

STATE OF ALABAMA)
SHELBY COUNTY)

DECLARATION OF RESTRICTIVE COVENANT

WHEREAS, Development-119, L.L.C., a limited liability company (hereinafter referred to as "Owner") is the owner in fee simple of the real estate located on Highway 119 in Shelby County, Alabama and described on the attached "Exhibit A", and

WHEREAS, the owner has conveyed adjacent property to Greystone Petro, L.L.C., and

WHEREAS, in partial consideration for the purchase price paid to the owner for the conveyance of that adjacent property the owner has agreed to place certain restrictive covenants against that remaining real estate described on the attached Exhibit "A",

NOW, THEREFORE, IN CONSIDERATION OF THE PREMISES, the Owner does hereby declare, agree and bind itself, its successors and assigns to the following restrictive covenant, and that such restrictions and limitations shall be binding upon all owners, purchasers, assignees, tenants, mortgagees, or other beneficial users of the property in the manner and to the extent herein set forth.

Restriction Against the Sale of Gasoline From this date forward the sale of gasoline is hereby prohibited anywhere on the real property described on Exhibit "A" without the express written consent of Greystone Petro, L.L.C., its successors or assigns.

IN WITNESS WHEREOF, this has been executed by the undersigned on this the 10 day of MAY, 2000.

Development-119, L.L.C.

BY: John E. Bell Jr
John E. Bell, Jr., Managing Member

Sworn and Subscribed before me
this 10th day of May, 2000

Imogene Johnston
Notary Public

Inst # 2000-16895

05/23/2000-16895
09:40 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 HNS 11.00

PARCEL 2

LEGAL DESCRIPTION:

A PARCEL OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 32, TOWNSHIP 18 SOUTH, RANGE 1 WEST AND ALSO LOCATED IN THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 5, TOWNSHIP 19 SOUTH, RANGE 1 WEST, SHELBY COUNTY, ALABAMA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHWEST CORNER OF SAID SECTION 32, AND RUN IN A NORTHERLY DIRECTION ALONG THE WEST BOUNDARY OF SAID SECTION 32 FOR A DISTANCE OF 556.18 FEET; THENCE TURN AN INTERIOR ANGLE TO THE LEFT OF 67 DEGREES 07 MINUTES 42 SECONDS AND RUN IN A SOUTHEASTERLY DIRECTION FOR A DISTANCE OF 318.97 FEET; THENCE TURN AN INTERIOR ANGLE TO THE LEFT 90 DEGREES 35 MINUTES 27 SECONDS AND RUN IN A SOUTHWESTERLY DIRECTION ALONG SAID RIGHT OF WAY LINE FOR A DISTANCE OF 539.00 FEET TO A CONCRETE MONUMENT ON SAID RIGHT OF WAY LINE; THENCE TURN AN INTERIOR ANGLE TO THE LEFT 180 DEGREES 00 MINUTES 00 SECONDS AND RUN IN A SOUTHWESTERLY DIRECTION FOR A DISTANCE OF 235.30 FEET; THENCE TURN AN INTERIOR ANGLE TO THE LEFT OF 22 DEGREES 20 MINUTES 48 SECONDS AND RUN IN A NORTHERLY DIRECTION FOR A DISTANCE OF 284.27 FEET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINS 123,562 SQUARE FEET OR 2.8366 ACRES (MORE OR LESS).

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SHELBY COUNTY JUDGE OF PROBATE**

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