

STATE OF ALABAMA

COUNTY OF SHELBY

COVENANTWHEREAS, David C. Dailey and Marlee H. Dailey

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,

"Public notice is hereby given that the property described herein is subject to an on-site sewage disposal permit issued by the Shelby County Health Department. The permit may restrict the use of the lot or obligate the owner(s) to special maintenance and reporting requirements. These conditions are on file with the Shelby County Health Department, and subsequent purchasers are directed to inquire at the Shelby County Health Department."

Dated this, the 24th day of August, 20 01
David C. Dailey
(Signature(s) of Owner(s)
Marlee H. Dailey

Inst # 2001-37259

08/29/2001-37259
01:18 PM CERTIFIEDSHELBY COUNTY JUDGE OF PROBATE
003 CH 17.00

Exhibit "A"

All the property in the survey of Heatherwood
a map/deed of which is recorded in Map/Deed Book 19, page 159 or instrument
in the Probate Office of Shelby County, Alabama. Or all property
described in the attached legal description.

STATE OF ALABAMA

COUNTY OF SHELBY

I, The undersigned Notary Public in and for said County, in said State, hereby
certify that David C. Dailey and Marlee H. Dailey 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 August, ~~2000~~ 2001.



Notary Public

William H. Halbrooks

My commission Expires 4/21/04

LEGAL DESCRIPTION

Lot 2, according to the 1st Amended Final Recorded Plat of Heatherwood,
9th Sector, Phase I, as recorded in Map Book 19, Page 159, in the Probate
Office of Shelby County, Alabama.

Inst # 2001-37259

08/23/2001-37259
01:18 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 CH 17.00