above written.

FIRST NATIONAL BANK OF COLUMBIANA

By Charles E. Harrison
Its President

Thomas, Salazar et al

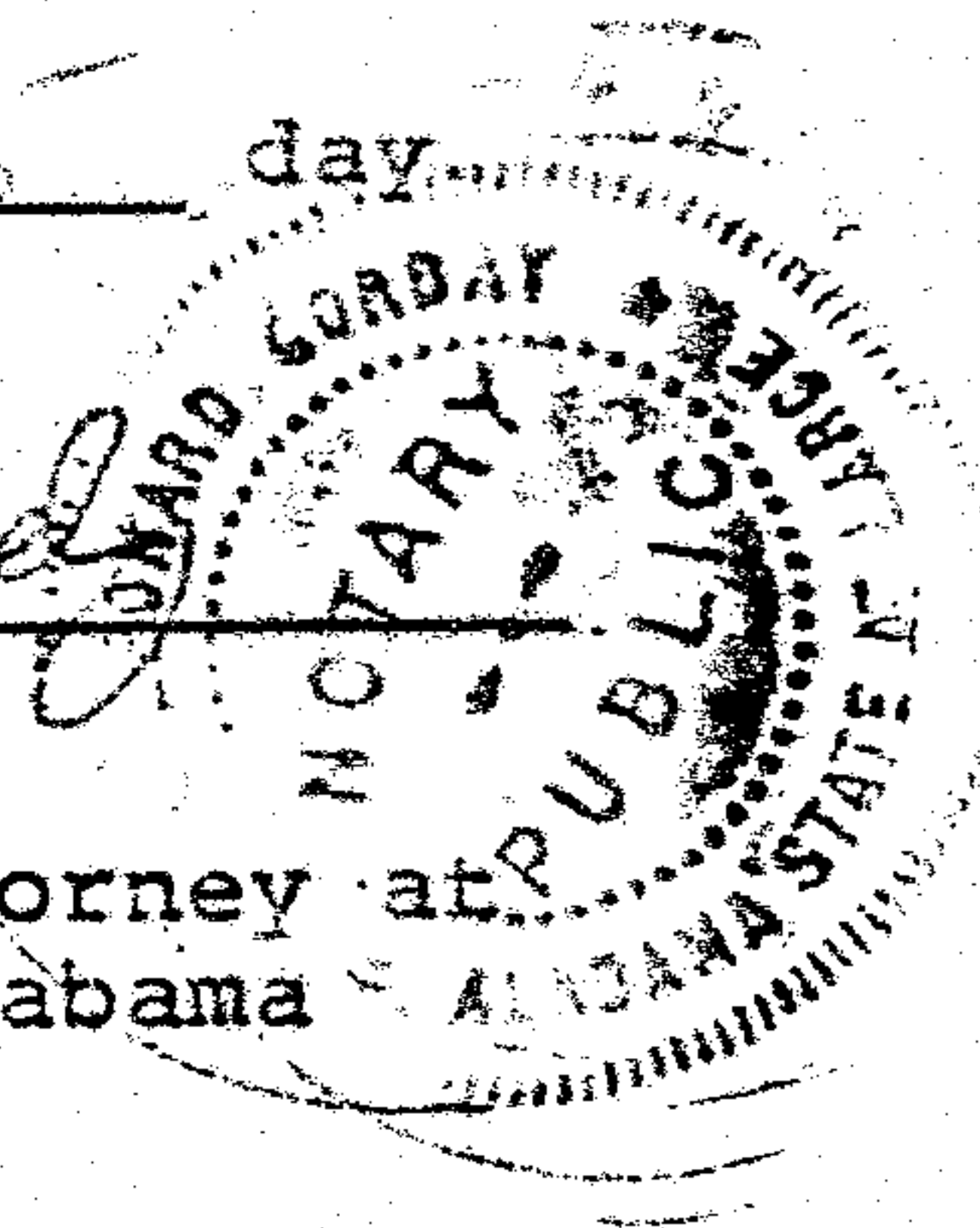
BOOK 40 PAGE 350

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that Paul L. Smith whose name as President of First National Bank of Columbiana, a national banking association, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said national banking association.

Given under my hand and official seal this 15 day of May, 1981.

Carl Leonard Gorday
Notary Public



This instrument was prepared by J. Fred Powell, Attorney at Law, 1600 Bank for Savings Building, Birmingham, Alabama 35203.

MY COMMISSION EXPIRES JULY 7, 1983



19810605000062580 2/3 \$.00
Shelby Cnty Judge of Probate, AL
06/05/1981 12:00:00 AM FILED/CERT

BOOK 40 PAGE 951

Exhibit A

the following described real estate situated in Shelby County, Alabama, to-wit:

A parcel of land situated in the South half of the Southeast Quarter of the Northwest Quarter of Section 36, Township 18 South, Range 2 West, being more particularly described as follows: Begin at the point where the North line of the South half of said Quarter-Quarter Section intersects with the Southwesterly right of way line of U. S. Highway #280 and run Southeasterly along said right of way 200.46 feet; thence an interior angle left of $29^{\circ}14'$ and run Northwesterly 28.98 feet; thence an interior angle left of 270° and run Southwesterly 31.0 feet; thence an interior angle left of 270° and run Southeasterly 31.0 feet; thence an interior angle left of 270° and run Northeasterly 29.87 feet; thence an interior angle left of $60^{\circ}46'$ and run Southeasterly along said Southwesterly right of way 70.25 feet to the intersection of the Northwesterly right of way of Inverness Center Parkway; thence turn an interior angle left $103^{\circ}57'34''$ to chord of a curve to the right (said curve having a chord of 45.35 feet, radius of 84.0 feet and a central angle of $31^{\circ}19'20''$); thence running Southerly along the arc of said curve 45.92 feet to a point of compound curve to the right; running thence Southwesterly along said curve (having a chord of 198.99 feet that forms an interior angle to chord of $151^{\circ}07'51''$), an arc distance of 200.76 feet (said curve having a radius of 435.45 feet and a central angle of $26^{\circ}24'58''$); thence turn an interior angle left to chord of $166^{\circ}47'31''$ and run along the Northwesterly right of way of Inverness Center Parkway in a Southwesterly direction 22.0 feet to a curve to the left, running thence Southwesterly along said curve (having a chord of 52.98 feet that forms an interior angle of $182^{\circ}22'34''$) an arc distance of 53.0 feet (said curve having a radius of 639.0 feet and a central angle of $4^{\circ}45'08''$); thence turning an interior angle to chord of $79^{\circ}15'22''$ and run Northwesterly 366.31 feet to a point on the North line of said South half of said Quarter-Quarter Section; thence an interior angle left of $78^{\circ}28'08''$ and run East along said North line 128.00 feet to the Point of Beginning.

BOOK 40 PAGE 952



19810605000062580 3/3 \$.00
Shelby Cnty Judge of Probate, AL
06/05/1981 12:00:00 AM FILED/CERT

1981 JUN -5 AM 10:03

Rec. 450
Sub 100
550

Shelby County Judge of Probate