

STATE OF ALABAMA )

COUNTY OF Shelby )

COVENANTS TO RUN WITH LAND

WHEREAS, Nancy Strickland Butler,

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

Inst # 1993-02475

01/13/1993-02475  
03:59 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE

006 CRH

21.00

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 19 day of Jan, 1999.

Nancy Strickland Butler Davis

(Signature(s) of Owner(s))

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

Ev: Richard A. Brown  
(Local Health Officer's Signature)

STATE OF ALABAMA )

COUNTY OF Shelby )

I, the undersigned Notary Public in and for said County, in said State, hereby certify that Nancy Strickland Butler Davis KKA

NANCY B. DAVIS, whose name(s) is/are  
(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 19 day of  
Jan, 1999.

Malcolm G. Smith  
Notary Public

My Commission Expires Jan 31, 2001

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: Richard A. Brown  
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 22nd day of December, 19 98.

Shelia D. Lutz  
Notary Public

My Commission Expires 9/11/99

Exhibit "A"

All property in the survey of See Attached, a map/deed of which is recorded in Map/Deed Book \_\_\_\_\_, page \_\_\_\_\_ or instrument # \_\_\_\_\_, in the Probate Office of Shelby County, Alabama. Or all property described in the attached legal description.



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SEND TAX NOTICE TO:

(Name) Charles Butler(Address) 1013 Parrish Court  
Birmingham, Ala 35235

This instrument was prepared by

(Name) WALLACE, ELLIS, HEAD & FOWLER, ATTORNEYS AT LAW(Address) COLUMBIANA, ALABAMA 35051

Form 1-1-5 Rev. 5-68

WARRANTY DEED, JOINT TENANTS WITH RIGHT OF SURVIVORSHIP - LAWYERS TITLE INSURANCE CORPORATION, Birmingham, Alabama

STATE OF ALABAMA

SHELBY

COUNTY

KNOW ALL MEN BY THESE PRESENTS,

That in consideration of THIRTY THOUSAND AND NO/100 (\$30,000.00) DOLLARS (to be paid as follows: down payment of \$5,000.00 and execution of purchase money mortgage in the amount of \$25,000.00.)

to the undersigned grantor or grantors in hand paid by the GRANTEE herein, the receipt whereof is acknowledged, we,

Nora R. Talton, widow of Alfred E. Talton

(herein referred to as grantors) do grant, bargain, sell and convey unto

Charles Butler and wife, Nancy Strickland Butler

(herein referred to as GRANTEES) as joint tenants, with right of survivorship, the following described real estate situated in

Shelby

County, Alabama to-wit:

A part of the North half of the Southeast Quarter of Section 32, Township 21 South, Range 1 East, described as follows: Commencing at the center of Section 32, Township 21 South, Range 1 East and turn in an Easterly direction along the East and West Median line of said Section and run 1,669 feet, more or less to a ditch; thence Southerly along the ditch 301 feet more or less to the Old Montgomery road; thence Southwest along said road 961 feet more or less to the South boundary line of the Northwest quarter of the Southeast Quarter of said Section 32, which point is 92 feet West of the Southeast corner of said Quarter-Quarter Section; thence West along the South boundary of said Quarter-Quarter Section to the North and South Median line of said Section 32; thence North along said North and South Median line to the point of beginning, LESS AND EXCEPT the following described parcels of land: the parcel of land conveyed to Basil Smith and wife, Valera Smith, as described in that certain deed recorded in Deed Book 347, Page 12 in the Office of the Judge of Probate of Shelby County, Alabama; the parcel of land conveyed to Thomas E. Talton and wife, Betty N. Talton, as described in that certain deed recorded in Deed Book 347, Page 236 in the Office of the Judge of Probate of Shelby County, Alabama; the parcel of land conveyed to Billy W. Wooten and wife, Nora T. Wooten, as described in that certain deed recorded in Deed Book 262, Page 464 in the Office of the Judge of Probate of Shelby County, Alabama; the Good Hope Methodist Church lot upon which the Church is situated as described in that certain deed recorded in Deed Book 67, Page 16 in the Office of the Judge of Probate of Shelby County, Alabama; the parcel of land conveyed to the Trustees of the Good Hope United Methodist Church as described in that certain deed recorded in Deed Book 353, Page 409 in the Office of the Judge of Probate of Shelby County, Alabama. LESS & EXCEPT

TO HAVE AND TO HOLD unto the said GRANTEES as joint tenants, with right of survivorship, their heirs and assigns, forever; it being the intention of the parties in this conveyance, that (unless the joint tenancy hereby created is severed or terminated during the joint lives of the grantees herein) in the event one grantee herein survives the other, the entire interest in fee simple shall pass to the surviving grantee, and if one does not survive the other, then the heirs and assigns of the grantees herein shall take as tenants in common.

And I (we) do for myself (ourselves) and for my (our) heirs, executors, and administrators covenant with the said GRANTEES, their heirs and assigns, that I am (we are) lawfully seized in fee simple of said premises; that they are free from all encumbrances, unless otherwise noted above; that I (we) have a good right to sell and convey the same as aforesaid; that I (we) will and my (our) heirs, executors and administrators shall warrant and defend the same to the said GRANTEES, their heirs and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, I have hereunto set MY hand(s) and seal(s), this 9thday of April, 19 84

WITNESS:

(Seal)

Nora R. Talton (Seal)  
Nora R. Talton

(Seal)

(Seal)

(Seal)

(Seal)

STATE OF ALABAMA

SHELBY

COUNTY

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that Nora R. Talton, widow of Alfred E. Talton whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 9th day of April, A. D. 19 84Return deed to Charles Butler

Conrad B. Butler  
Notary Public

Notary Public