

Inst # 1999-00399

STATE OF ALABAMA

) 01/05/1999-00399

COUNTY OF Shelby

12:12 PM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE

COVENANTS TO RUN WITH LAND

WHEREAS,

JAMES W. PARKER

hereinafter called the owner(s) of certain real property
situated in Shelby County, Alabama, described in
Exhibit "A," attached hereto and incorporated herein fully;
and

WHEREAS, upon said property the owner(s) desire(s) to
construct an alternative onsite sewage disposal system,
hereinafter called the system, to service the facility/
dwelling on said property; and

WHEREAS, the approval of the system by the Shelby
County Health Department, hereinafter called the local health
department, is conditioned upon the covenant by the owner(s)
and his/her/their successors in title and his/her/their
assigns that he/she/they will satisfy all of the requirements
of the local health department and assure the proper
functioning of the system.

NOW, THEREFORE, in consideration of the premises, the
owner(s) hereby declare the following covenants to run with
the land described in Exhibit "A":

1. The owner(s) and his/her/their successors in title and
assigns shall comply with the Rules of the State Board of

Health governing onsite sewage disposal (Chapter 420-3-1, Alabama Administrative Code), and with the terms and conditions of the permit issued by the local health department for the system, with respect to construction, installation, operation, maintenance, and repair of the system.

2. The owner(s) hereby give his/her/their assurance that the system shall be installed, and that the completed installation shall be certified by an engineer. The owner(s) and his/her/their successors in title and assigns hereby give his/her/their assurance that he/she/they will provide adequate maintenance for the system and that the system shall not receive hazardous waste, nonbiodegradable waste, or any waste which may contain high levels of metals, or chemicals from industrial, agricultural, or chemical establishments. The system shall receive only domestic liquid waste containing animal or vegetable matter in suspension or solution, and may include liquids containing chemicals in solution from water closets, urinals, lavatories, bathtubs, showers, laundry tubs or devices, floor drains, drinking fountains, or other sanitary fixtures.
3. These covenants shall run with the land and be binding on all present and future owners or occupants of said

facility/dwelling and the property on which it is situated until such time as the system is no longer required by the Administrative Code, the same being the case when the facility/dwelling is connected to a public or private sanitary sewer system.

Dated this, the 29th day of December, 1998.

JAMES V. PARKER

(Signature(s) of Owner(s))

Donald E. Williamson, M.D.
State Health Officer

State Health Officer
By: Larry W. Busch

(Local Health Officer's Signature)

STATE OF ALABAMA

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COUNTY OF Shelby

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I, the undersigned Notary Public in and for said County, in

said State, hereby certify that

(Name(s) of Owner(s))

(Name(s) of Owner(s))
signed to the foregoing instrument, and who is/are known to
me, acknowledge(s) before me this day that, being informed of
the contents thereof, he/she/they has/have executed the same
voluntarily on the day the same bears date.

Given under my hand and official seal, this 29th day of

December, 1998.

Bailey S. Smith
Notary Public

My Commission Expires 4.02.2002

STATE OF ALABAMA

COUNTY OF SHELBY

I, the undersigned Notary Public in and for said County, in said state, hereby

Donald E. Williamson, M. D.

certify that By: _____ Local Health officer's Name

whose name is signed to the foregoing instrument, and who is known to me, acknowledges before me this day, that being informed of the contents hereof, has executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this _____ day of
_____, 19_____.
_____, 19_____.

Notary Public

My Commission Expires _____

Exhibit "A"

All property in the survey of Sec. 23 T19S R2W, NE 1/4, a map/deed of which is recorded in Map/Deed Book _____, page _____ or instrument #1993-0002 773, in the Probate Office of Shelby County, Alabama. Or all property described in the attached legal description.

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