

STATE OF ALABAMA

COUNTY OF Shelby

COVENANTS TO RUN WITH LAND

WHEREAS,

Tami Genry

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

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06/21/1999-25890  
11:21 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
005 MMS 18.50

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 27 day of May, 1999.

Tami Henry

(Signature(s) of Owner(s))

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

Ev: W E Banks  
(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 Tami Henry

\_\_\_\_\_, 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 27th day of May, 1999.

Shelia D. Stuts  
Notary Public

My Commission Expires 9/11/99

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: [Signature]

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 27<sup>th</sup> day of May, 19 99.

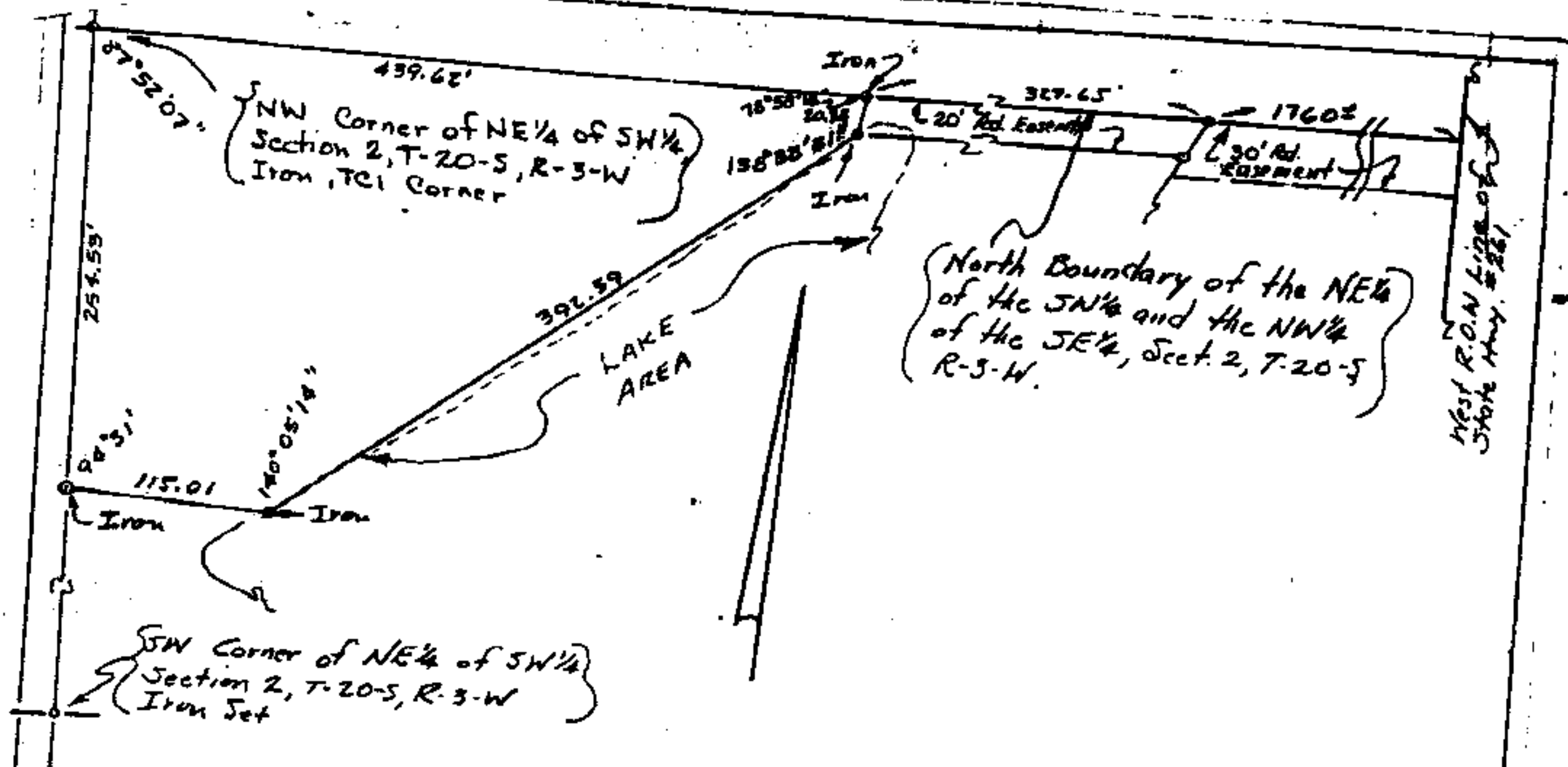
[Signature]  
Notary Public

My Commission Expires 9/11/99

Exhibit "A"

All property in the survey of \_\_\_\_\_, 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.





STATE OF ALABAMA

SHELBY COUNTY

I, James L. Ray, Jr., a registered Professional Engineer & Land Surveyor in the State of Alabama, do hereby certify that this is a true & correct plat of property located as shown and more particularly described as follows:

Commence at the NW corner of the NE 1/4 of the SW 1/4 of Section 2, T-20-S, R-3-W, being an iron found in place and being in accordance with a survey by H. Schoel, C.E., in May of 1929, and being the point of beginning of the parcel of land herein described; thence proceed in an easterly direction along the north boundary of said 1/4 section for a distance of 439.62 feet to a point, iron pin; thence turn 101°01'42" to the right and run 20.38 feet to a point, iron pin; thence turn 41°26'39" to the right and run 392.59 feet to a point, iron pin; thence turn 39°54'46" to the right and run 115.01 feet to a point, iron pin, being a point on the west boundary of aforementioned 1/4 section; thence turn 85°20' to the right and run along said west boundary of said 1/4 section for a distance of 254.53 feet to the point of beginning. Said parcel of land is lying in the NE 1/4 of the SW 1/4 of Section 2, T-20-S, R-3-W, and contains 1.68 acres.

**Road Easement:** Easement consists of a parcel of land being 20 feet wide, commencing at the Northeast corner of above described parcel of land and running in an easterly direction for a distance of 329.65 feet (with the north boundary of said 1/4 section being the north boundary of said 20 foot easement). Said easement is lying in the NE 1/4 of the SW 1/4, Section 2, T-20-S, R-3-W, and contains 0.15 acre.

**Road Easement:** Easement consists of a parcel of land 30 feet wide commencing at the northeast corner of above described 20 foot easement and continuing along the north boundary of the NE 1/4 of the SW 1/4 and the NW 1/4 of the SE 1/4 of said Section 2, for a distance of 1760 feet, more or less, to the point of intersection of the West right of way line of State Highway #261 (with the north boundary of said 1/4 sections being the north boundary of said 30 foot easement). Said easement is lying in the NE 1/4 of the SW 1/4 and the NW 1/4 of the SE 1/4, Section 2, T-20-S, R-3-W, and contains approximately 1.2 acres.

Grantee has right of access and use thereof of Lake.

Signed this the 10th day of December, 1977.

James L. Ray, Jr.  
Reg. PE & LS 1841

*James L. Ray Jr*

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