

THIS INSTRUMENT WAS PREPARED BY: MIKE T. ATCHISON, ATTORNEY AT LAW  
P.O. BOX 822  
COLUMBIANA, ALABAMA 35051

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STATE OF ALABAMA  
SHELBY COUNTY

ROAD AGREEMENT

WHEREAS, Wayne Horton is the owner of property located in the East Half of the SE 1/4, Section 1, Township 22 South, Range 2 West, and in the West Half of the SW 1/4, Section 6, Township 22 South, Range 1 West, and in the W 1/2 of the NW 1/4, Section 6, Township 22 South, Range 1 West, Shelby County, Alabama; and

WHEREAS, there exists a 30-foot easement/private road as shown on survey of Thomas E. Simmons, RLS #12945, dated August 24, 2000, which runs in a Northerly direction through the above described property, commencing at Shelby County Highway #42 ending where the road intersects the North line of the NW 1/4 of the SW 1/4 of Section 6, Township 22 South, Range 1 West; and

WHEREAS, Wayne Horton desires to sell a portion of the above described property to Camp Branch Properties, L.L.C.; and

WHEREAS, Wayne Horton desires to retain the right to use said 30-foot easement/private road for normal residential traffic (no commercial vehicles) until such time as the road ceases to be used as access to the above described property and/or an agreement is recorded by Wayne Horton, Myra Gayle Horton, David Horton, Douglas Horton, Kim Horton Phillips, to vacate subject easement; and

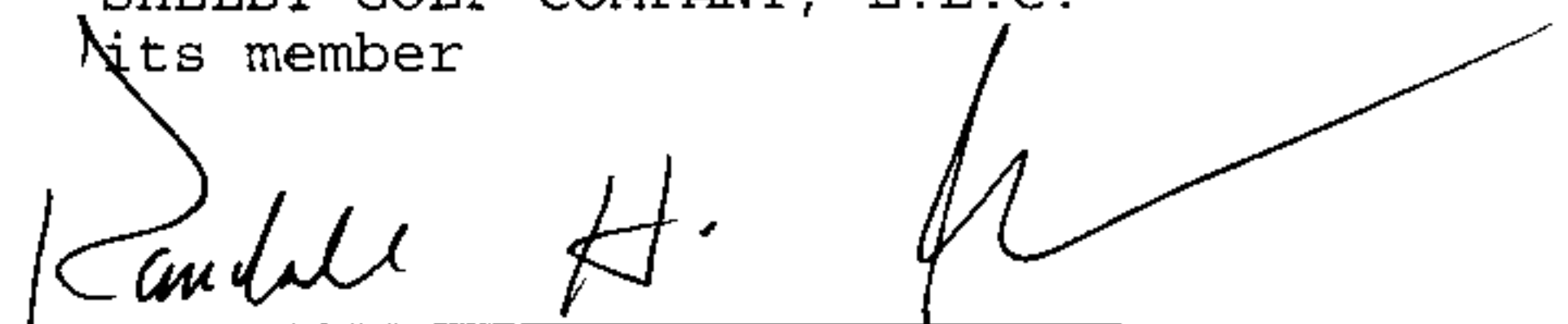
WHEREAS, Camp Branch Properties, L.L.C., as Purchaser of a portion of the above described property agrees to allow Wayne Horton, Myra Gayle Horton, David Horton, Douglas Horton, Kim Horton Phillips, and their children, the private right to use the above described road for residential use only (no commercial vehicles) so long and only so long as they owns property adjacent to and served by said road. This right exists until the sale of the adjacent property by Wayne Horton, Myra Gayle Horton, David Horton, Douglas Horton, Kim Horton Phillips, and their children, and does not inure to the benefit of their heirs, successors, and/or assigns.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals, this 3rd day of November, 2000.

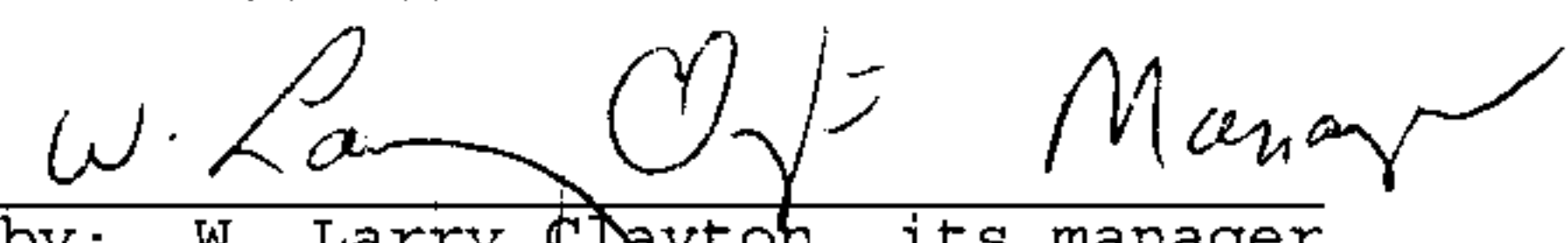
  
\_\_\_\_\_  
Wayne Horton

CAMP BRANCH PROPERTIES, L.L.C.

by: SHELBY GOLF COMPANY, L.L.C.  
its member

  
\_\_\_\_\_  
by: Randall H. Goggans, its member

by: CREED DEVELOPMENT, L.L.C.  
its member

  
\_\_\_\_\_  
by: W. Larry Clayton, its manager

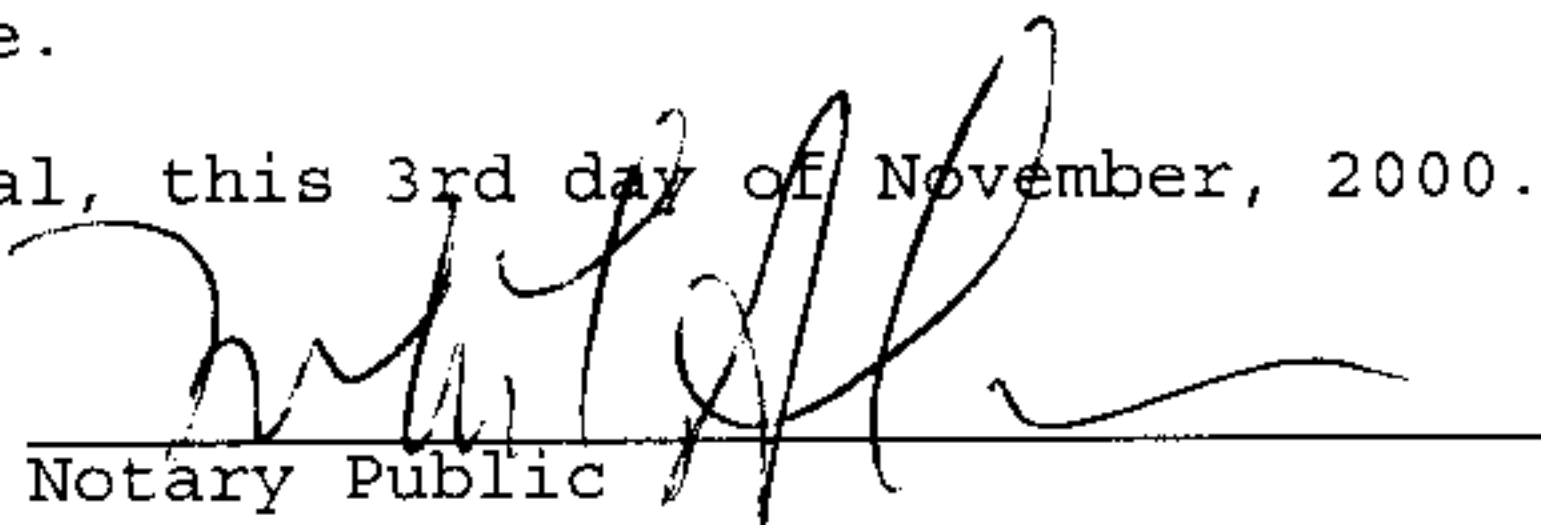
Inst # 2000-38325

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03:23 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 MMB 14.00

STATE OF ALABAMA  
SHELBY COUNTY

I, the undersigned authority, a Notary Public, in and for said County, in said State, hereby certify that Wayne Horton, 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, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this 3rd day of November, 2000.

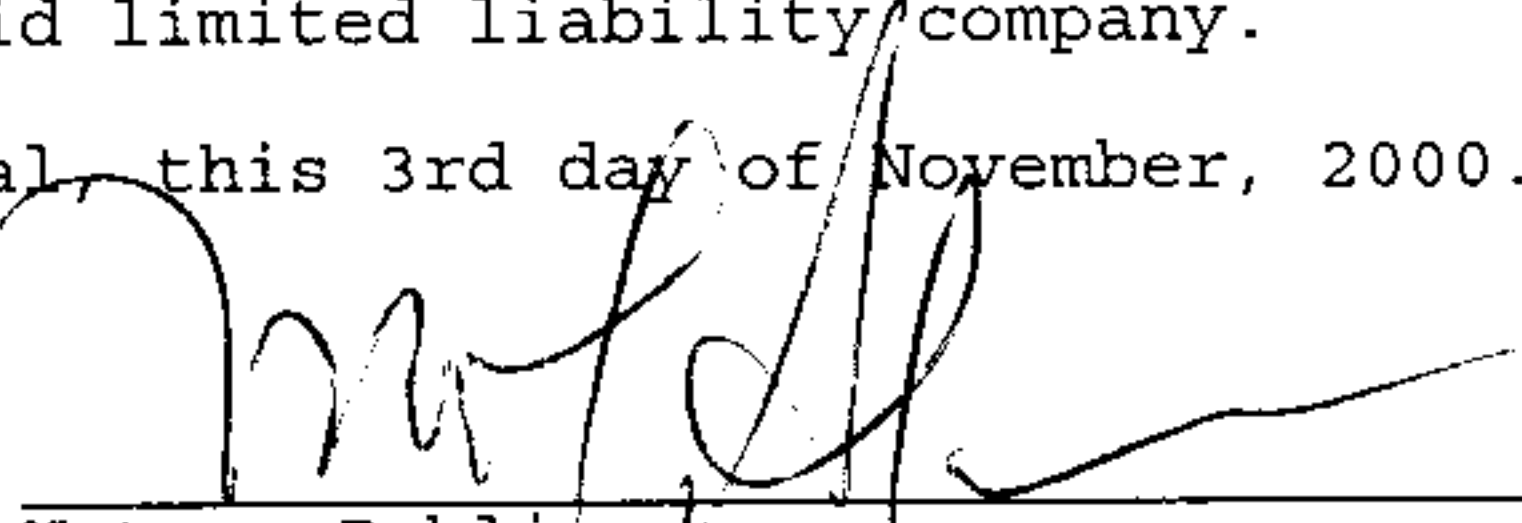
  
Notary Public

My commission expires:

STATE OF ALABAMA  
SHELBY COUNTY

I, the undersigned authority, a Notary Public, in and for said County, in said State, hereby certify that Randall H. Goggans, whose name as member of SHELBY GOLF COMPANY, L.L.C., a member of CAMP BRANCH PROPERTIES, L.L.C., 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, he, as such member and with full authority, executed the same voluntarily on the day the same bears date, for and as the act of said limited liability company.

Given under my hand and official seal, this 3rd day of November, 2000.

  
Notary Public

My commission expires: 10/16/2004

STATE OF ALABAMA  
SHELBY COUNTY

I, the undersigned authority, a Notary Public, in and for said County, in said State, hereby certify that W. Larry Clayton, whose name as manager of CREED DEVELOPMENT, L.L.C., a member of CAMP BRANCH PROPERTIES, L.L.C., 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, he, as such member and with full authority, executed the same voluntarily on the day the same bears date, for and as the act of said limited liability company.

Given under my hand and official seal, this 3rd day of November, 2000.

  
Notary Public

My commission expires: 10/16/2004

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