1055

STATE OF ALABAMA   )
)
COUNTIES OF   )
JEFFERSON AND SHELBY   )

SUBJECTION OF REAL PROPERTY TO PROTECTIVE COVENANTS

KNOW ALL MEN BY THESE PRESENTS, that the undersigned, Baptist Medical Centers a corporation (herein "Owner"), does hereby proclaim, publish and declare that the real property described on Exhibit "A", attached hereto and by this reference made a part of hereof, is hereby subjected to the Declaration of Protective Covenants of Riverchase (Business), as amended by Amendment No. 2 recorded in Miscellaneous Book 19, beginning at Page 633, in the Office of the Judge of Probate of Shelby County, Alabama and as recorded in Real Volume 1236 beginning at page 881, as amended by Amendment No. 1 recorded in Real Volume 1294, beginning at page 30, and as further amended by Amendment No. 2 recorded in Real Volume 1437, beginning at page 570, in the Office of the Judge of Probate of Jefferson County, Alabama and such property shall be held, conveyed, hypothecated, or encumbered, rented, used, occupied and improved, subject to such Declaration, which shall run with the land in accordance with the terms set forth in said Declaration.

The Harbert-Equitable Joint Venture, an Alabama General Partnership, as the developer (herein "Developer"), hereby consents to and joins in this instrument.

IN WITNESS WHEREOF, Owners and Developer have caused this instrument to be executed as of the ___9th___ day of ___November___, 1987.

Attest:

Cherie Rose   BAPTIST MEDICAL CENTERS

                                     By: _Robert D. Wilkerson_
                                     Its _Corporate Vice President_

                                     THE HARBERT-EQUITABLE JOINT VENTURE

Attest: By: THE EQUITABLE LIFE ASSURANCE
                                         SOCIETY OF THE UNITED STATES

_____   By: _Small H Eaton_
                                     Its _Asst Secretary_

Attest: By: HARBERT INTERNATIONAL, INC.

Josephine H. Hoover   By: _JoRevis_
                                     Its _SNR U.P_

Riverchase
P. O. Box 1297
B'ham, Al 35201

BOOK 163 PAGE 690

DESCRIPTION

Commence at the southeast corner of Section 19, Township 19 South, Range 2 West Shelby County, Alabama; thence run north 88 degrees 07 minutes 30 seconds west for a distance of 3471.23 feet along the south line of said Section; thence run north 01 degrees 52 minutes 30 seconds east for a distance of 364.58 feet to the point of beginning; from the point of beginning thus obtained run north 17 degrees 30 minutes 00 seconds west for a distance of 1759.74 feet; thence run north 77 degrees 50 minutes east along the right-of-way line of Riverchase Parkway East for a distance of 399.10 feet to the point of commencement of a curve to the right, said curve having a central angle of 71 degrees 47 minutes 42 seconds and a radius of 608.63 feet; thence run along the arc of said curve and the right-of-way line of Riverchase Parkway East in a northeasterly and southeasterly direction for a distance of 762.65 feet to the end of said curve and the point of commencement of a curve to the right, said curve having a central angle of 94 degrees 52 minutes 17 seconds and a radius of 37.50 feet; thence run in a southeasterly and southwesterly direction along the arc of said curve for a distance of 62.09 feet to the end of said curve; thence run south 64 degrees 30 minutes west for a distance of 22.42 feet to the point of commencement of a curve to the left, said curve having a central angle of 7 degrees 00 minutes and a radius of 693.50 feet; thence run along the arc of said curve in a southwesterly direction for a distance of 84.73 feet to the end of said curve; thence run south 57 degrees 30 minutes west for a distance of 84.50 feet to the point of commencement of a curve to the right, said curve having a central angle of 6 degrees 03 minutes 09 seconds and a radius of 477.61 feet; thence run in a southwesterly direction along the arc of said curve for a distance of 50.45 feet to the end of said curve; thence run south 26 degrees 26 minutes 52 seconds east for a distance of 50.00 feet; thence turn n angle to the right of 90 degrees to the tangent of the following described course, said course being situated on a curve to the right and having a central angle of 9 degrees 26 minutes 51 seconds and a radius of 527.61 feet; thence run in a southwesterly direction along the arc of said curve for a distance of 87.00 feet to the end of said curve; thence run south 73 degrees 00 minutes west for a distance of 67.50 feet to the point of commencement of a curve to the left, said curve having a central angle of 79 degrees 30 minutes and a radius of 102.20 feet; thence run in a southwesterly and southeasterly direction along the arc of said curve for a distance of 141.81 feet to the end of said curve; thence run south 6 degrees 30 minutes east for a distance of 65.00 feet to the point of commencement of a curve to the left, said curve having a central angle of 31 degrees 40 minutes and a radius of 299.72 feet; thence run in a southeastely direction along the arc of said curve for a distance of 185.65 feet to the end of said curve and the point of commencement of a curve to the right, said curve having a central angle of 21 degrees 20 minutes 51 seconds and a radius of 314.00 feet; thence run in a southeasterly direction along the arc of said curve for a distance of 116.99 feet to the end of said curve; thence run north 81 degrees 48 minutes 30 seconds east for a distance of 411.01 feet; thence run north 39 degrees 45 minutes east for a distance of 241.30 feet; thence run south 50 degrees 15 minutes east along the right-of-way line of Riverchase Parkway East for a distance of 125.00 feet to the point of commencement of a curve to the right, said curve having a central angle of 52 degrees 00 minutes and a radius of 287.40 feet; thence run in a southeasterly and southwesterly direction along the arc of said curve and the right-of-way line of Riverchase Parkway East for a distance of 260.84 feet to the end of said curve; thence run south 01 degrees 45 minutes west along the right-of-way line of Riverchase Parkway East for a distance of 147.00 feet to the point of commencement of a curve to the left, said curve having a central angle of 34 degrees 14 minutes 40 seconds and a radius of 643.11 feet; thence run in a southwesterly and southeasterly direction along the arc of said curve and the right-of-way line of Riverchase Parkway East for a distance of 384.37 feet to the end of said curve; thence run south 79 degrees 30 minutes west for a distance of 1092.06 feet to the point of beginning said parcel contains 34.10 acres.

STATE OF ALABAMA
SHELBY COUNTY

I, Jimmy A. Gay, a Registered Surveyor, do hereby certify that this is a true and correct plat or map of Property Shown & Described Hereon.

Dated APRIL 17, 1987

Jimmy A. Gay, Reg. No. 0759 PRESIDENT
COULTER, GAY, SALMON & MARTIN ENG. CO., INC.

STATE OF ALABAMA
SHELBY COUNTY

I, Jimmy A. Gay, a Registered Surveyor, do hereby certify that this is a true
and correct plat or map of the property shown and described hereon.

Jimmy A. Gay

Jimmy A. Gay, Reg. No. 8759, President
Coulter, Gay, Salmon & Martin Eng. Co., Inc.

DESCRIPTION:

Commence at the Southeast corner of Section 19, Township 19 South, Range 2 West;
run thence North 88 degrees, 07 minutes, 30 seconds West for a distance of
3,471.23 feet; thence run North 1 degree, 52 minutes, 30 seconds East for a
distance of 364.58 feet; thence run North 17 degrees, 30 minutes West for a
distance of 1,759.74 feet; thence run North 77 degrees, 50 minutes East along
the Southeasterly right-of-way line of Riverchase Parkway for a distance of
399.10 feet to the point of beginning of a curve to the right, said curve
having a central angle of 71 degrees, 47 minutes, 42 seconds and a radius
of 608.63 feet; thence run along the arc of said curve to the right in a
Northeasterly, Easterly and Southeasterly direction for a distance of
762.65 feet to the point of beginning; from the point of beginning thus
obtained, thence continue in a Southeasterly direction along the South-
westerly right-of-way line of Riverchase Parkway East (said right-of-way
being situated on a curve to the right having a central angle of 4 degrees,
52 minutes, 17 seconds and a radius of 608.63 feet) for a distance of
51.75 feet to the end of said curve; thence run along the tangent, if
extended to said curve, continuing in a Southeasterly direction along the
Southwesterly right-of-way line of Riverchase Parkway East for a distance
of 288 feet to the point of beginning of a curve to the left; said curve
having a central angle of 24 degrees, 45 minutes and a radius of 439.74
feet; thence run along the arc of said curve to the left in a Southeasterly
direction along the Southwesterly right-of-way line of Riverchase Parkway
East for a distance of 189.95 feet; thence turn an angle to the right of
90 degrees from the tangent of the last described course and run in a South-
westerly direction for a distance of 241.30 feet; thence turn an angle to
the right of 42 degrees, 01 minute, 32 seconds and run in a Southwesterly
direction for a distance of 411.01 feet; thence turn an angle to the right
of 81 degrees, 24 minutes, 19 seconds to the tangent of the following described
course; said course being situated on a curve to the left having a central
angle of 21 degrees, 20 minutes, 51 seconds and a radius of 314 feet; thence
run along the arc of said curve to the left in a Northwesterly direction for
a distance of 116.99 feet to the end of said curve and the point of beginning
of a curve to the right; said curve to the right having a central angle of
31 degrees, 40 minutes and a radius of 299.72 feet; thence run along the arc
of said curve to the right in a Northwesterly direction for a distance of
165.65 feet to the end of said curve; thence run along the tangent, if
extended to said curve, in a Northwesterly direction for a distance of 65
feet to the point of beginning of a curve to the right; said curve having
a central angle of 79 degrees, 30 minutes and a radius of 102.20 feet; thence
run along the arc of said curve to the right in a Northwesterly, Northerly
and Northeasterly direction for a distance of 141.81 feet to the end of said
curve; thence run along the tangent, if extended to said curve, in a North-
easterly direction for a distance of 67.50 feet to the point of beginning of
a curve to the left; said curve having a central angle of 9 degrees, 26
minutes, 51 seconds and a radius of 527.61 feet; thence run along the arc

of said curve to the left in a Northeasterly direction for a distance of 87
feet; thence turn an angle to the left of 90 degrees from the tangent of the
last described course and run in a Northwesterly direction for a distance of
50 feet; thence turn an angle to the right of 90 degrees to the tangent of
the following described course, said course being situated on a curve to the
left having a central angle of 6 degrees, 3 minutes, 9 seconds and a radius
of 477.61 feet; thence run along the arc of said curve to the left for a
distance of 50.45 feet to the end of said curve; thence run along the tangent,
if extended to said curve, in a Northeasterly direction for a distance of
84.50 feet to the point of beginning of a curve to the right; said curve having
a central angle of 7 degrees, 00 minutes and a radius of 693.50 feet; thence
run along the arc of said curve to the right in a Northeasterly direction for
a distance of 84.73 feet to the end of said curve; thence run along the
tangent, if extended to said curve, in a Northeasterly direction for a dis-
tance of 22.42 feet to the point of beginning of a curve to the left; said
curve having a central angle of 94 degrees, 52 minutes, 17 seconds and a
radius of 37.50 feet; thence run along the arc of said curve to the left
in a Northeasterly direction for a distance of 62.09 feet to the point of
beginning.