

AFFIDAVIT RE:
SETBACK VARIANCE

The Setback Variance on the following described property:

Lot 34 according to the Resurvey of Carrington Sector II, as recorded in
Map Book 26, Page 141 in the Probate Office of Shelby County, Alabama.

has been approved by the City of Calera as shown in the letter from the City of Calera attached hereto and incorporated herein by reference. The house has a garage on the front of the house which reduces the required setback to 10 feet per the letter from Foresight Development, the developer of the Subdivision.

Keystone Building Co., Inc.


Cory Mason, President

Sworn to and subscribed by before
me this 30th day of July, 2002.


Notary Public

COURTNEY H. MASON, JR.
COMMISSION EXPIRES MARCH 5, 2007

C. Mason

VARIANCE OF SET-BACK LINE

I, THE UNDERSIGNED, AM ONE OF THE DEVELOPERS UNDER THE DECLARATION OF PROTECTIVE COVENANTS, & RESTRICTIONS OF CARRINGTON, SECTOR II, RECORDED INSTRUMENT #1999-29699 IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA. UNDER SAID COVENANTS I HAVE THE POWER TO AMEND SET-BACK LINES AND RESTRICTIVE COVENANTS IN SAID SUBDIVISION.

I HAVE SEEN THE ATTACHED SURVEY DATED FEBRUARY , 2004, AND PREPARED BY JOSEPH D. HENNESSY ON LOT 34, CARRINGTON, SECTOR II, AS RECORDED IN MAP BOOK 26 PAGE 141 IN THE OFFICE OF THE JUDGE OF PROBATE IN SHELBY COUNTY, ALABAMA.. UNDER THE TERMS OF THE COVENANTS, THE DEVELOPER HAS THE POWER AND DOES HEREBY GRANT A VARIANCE FROM THE SET-BACK LINE TO PERMIT THE IMPROVEMENTS ON SAID LOT TO BE LOCATED AS SHOWN IN THE ATTACHED SURVEY.

FORESIGHT DEVELOPMENT, LLC
DEVELOPER


PAUL J. SPINA, JR., MEMBER

SWORN TO AND SUBSCRIBED BEFORE ME THIS THE 17th DAY OF FEBRUARY, 2004.



NOTARY PUBLIC

MY COMMISSION EXPIRES: 2/4/08



FORESIGHT

Development

December 13, 2001

**Keystone Building Company
PO Box 69
Pelham, Al 35124**

Attention Mr. Cory Mason

Dear Mr. Mason:

The Architectural review committee acknowledges that the house constructed on lot thirty, 236 Carrington Lane complies with the City of Calera's RG zoning regulations. Any home constructed in Carrington without a garage is subject to the 15-foot front setback as granted by the city in lieu of the typical 20-foot front setback. Homes built in Carrington that have garages are permitted to have a 10 foot front setback as required by the city's RG zoning regulations and confirmed with Mr. Mike Wood with the city of Calera.

Sincerely,

Bobby L. Bynum

City of Calera

GEORGE W. ROY
Mayor

LINDA STEELE
City Clerk

JIM FINN
Police Chief

DAVID L. JONES
Public Works Director

MICHAEL WOOD
Building Official

MIKE KENT
Zoning Official



COUNCIL MEMBERS:

ARTHUR DAVIS

LEMOYNE GLASGOW

WINFRED JONES

BOBBY PHILLIPS

TOMMIE L. CADLE MORRISON

February 26, 2004

To Whom It May Concern:

Carrington Subdivision is governed by the old RG regulations of the City Of Calera. In regard to lot 34 Carrington, Article 7, Section 200, Paragraph C Applies and the front setback is modified to meet Calera requirements.

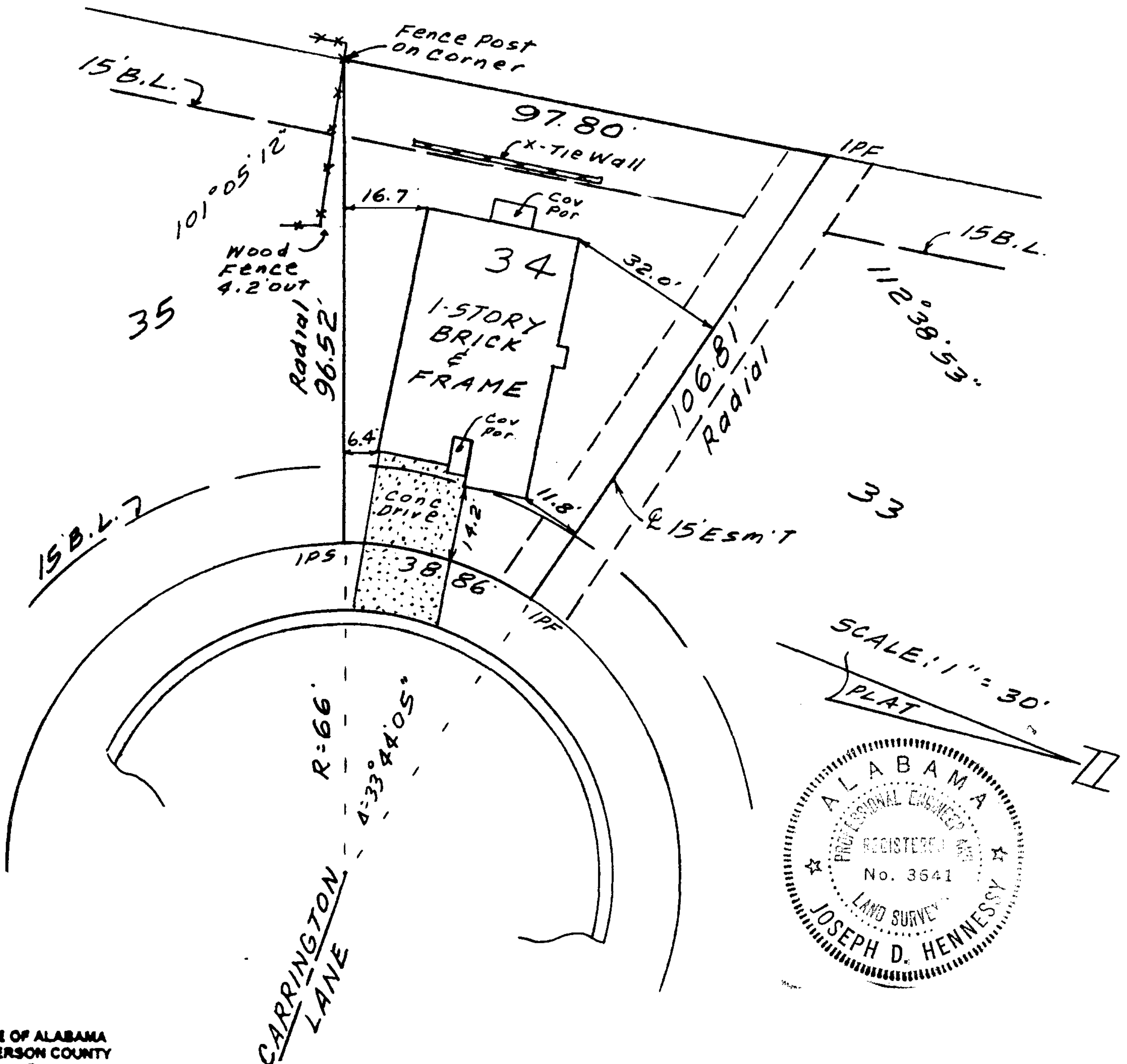
Thank You,

Mike Wood

POST OFFICE BOX 187 • CALERA, ALABAMA 35040

OFFICE (205) 668-3638 • MAYOR (205) 668-3500 • FAX (205) 668-0921 • Email: www.cityofcalera.org

"Large enough to be progressively aware, yet small enough to still care"



STATE OF ALABAMA
JEFFERSON COUNTY

I, Joseph D. Hennessy, a Professional Engineer and Registered Land Surveyor in Birmingham, Alabama, hereby certify that all parts of this survey and drawing have been completed in accordance with the current requirements of the Standards of Practice for Surveying in the State of Alabama to the best of my knowledge, information, and belief and that this is a true and correct map of:

Lot 34 Block - RESURVEY OF CARRINGTON SECTOR II

as recorded in Map Book 26 Page 141 in the Probate Office of SHELBY County, Alabama.

The correct street address according to the mailbox is 252 CARRINGTON LANE according

to my survey this 14TH day of FEB. 2004.

Purchaser: MARTIN

Survey Type: CLOSING

HILL SURVEYING COMPANY
2201-A Second Avenue North
Birmingham, Alabama 35203
205-328-3388

FLOOD ZONE "C"
Panel 135 B
9-16-82

Joseph D. Hennessy, PLC
Joseph D. Hennessy
Alabama Reg. No. 3641

Invoice No. 040103

Invoice No. 090105

Note: Unless otherwise indicated by (P) - record plot dimension, (D) - deed call, or (M) - measured dimension by survey, all bearings, angles and distances shown hereon are actual. Furthermore this survey was performed without the benefit of an abstract of title. There may be other matters of public or private record not depicted on this survey. In addition, underground utilities or subsurface features were not measured as a part of this survey unless otherwise shown. (IPF) - Iron Pin Found, (IPS) - Iron Pin Set.