STATE OF ALABAMA SHELBY COUNTY

AGREEMENT

We, the undersigned, do hereby agree to the following:

1. We are in receipt of a survey dated May 7, 1993, of Laurence D. Weygand, in regard to property more particularly described as follows:

> Lot 33-A and 35-A Crestwood Resurvey as recorded in Map Book 13, Page 142 in the Office of the Judge of Probate of Shelby County.

The survey sets out a fence on the westerly portion of the property which is an encroachment.

owns the property adjacent to the westerly boundary of the subject property and the fence which encroaches is the fence of Bearden Trust.

The undersigned agree that the fence encroaches upon on the property of M. Helen Brown and that Bearden Trust claims no ownership of the property upon which the fence encroaches.

Both parties agree that the fence may remain in place. The parties also agree that the property upon which the fence encroaches belongs to M. Helen Brown.

In Witness Whereof we have hereunto set our hands and seals this 21 day of May

Inst # 1993-23278

08/06/1993-23278 12:30 PM CERTIFIED SHELBY COUNTY JUDGE OF PROBATE ooi MCD