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RESTRICTIVE COVENANTS

This instrument is entered into as of the 15th day of September, 1986, by the undersigned, Wildlife Rescue Service, Inc., a non-profit organization dedicated to the rehabilitation and treatment of injured and orphaned wildlife, and their eventual release to the wild.

W I T N E S S E T H :

WHEREAS, the Wildlife Rescue Service, Inc. (WRS) is desirous of obtaining fee simple title to certain property located in the City of Hoover, Alabama, and more particularly described on the attached Exhibit "A" and shown on Exhibit "B"; and

WHEREAS, the developer of said property has agreed to deed said property to WRS, and

WHEREAS, the City of Hoover Planning and Zoning Commission, City Council, and Mayor have restricted said property described in Exhibit "A" and shown on Exhibit "B", attached, to remain in its natural habitat and condition; and

WHEREAS, adjacent property owners have asked that the described property shall remain in its natural habitat; and

WHEREAS, the Wildlife Rescue Service, Inc., is dedicated to the preservation of the environment in its natural setting for the enjoyment of adjoining property owners and as a protected habitat for wildlife in the area.

NOW, THEREFORE, the Wildlife Rescue Service, Inc., agrees to the following restrictions to the property as described in Exhibit "A" and shown on Exhibit "B", which shall bind and run with said land forever:

1. Ingress and egress. Access to the property shall be by Steven's Creek Road, and a twenty (20) foot wide dedicated right-of-way between lots 22 and 23 of Brookhaven-Sector 2. WRS intends to leave this access in its natural state.

2. Improvements. The WRS agrees not to construct buildings, picnic tables, sheds, playground equipment, improved pathways, etc. on the property. It is the intent of WRS that the property shall remain as a natural habitat for wildlife, and as an area for adjoining property owners to enjoy as a preservation of the land in its natural condition.

3. Maintenance. WRS agrees to maintain the property as needed to keep it free of trash and debris.

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4. Signage. The WRS will be allowed small signs along the property indicating that the property is a natural habitat for wildlife. Signs shall be no larger than one (1) square foot, and shall be designed and constructed in a manner compatible with a habitat of this type.

5. Sale of Property. The WRS intends to retain ownership of the property, for posterity, for the enjoyment of the public. However, should events arise in the future such that WRS cannot adequately maintain the facility, then WRS retains the right to sell the property, subject to the restrictions in this instrument remaining with the land in perpetuity. The sale of the property, should it occur, shall be with the concurrence of the Hoover City Council and Mayor, to ensure that these restrictions shall remain in effect, and that adjoining property owners shall be protected from the development of the property.

Entered into by the undersigned this 15th day of September, 1986:



Anne G. Miller
Executive Director
Wildlife Rescue Service, Inc.



Thomas D. Martin
President
Wildlife Rescue Service, Inc.

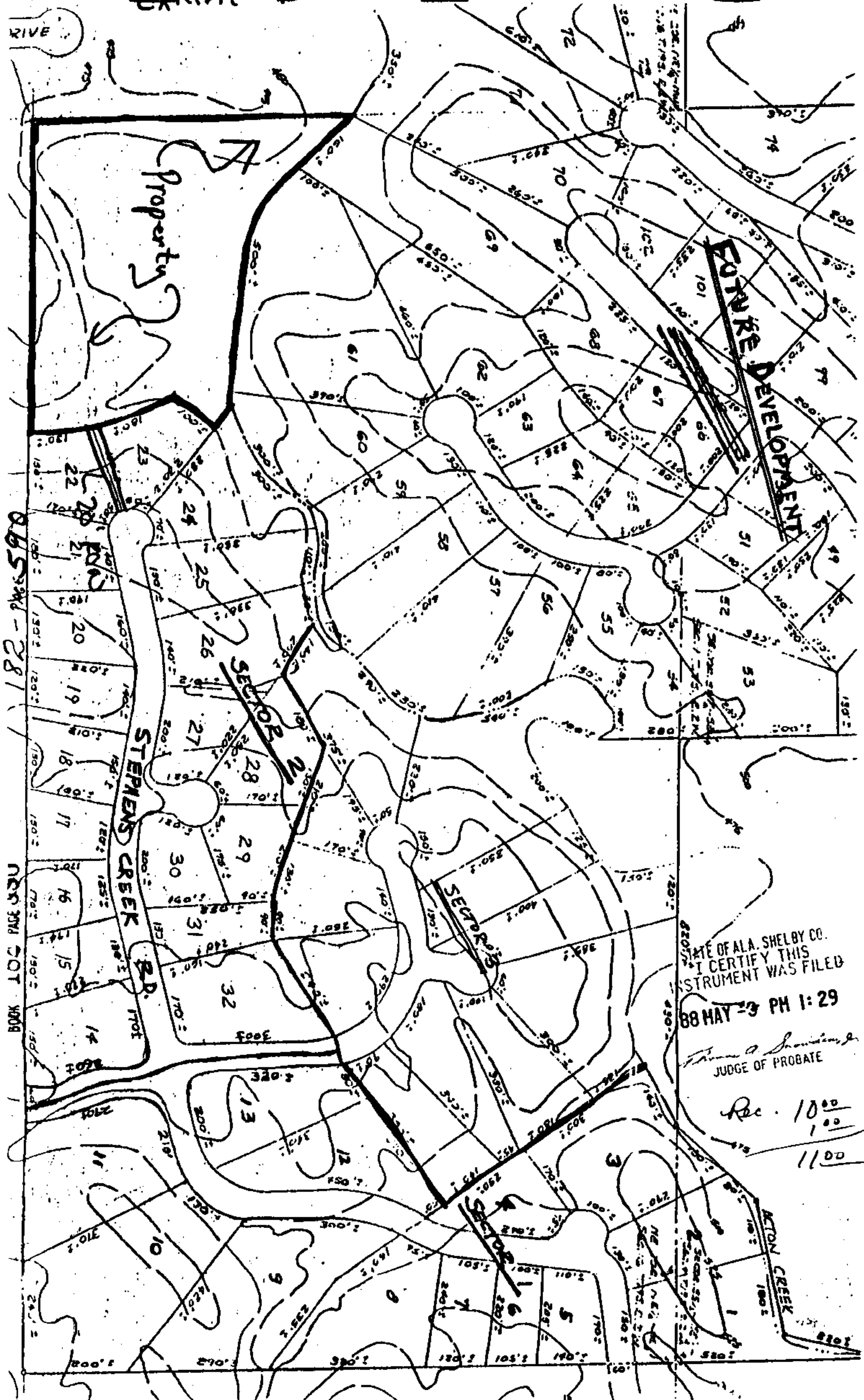
EXHIBIT "A"

Description:

Commence at the Southeast corner of the North 1/2 of the Northeast One-Quarter of Section 16, Township 19 South, Range 2 West, thence run in a westerly direction along the south line of said North 1/2 of the Northeast One-Quarter of said Section 16 for a distance of 1983.57 feet to the point of beginning. From the point of beginning thus obtained, thence turn an angle to the right of 76 degrees 47 minutes 48 seconds and run in a northwesterly direction for a distance of 120.66 feet; thence turn an angle to the left of 06 degrees 56 minutes 37 seconds and run in a northwesterly direction for a distance of 189.81 feet; thence turn an angle to the right of 52 degrees 35 minutes 24 seconds and run in a northeasterly direction for a distance of 100 feet; thence turn an angle to the left of 85 degrees 00 minutes and run in a northwesterly direction for a distance of 50 feet, more or less, to a point in the centerline of Acton Creek; thence run in a northwesterly direction along the centerline of Acton Creek to it's intersection with the west line of the northwest one-quarter of the northeast one-quarter of Section 16, Township 19 South, Range 2 West; thence run in a southerly direction along the west line of said quarter-quarter section to the southwest corner of the northwest one-quarter of the northeast one-quarter of Section 16, Township 19 South, Range 2 West; thence run in an easterly direction along the south line of the northwest one-quarter of the northeast one-quarter of Section 16, Township 19 South, Range 2 West to the point of beginning.

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Exhibit "B"



865-346-281

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STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED
88 MAY 23 PM 1:29

Thomas A. Shaw
JUDGE OF PROBATE

Rec. 10.00
1.00
11.00

ACTON CREEK