

STATE OF ALABAMA
SHELBY COUNTY

JOINT DRIVEWAY AGREEMENT

AGREEMENT MADE AND ENTERED INTO ON THIS 17TH DAY OF MARCH, 1997, BY AND BETWEEN FAYE E. MCMILLAN, HEREINAFTER REFERRED TO AS THE "MCMILLAN'S" (PARTY OF THE FIRST PART), HERMAN E. QUINN AND VICKIE QUINN, HEREINAFTER REFERRED TO AS THE "QUINN'S", (PARTY OF THE SECOND PART) AND JAMES W. LONGWORTH AND ANGELA D. LONGWORTH, HEREINAFTER REFERRED TO AS THE "LONGWORTH'S" (PARTY OF THE THIRD PART).

WHEREAS, THE MCMILLAN'S IS THE OWNER OF THE REAL PROPERTY BEING DESCRIBED AS FOLLOWS:

FOR LEGAL DESCRIPTION SEE ATTACHED SHEET MARKED EXHIBIT "B"

WHEREAS, THE QUINN'S ARE THE OWNERS OF THE REAL PROPERTY BEING DESCRIBED AS FOLLOWS:

FOR LEGAL DESCRIPTION SEE ATTACHED SHEET MARKED EXHIBIT "A"

WHEREAS, THE LONGWORTH'S ARE THE PURCHASER'S OF THE PROPERTY OWNED BY THE QUINN'S AND BEING MORE PARTICULARLY DESCRIBED IN THE ATTACHED SHEET MARKED EXHIBIT "A";

WHEREAS, ALL PARTIES HAVE SEEN A COPY OF THE SURVEY PREPARED BY M.D. ARRINGTON DATED MARCH 17, 1997, A COPY OF WHICH IS ATTACHED TO THIS AGREEMENT.

WHEREAS, ALL PARTIES ARE AWARE THAT A CRUSHED STONE DRIVE IS SITUATED ON THE REAL PROPERTY OWNED BY THE MCMILLAN'S AND THE QUINN'S, AS SHOWN ON THE ATTACHED SURVEY.

WHEREAS, THE PARTIES ARE DESIROUS OF OBTAINING AN AGREEMENT REGARDING THEIR JOINT DRIVEWAY FROM EACH OTHER FOR THE USE OF THE PARTIES, THEIR HEIRS, ASSIGNS AND FUTURE OWNERS, AND IT IS THE DESIRE AND INTENTION OF THE UNDERSIGNED THAT SAID DRIVEWAY SHALL BE CONTINUOUSLY AVAILABLE FOR USE BY THE OWNERS, THEIR HEIRS, ASSIGNS AND FUTURE OWNERS.

NOW THEREFORE, FOR A GOOD AND VALUABLE CONSIDERATION TO EACH OF THE UNDERSIGNED, THE RECEIPT OF WHICH IS HEREBY ACKNOWLEDGED, THE UNDERSIGNED, DO HEREBY GRANT, BARGAIN, SELL AND CONVEY EACH UNTO THE OTHER, THEIR HEIRS AND ASSIGNS FOREVER, WITH THE FULL RIGHT FOR THEM AND EACH OF THEM, FOR ALL PURPOSES CONNECTED WITH THE USE OF THE DRIVE, TO PASS AND REPASS ALONG THE DRIVE. ALL PARTIES FURTHER AGREE FOR A COMMON DRIVEWAY IN FAVOR OF THE ABOVE-DESCRIBED LOTS AS SHOWN ON THE ATTACHED SURVEY FOR ALL PURPOSE OF CREATING A COMMON DRIVEWAY FOR THE BENEFIT OF ALL PROPERTIES LISTED ABOVE.

ALL PARTIES FURTHER AGREE THAT THIS AGREEMENT SHALL CONSTITUTE COVENANT RUNNING WITH THE LAND AND SHALL INURE TO THE BENEFIT OF THE ASSIGNS, HEIRS, GRANTEES OR SUCCESSORS OF THE UNDERSIGNED AND TO ALL FUTURE OWNERS OF SAID LAND AND SHALL BE SUPERIOR AND PARAMOUNT TO THE RIGHTS OF ANY OF THE PARTIES HERETO.

Inst # 1997-08485

03/19/1997-08485
11:53 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
006 NC9 21.00

Inst # 1997-08485

IN WITNESS WHEREOF, WE HAVE HEREUNTO SET OUR HANDS AND SEALS THIS
THE 17TH DAY OF MARCH, 1997.

Faye E. McMillan
FAYE E. McMILLAN

Herman E. Quinn
HERMAN E. QUINN

VICKIE QUINN

BY: Herman E. Quinn
HERMAN E. QUINN, HER ATTORNEY
IN FACT

James W. Longworth
JAMES W. LONGWORTH

ANGELA D. LONGWORTH

BY: James W. Longworth
JAMES W. LONGWORTH, HER ATTORNEY
IN FACT

STATE OF ALABAMA
SHELBY COUNTY

ON THIS 17TH DAY OF MARCH, 1997, I, THE UNDERSIGNED, A NOTARY
PUBLIC IN AND FOR SAID STATE AND COUNTY HEREBY CERTIFY THAT FAYE E.
MCMILLAN WHOSE NAME IS SIGNED TO THE FOREGOING INSTRUMENT, AND WHO
IS KNOWN TO ME, ACKNOWLEDGED BEFORE ME THAT, BEING INFORMED OF THE
CONTENTS OF THE CONVEYANCE, SHE EXECUTED THE SAME VOLUNTARILY AND
AS HER ACT ON THE DAY THE SAME BEARS DATE.
GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS 17TH DAY OF MARCH,
1997.

MY COMMISSION EXPIRES:
MY COMMISSION EXPIRES
DECEMBER 16, 2000

William D. Hunter
NOTARY PUBLIC

STATE OF ALABAMA
JEFFERSON COUNTY

ON THIS 17TH DAY OF MARCH, 1997, I, THE UNDERSIGNED, A NOTARY
PUBLIC IN AND FOR SAID STATE AND COUNTY HEREBY CERTIFY THAT HERMAN
E. QUINN, WHOSE NAME IS SIGNED TO THE FOREGOING INSTRUMENT, AND WHO
IS KNOWN TO ME, ACKNOWLEDGED BEFORE ME THAT, BEING INFORMED OF THE
CONTENTS OF THE INSTRUMENT, HE EXECUTED THE SAME VOLUNTARILY AND AS
HIS ACT ON THE DAY THE SAME BEARS DATE.
GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS 17TH DAY OF MARCH,
1997.

MY COMMISSION EXPIRES:
MY COMMISSION EXPIRES
DECEMBER 16, 2000

William D. Hunter
NOTARY PUBLIC

STATE OF ALABAMA
JEFFERSON COUNTY

I, HUBERT E. RAWSON, JR. A NOTARY PUBLIC IN AND FOR SAID STATE OF
ALABAMA AT LARGE, HEREBY CERTIFY THAT HERMAN E. QUINN, WHOSE NAME
AS ATTORNEY IN FACT FOR VICKIE QUINN, IS SIGNED TO THE FOREGOING
CONVEYANCE AND WHO IS KNOWN TO ME, ACKNOWLEDGED BEFORE ME THIS DATE
THAT, BEING INFORMED OF THE INSTRUMENT, HE, IN HIS CAPACITY AS SUCH
ATTORNEY IN FACT, AND WITH FULL AUTHORITY, EXECUTED THE SAME
VOLUNTARILY ON THE DATE THE SAME BEARS DATE.
GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS 17TH DAY OF MARCH,
1997.

MY COMMISSION EXPIRES:

Hubert E. Rawson, Jr.
NOTARY PUBLIC

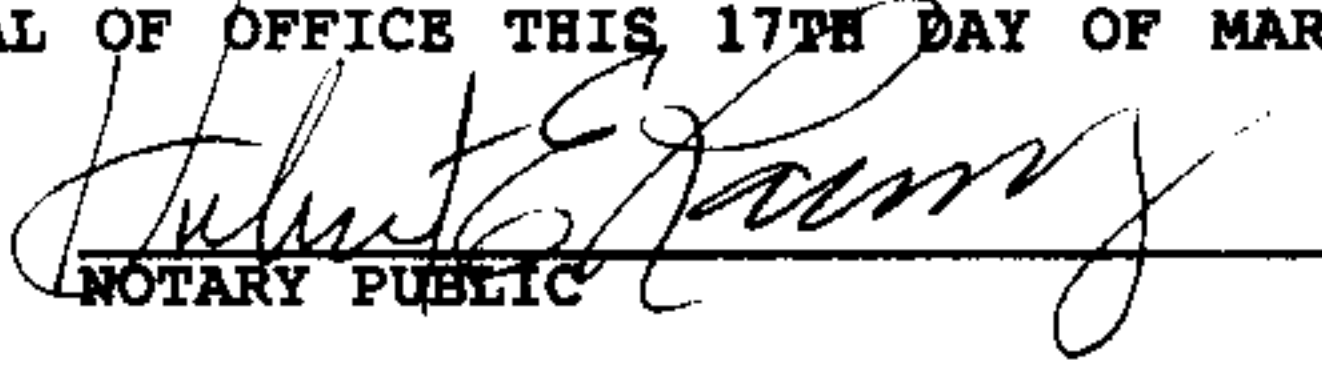
STATE OF ALABAMA
JEFFERSON COUNTY

I, HUBERT E. RAWSON, JR., A NOTARY PUBLIC IN AND FOR SAID COUNTY IN SAID STATE, HEREBY CERTIFY THAT JAMES W. LONGWORTH, WHOSE NAME IS SIGNED TO THE FOREGOING INSTRUMENT, AND WHO IS KNOWN TO ME, ACKNOWLEDGED BEFORE ME THAT, BEING INFORMED OF THE CONTENTS OF THE INSTRUMENT, HE EXECUTED THE SAME VOLUNTARILY AND AS HIS ACT ON THE DAY THE SAME BEARS DATE.

GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS 17TH DAY OF MARCH, 1997.

MY COMMISSION EXPIRES:

5/6/97


NOTARY PUBLIC

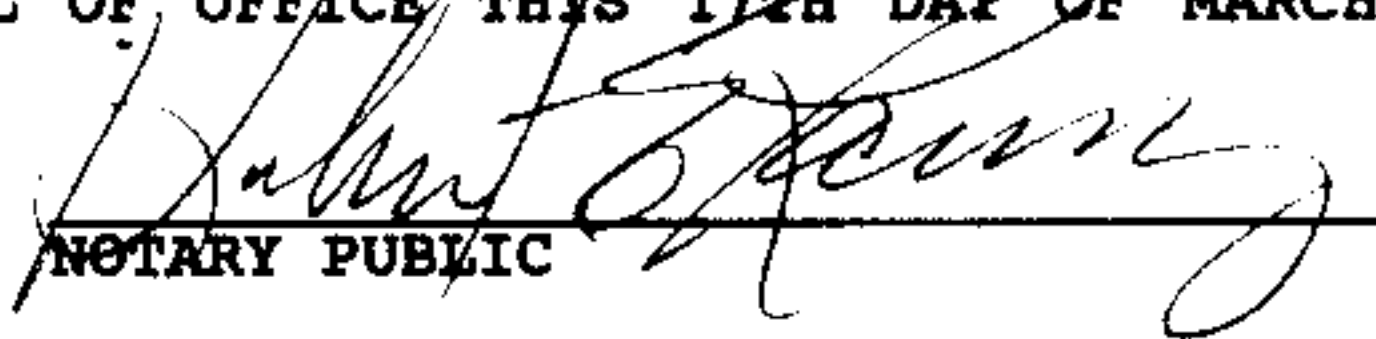
STATE OF ALABAMA
JEFFERSON COUNTY

I, HUBERT E. RAWSON, JR., A NOTARY PUBLIC IN AND FOR SAID STATE OF ALABAMA AT LARGE, HEREBY CERTIFY THAT JAMES W. LONGWORTH, WHOSE NAME AS ATTORNEY IN FACT FOR ANGELA D. LONGWORTH, IS SIGNED TO THE FOREGOING INSTRUMENT AND WHO IS KNOWN TO ME, ACKNOWLEDGED BEFORE ME THIS DATE THAT, BEING INFORMED OF THE INSTRUMENT, HE, IN HIS CAPACITY AS SUCH ATTORNEY IN FACT, AND WITH FULL AUTHORITY, EXECUTED THE SAME VOLUNTARILY ON THE DATE THE SAME BEARS DATE.

GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS 17TH DAY OF MARCH, 1997.

MY COMMISSION EXPIRES:

5/6/97


NOTARY PUBLIC

[illegible]

DESCRIPTION

PART OF THE NORTHWEST 1/4 OF NORTHWEST 1/4 OF SECTION 11, TOWNSHIP 19 SOUTH, RANGE 2 EAST, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCE AT THE SOUTHWEST CORNER OF SAID 1/4-1/4 AND IN AN EASTERLY DIRECTION ALONG THE SOUTH LINE OF SAID 1/4-1/4 SECTION RUN A DISTANCE OF 786.79 FEET TO THE SOUTHWEST CORNER OF THE RAYMOND AND EDNA DUNN LOT; THENCE TURN AN ANGLE OF 101°16' TO THE LEFT FOR A DISTANCE OF 84.76 FEET; THENCE TURN AN ANGLE OF 270° TO THE RIGHT FOR A DISTANCE OF 123.24 FEET TO THE NORTHWEST CORNER OF SAID DUNN LOT AND THE POINT OF BEGINNING. THEN TURN AN ANGLE OF 99°06' TO THE RIGHT ALONG THE NORTH LINE OF THE DUNN LOT FOR A DISTANCE OF 208.0 FEET; THENCE TURN AN ANGLE OF 95°45' LEFT FOR A DISTANCE OF 104.0 FEET; THENCE TURN AN ANGLE OF 84°17' TO THE LEFT FOR A DISTANCE OF 208.0 FEET; THENCE TURN AN ANGLE OF 95°45' LEFT FOR A DISTANCE OF 104.0 FEET TO THE POINT OF BEGINNING. SITUATED IN SHELBY COUNTY, ALABAMA.

STATE OF ALABAMA
SHELBY COUNTY

I, M. D. Arrington, a registered Engineer-Land Surveyor, certify that I have surveyed the described property as recorded in the office of the Judge of Probate Shelby County, Alabama; that there are no rights-of-way, easements, or joint driveways over or across said land visible on the surface except as shown; that there are no electrical or telephone wires (excluding wires which serve premises only) or structures or supports therefor, including poles, anchors and guy wires, on or over said premises except as shown; that I have consulted the Federal Insurance Administration Flood Insurance Rate Map, and found that according to the shaded area on said map that this property is not located in "a special flood hazard area (Zone A)", that there are no encroachments on said lot except as shown; that improvements are located as shown above, that this survey substantially meets the minimum technical standards for surveys as required by the State of Alabama.

Address: 45622 HIGHWAY 25
Date of Survey: MARCH 17, 1997
Order No. 44217 Field Book No.
Firm: LONGWORTH

M. D. Arrington, Reg. No. 10686, Phone: 985-9355/Fax 985-9365
Arrington Engineering & Land Surveying, Inc.
137 Business Center Drive, Birmingham, Alabama 35244

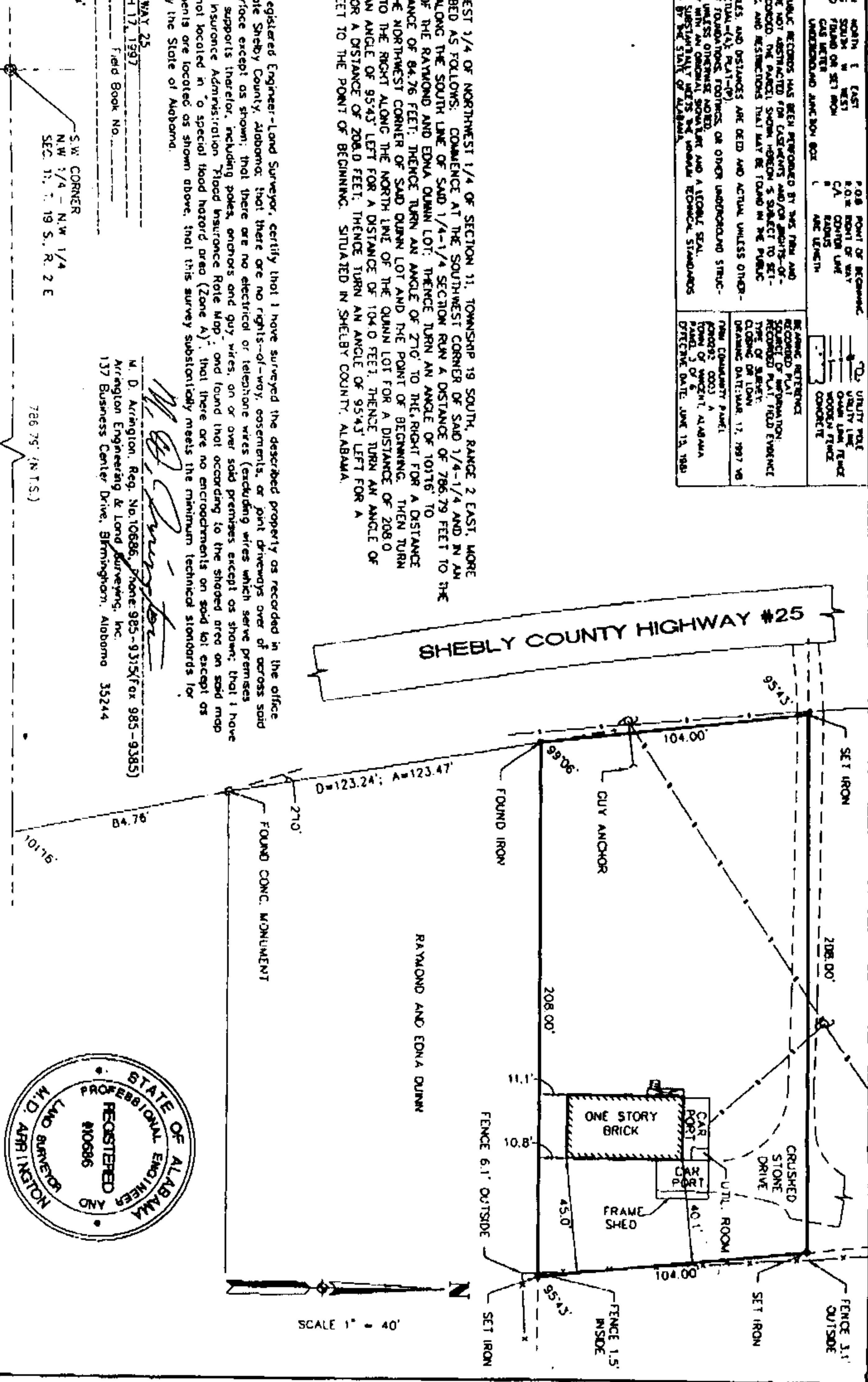


EXHIBIT "A"

Part of the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 11, Township 19 South, Range 2 East, more particularly described as follows: .

Commence at the SW corner of said $\frac{1}{4}$ - $\frac{1}{4}$ and in an easterly direction along the south line of said $\frac{1}{4}$ - $\frac{1}{4}$ Section run a distance of 786.79 feet to the SW corner of the Raymond and Edna Quinn Lot: thence turn an angle of 101 deg 16 min to the left for a distance of 84.76 feet; thence turn an angle of 2 deg 10 min to the right for a distance of 123.24 feet to the NW corner of said Quinn lot and the point of beginning. Then turn an angle of 99 deg 06 min to the right along the north line of the Quinn lot for a distance of 208.0 feet: then turn an angle of 95 deg 43 min left for a distance of 104.0 feet, then turn an angle of 84 deg 17 min to the left for a distance of 208.0 feet; thence turn an angle of 95 deg 43 min left for a distance of 104.0 feet to the point of beginning. Situated in Shelby County, Alabama.

EXHIBIT "B"

SITUATED IN THE NW 1/4 OF THE NW 1/4 SECTION 11, TOWNSHIP 19 SOUTH, RANGE 2 EAST, COMMENCE AT THE SW CORNER OF SAID QUARTER-QUARTER AND IN AN EASTERLY DIRECTION ALONG THE SOUTH LINE OF SAID QUARTER-QUARTER RUN A DISTANCE OF 726.79 FEET; THENCE, TURN AN ANGLE OF 101 DEGREES AND 16' TO THE LEFT FOR A DISTANCE OF 84.76 FEET; THENCE AN ANGLE 2 DEGREES 10' TO THE RIGHT FOR A DISTANCE OF 123.24 FEET; THENCE, TURN AN ANGLE OF 3 DEGREES 23' TO THE RIGHT FOR A DISTANCE OF 104.0 FEET TO THE NW CORNER OF THE JAMES F. AND MAUREEN JONES LOT AND THE POINT OF BEGINNING; THENCE TURN AN ANGLE OF 3 DEGREES 42' TO THE RIGHT FOR A DISTANCE OF 104.0 FEET; THENCE, TURN AN ANGLE OF 92 DEGREES 01' TO THE RIGHT FOR A DISTANCE OF 208.0 FEET; THENCE TURN AN ANGLE OF 87 DEGREES 59' TO THE RIGHT FOR A DISTANCE OF 104.0 FEET, TO THE NE CORNER OF THE ABOVE SAID JONES LOT; THENCE, TURN AN ANGLE OF 92 DEGREES 01' TO THE RIGHT ALONG THE NORTH LINE OF SAID JONES LOT FOR A DISTANCE OF 208.0 FEET, TO THE POINT OF BEGINNING, SITUATED IN SHELBY COUNTY, ALABAMA.

Inst # 1997-08485

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