

Map Book 1

BROOK HIGHLAND PLAZA

BEING A SUBDIVISION OF ACREAGE SITUATED
 IN SECTION 31, TOWNSHIP 18 SOUTH, RANGE 1 WEST

SHELBY COUNTY, ALABAMA

DATE: JUNE 12, 1990

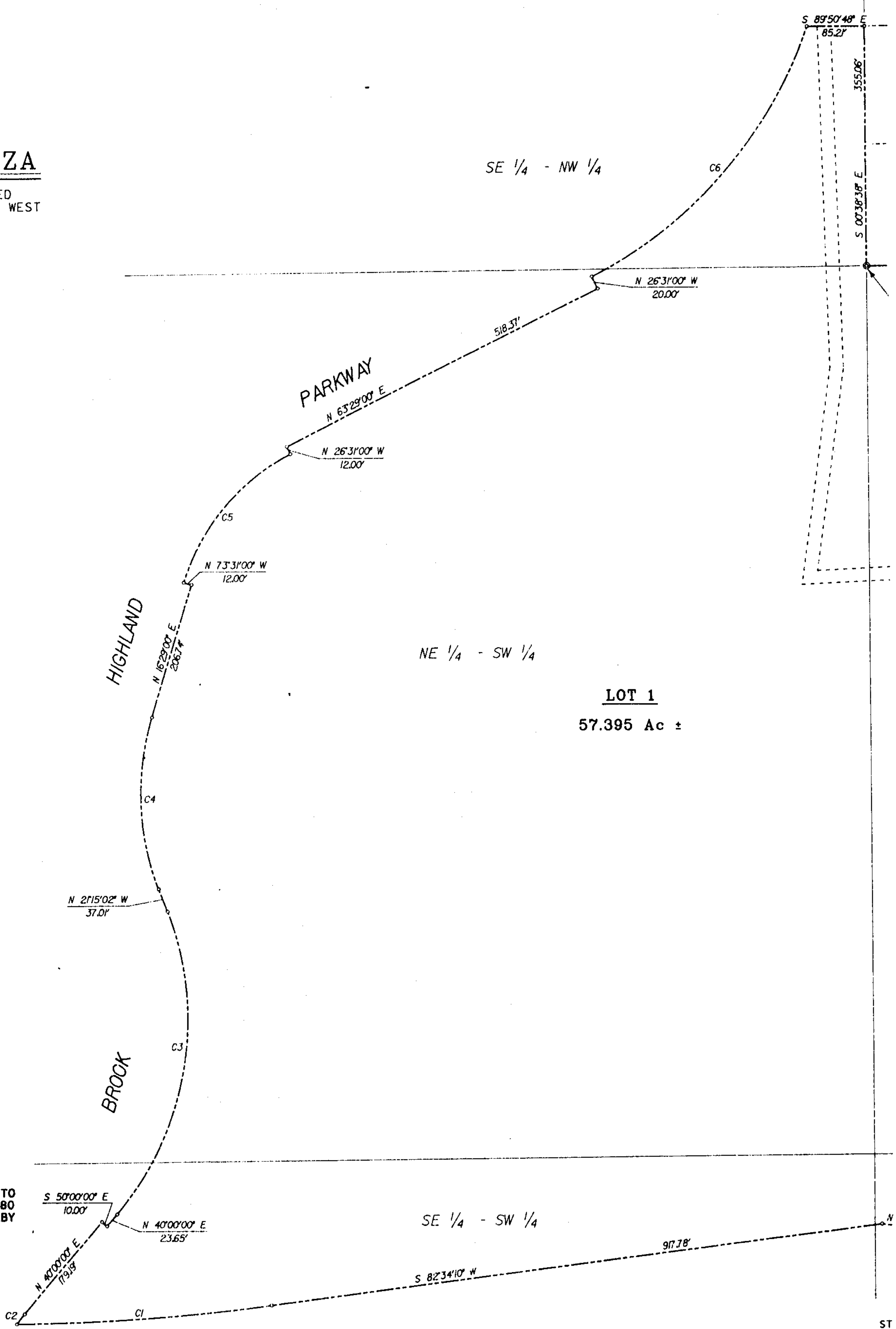


SCALE: 1" = 100'

CURVE NO.	DELTA	CURVE LENGTH	RADIUS	TANGENT
C1	06°52'47"	382.13'	3182.44'	191.29'
C2	06°14'13"	18.87'	173.32'	9.44'
C3	61°15'02"	480.34'	449.33'	266.00'
C4	37°44'02"	259.30'	393.72'	134.55'
C5	47°00'00"	254.68'	310.47'	135.00'
C6	45°13'17"	501.28'	635.12'	264.51'
C7	43°20'16"	427.86'	565.67'	224.75'
C8	49°11'33"	171.71'	200.00'	91.55'

REFERENCE: BOUNDARY SURVEY TITLED "BROOK HIGHLAND PLAZA,"
 DATED 2/14/90, PREPARED BY SAIN-SOUTH ENGINEERING

ACCESS TO THIS PROPERTY FROM U.S. 280 WILL BE BY A ROADWAY TO
 BE CONSTRUCTED AT A LATER DATE THAT WILL INTERSECT U.S. 280
 OPPOSITE CORPORATE PARKWAY. LOT 3 WILL HAVE ACCESS TO SHELBY
 COUNTY ROUTE 495.



STATE OF ALABAMA
 SHELBY COUNTY

The undersigned, Bobby J. Kemp, Registered Engineer - Land Surveyor, State of Alabama and AmSouth Bank N.A., as Ancillary Trustee for NCB, National Bank of North Carolina, as Trustee for the Ohio Public Employees Retirement System, Owner, hereby certify that this plat or map was made pursuant to a survey made by said Surveyor and that said survey and this plat or map were made at the instance of said Owner; that this plat or map of lands shown therein and known or to be known as BROOK HIGHLAND PLAZA, showing the subdivisions into which it is proposed to divide said lands, giving the length and bearings of the boundaries of each lot and its number, showing the streets, alleys and public grounds, giving the bearings, length, width and name of each street, as well as the number of each lot and block and showing the relation of the lands to the government survey of Section 31, Township 18 South, Range 1 West, Shelby County, Alabama and that iron pins have been installed at all lot corners and curve points as shown and designated by small open circles on said plat or map. Said Owner also certifies that it is the Owner of said lands, and that the same is not subject to any mortgage. Said Owner dedicates streets, alleys and public grounds as shown by said plat or map. Said Owner agrees that the City of Birmingham may at any time change the natural or existing grade of any street, alley or public grounds, or any part thereof, from the natural or existing grade to the permanent grade without the payment of compensation or damages to the abutting owners; and this agreement shall be a covenant running with the lands. The undersigned appoints the City of Birmingham as agent for the purpose of filing said plat or map, together with this instrument, for record, and certifies that we have full authority to execute this instrument and map.

DATED: June 12, 1990

Bobby J. Kemp
 Bobby J. Kemp, Reg. Engineer - Land Surveyor



AMSouth BANK N.A., AS ANCILLARY TRUSTEE
 FOR NCB, NATIONAL BANK OF NORTH CAROLINA,
 AS TRUSTEE FOR THE OHIO PUBLIC EMPLOYEES
 RETIREMENT SYSTEM, OWNER

John A. Bostwick
 John A. Bostwick, Vice-President &
 Trust Officer

RESOLUTION:

BE IT RESOLVED BY the Council of the City of Birmingham that the assent of this body be, and the same hereby is, given to the dedication of the streets, alleys and public grounds as shown on plat or map of BROOK HIGHLAND PLAZA which said plat or map is certified to have been made by BOBBY J. KEMP, Registered Engineer and Surveyor, at the instance of AMSouth BANK N.A., AS ANCILLARY TRUSTEE FOR NCB, NATIONAL BANK OF NORTH CAROLINA, AS TRUSTEE FOR THE OHIO PUBLIC EMPLOYEES RETIREMENT SYSTEM as Owner, and has been exhibited to this Council, said plat or map being further identified by a recital of the approval of this Council signed by JACKSON B. BAILEY, City Clerk, of even date herewith. But this shall not be construed as an assumption of dominion by the City over any street, alley or public grounds shown on said plat or map or impose liability upon the City for the upkeep of same.

DEVELOPMENT PLAN NOTE FOR SUBDIVISIONS

COVENANT OF RESTRICTIONS:

In order to provide for public health, safety and welfare, to maintain the character of the surrounding neighborhood, to preserve the value of nearby property as well as the land included in this subdivision, and in conformity with Section 799, Title 37 of the 1940 Alabama Code, as amended, the undersigned owners and the Birmingham Planning Commission hereby covenant and agree upon the use, height, area bulk and other restrictions governing the buildings and premises within this subdivision (not contravening zoning) according to a development plan or any subsequent amendment thereof to be submitted to said Commission at City Hall, prior to application for any building permits for approval by said Commission or its Subdivision Committee.

No grading, site improvements or other construction shall be initiated contrary to said plan. Such restrictions shall have the same sanctions and penalties as though set out as part of the Zoning Ordinance or map of the City of Birmingham. These restrictions, established as an essential requirement of this subdivision approval, shall run with the land, binding all future heirs, assigns or transferees; and no alteration or release of any provisions shall be granted except by the aforesaid Planning Commission.

CITY OF BIRMINGHAM

N/A
 Jackson B. Bailey - City Clerk

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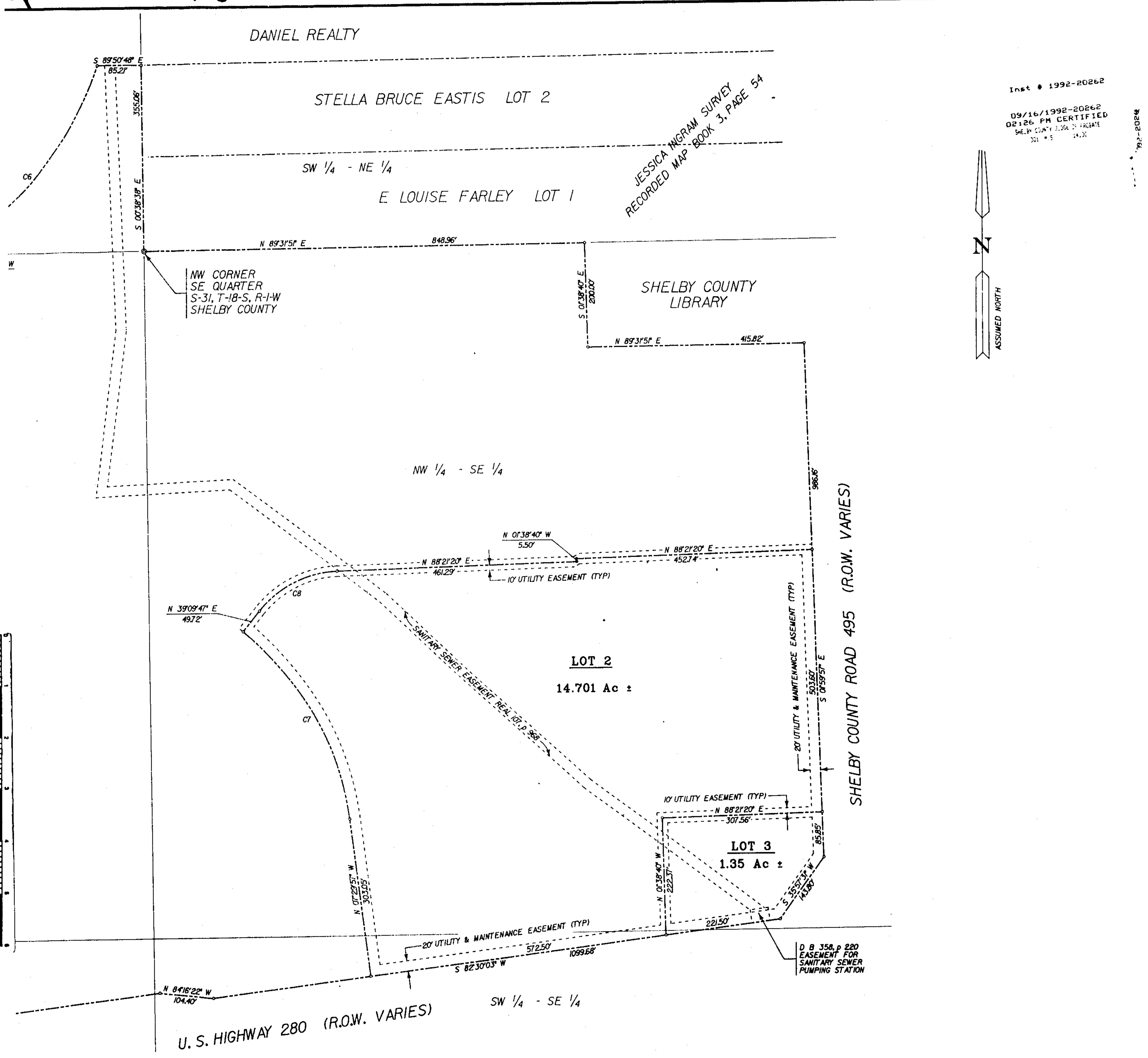
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BY:

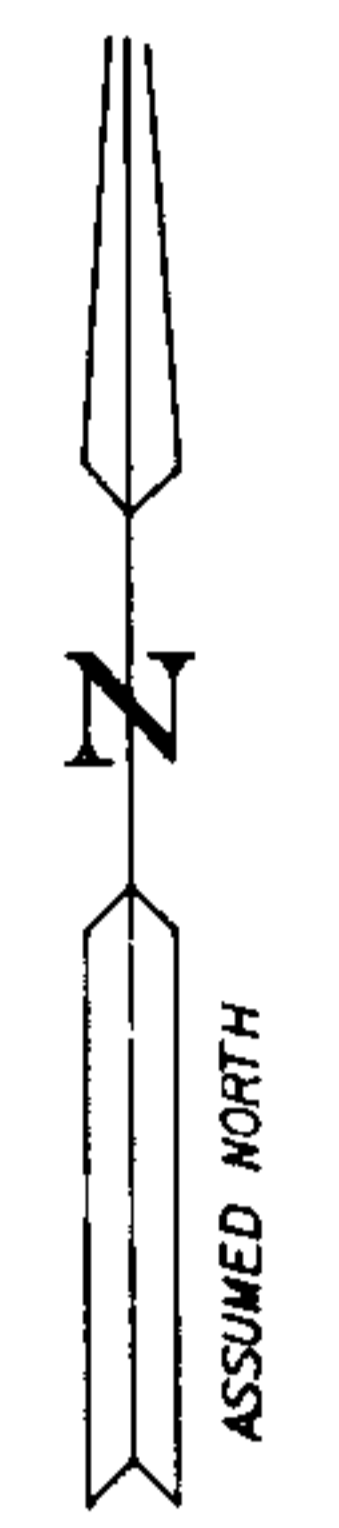
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 Shelby County Judge of Probate, AL
 09/16/1992 02:26:49PM FILED/CERT



Inst # 1992-20262
 09/16/1992-20262
 02:26 PM CERTIFIED
 SHELBY COUNTY JUDGE OF PROBATE
 301 * 5 14.00



STATE OF ALABAMA
 SHELBY COUNTY

I, Margarete Ruth Peters as Notary Public in and for said County and State, do hereby certify that Bobby J. Kemp, whose name is signed to the foregoing certificate as Engineer - Surveyor, and who is known to me, acknowledged before me, on this date, that after having been duly informed of the contents of said certificate, he executed same voluntarily as such individual with full authority therefor.

Given under my hand and seal this 12th day of June, 1990.

Margarete Ruth Peters
 Notary Public

STATE OF ALABAMA
 SHELBY COUNTY

I, Margarete Ruth Peters as Notary Public in and for said County and State, do hereby certify that John A. Bestwick, whose name is signed to the foregoing certificate as Vice-President & Trust Officer, of Amsouth N.A., as Ancillary Trustee for NCNB, National Bank of North Carolina, as Trustee for the Ohio Public Employees Retirement System, Owner, who is known to me, acknowledged before me, on this date, that after having been duly informed of the contents of said certificate, he executed same voluntarily as such officer, in his representative capacity, with full authority therefor.

Given under my hand and seal this 12th day of June, 1990.

Margarete Ruth Peters
 Notary Public

APPROVED:
 BIRMINGHAM PLANNING COMMISSION

BY: *William Kemp* 8/21/92

APPROVED:
 CITY ENGINEER

BY: *John A. Bestwick* 9/4/92

BAKK

970-2255

ENGINEERS

RALEIGH - RICHMOND - COLUMBIA
 BIRMINGHAM - JACKSONVILLE

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S-70-90

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