

STATE OF ALABAMA

COUNTY OF SHELBY

COVENANTS TO RUN WITH THE LAND

WHEREAS, J. O. Littleton

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

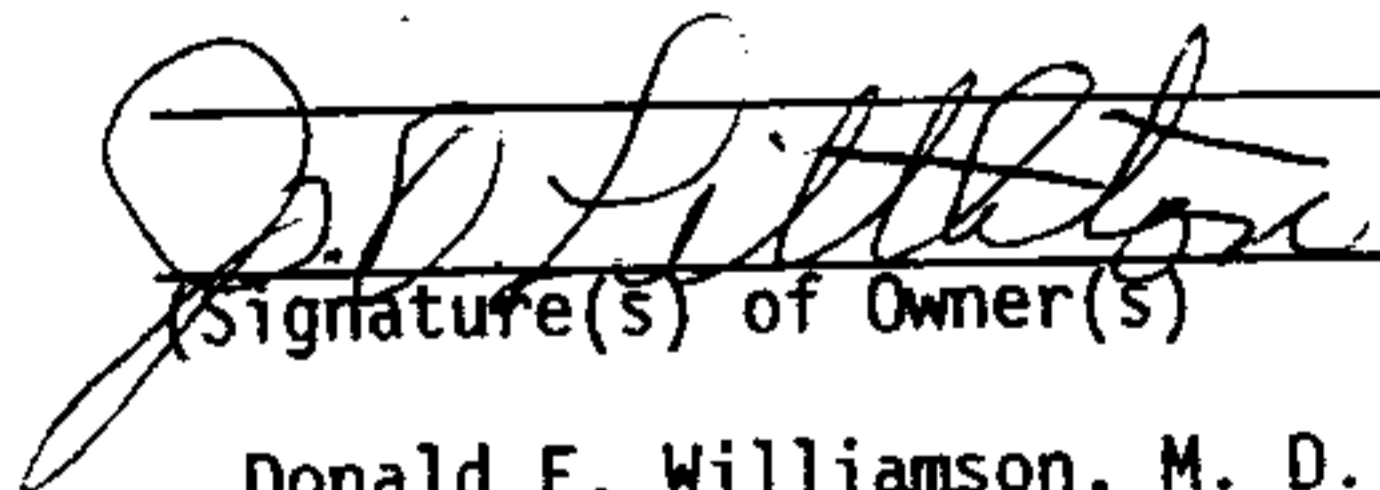
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engineer. The owner(s) and his/her/their successors in title and assigns hereby give his/her/their assurance that he/she/they will provide adequate maintenance for the system and that the system shall not receive hazardous waste, nonbiodegradable waste, 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 24 day of Feb, 2000.


(Signature(s) of Owner(s))

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


By: 
(Local Health Officer's Signature)

Exhibit "A"

All the property in the survey of Parcel 1, 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. attached.

STATE OF ALABAMA

COUNTY OF SHELBY

I, The undersigned Notary Public in and for said County, in said State, hereby certify that J. O. Littleton whose name(s) is/are 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 24th day of February, 2000.

Shelia D. Cook
Notary Public

My commission Expires 09/13/03

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: Larry W. Rush
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 23rd day of February, 2000

Shelia D. Cook
Notary Public

My Commission Expires 09/13/03

647.81'
S 89° 59' 53" W

FOUND CAPPED REBAR AT THE
POINT OF BEGINNING OF 15'
ACCESS EASEMENT

STATE OF ALABAMA:
SHELBY COUNTY:

PARCEL ONE:

Begin at the Southwest Corner of the Northeast Quarter of the Southeast Quarter of Section 10, Township 24 North, Range 13 East; thence along the west line of said 1/4-1/4 section N 00 46'04"E and run 337.01 feet; thence N 89 01'31"E and run 676.16 feet; thence S 05 22'21"W and run 350.00 feet to a point on the south line of said 1/4-1/4 section; thence along said south 1/4-1/4 line S 89 59'53"W and run 647.81 feet back to the Point Of Beginning. Containing 5.205 acres, more or less. ALSO A 15 foot access easement being more particularly described as follows: Commence at the Southwest Corner of the Northeast Quarter of the Southeast Quarter of Section 10, Township 24 North, Range 13 East; thence along the south line of said 1/4-1/4 section N 89 59'53"E and run 647.81 feet to the Point Of Beginning of said easement; thence continue along the south line of said 1/4-1/4 section S 89 59'54"E and run 680.68 feet to the southeast corner of said 1/4-1/4 section; thence along the east line of said 1/4-1/4 section N 00 15'39"E and run 192.49 feet to a point on the southwesterly line of County Road No. 4, said point being on a curve to the right having a central angle of 07 48'14" and a radius of 218.42 feet; thence along the chord of said curve N 30 02'40"W and run a chord distance of 29.73 feet; thence S 00 15'39"W and run 203.22 feet; thence N 89 59'54"W and run 664.34 feet; thence S 05 22'21"W and run 15.06 feet back to the Point Of Beginning of described easement.

PARCEL TWO:

Begin at the Southwest Corner of the Northwest Quarter of the Southwest Quarter of Section 11, Township 24 North, Range 13 East;

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