


STATE OF ALABAMA
COUNTY OF SHELBY
20041105000611380 Pg 1/2 14.00
Shelby Cnty Judge of Probate, AL
11/05/2004 14:02:00 FILED/CERTIFIEDCOVENANT

WHEREAS, Charles Tourney
hereinafter called the owner(s) of certain real property situated in SHELBY COUNTY,
Alabama, described in Exhibit "A", attached hereto and incorporated fully;

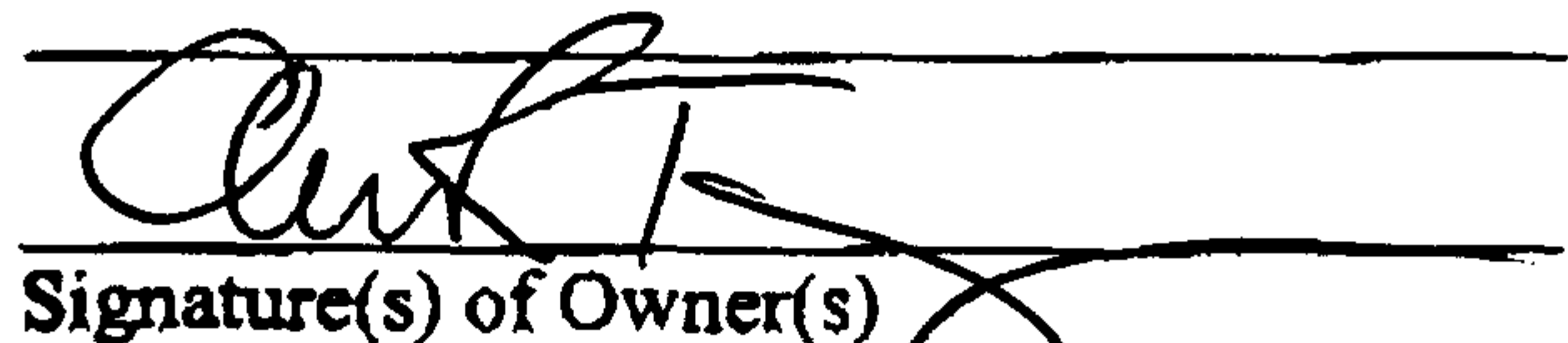
WHEREAS, upon said property the owner(s) desire(s) to construct an alternative
onsite sewage disposal system, hereinafter called the system, to service the facility/
dwelling on said property; and

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,


"The public is hereby put on notice that the property described herein is
the subject of a restricted onsite sewage disposal permit issued by the
Shelby County Health Department. Subsequent purchasers are notified
that there may be continuing responsibilities placed on such purchaser and
they are directed to inquire at the Shelby County Health Department."

Dated this, the 5th day of November 2004.


Signature(s) of Owner(s)

I, the undersigned Notary Public in and for said County, in said State, hereby
certify that Charles Tourney, 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.

2004 Given under my hand and official seal, this 5th day of November

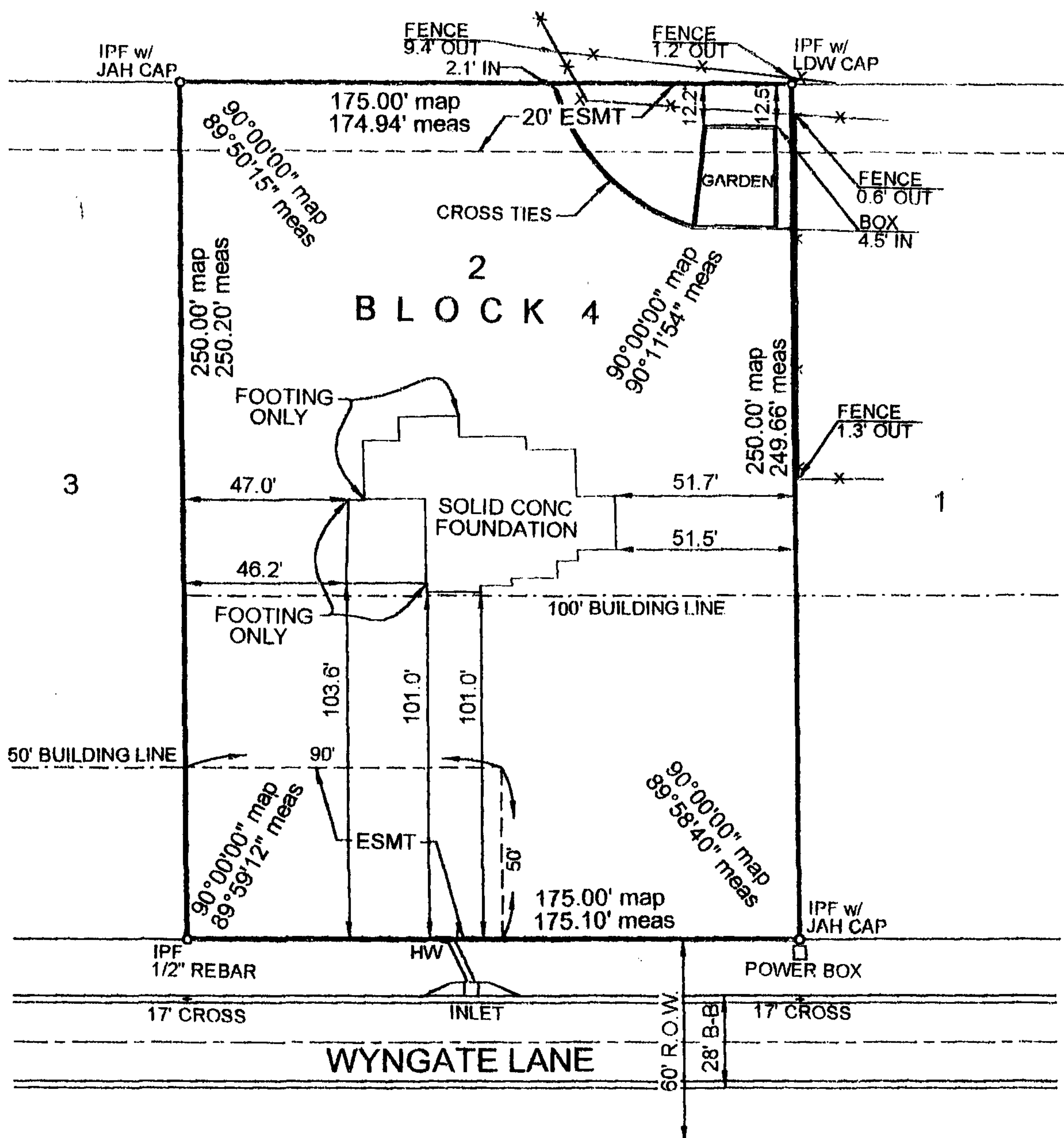

Notary Public
My commission expires: 12/13/05Exhibit "A"

All the property in the survey of SEE ATTACHED
a map/deed of which is recorded in Map/Deed Book 117 page 132 of instrument #
 in the Probate Office of Shelby County, Alabama; or all property described
in the attached legal description.

SCALE: 1" = 50'

LEGEND:

ASPH = asphalt
BLDG = building
CALC = calculated
CAP = capped iron
CL = centerline
CH = chord
CONC = concrete
C = covered
d = deflection
D = curve delta angle
E = east
ESMT = easement
FC = fence
FD = found
HW = headwall
IPF = iron pin found
IPS = iron pin set
L = length
MEAS = measured
MIN = minimum
MH = manhole
N = north
OH = overhang
P = porch
PC = point of curve
PT = point of tangent
PVMT = pavement
REC = recorded
RES = residence
ROW = right of way
S = south
SAN = sanitary
STM = storm
SWR = sewer
SYN = synthetic
UTIL = utility
U = uncovered
W = west
° = degrees
' = minutes, in
" = seconds, in
' = feet, in distance
AC = acres
± = more or less,
or plus or minus
BRG = bearing

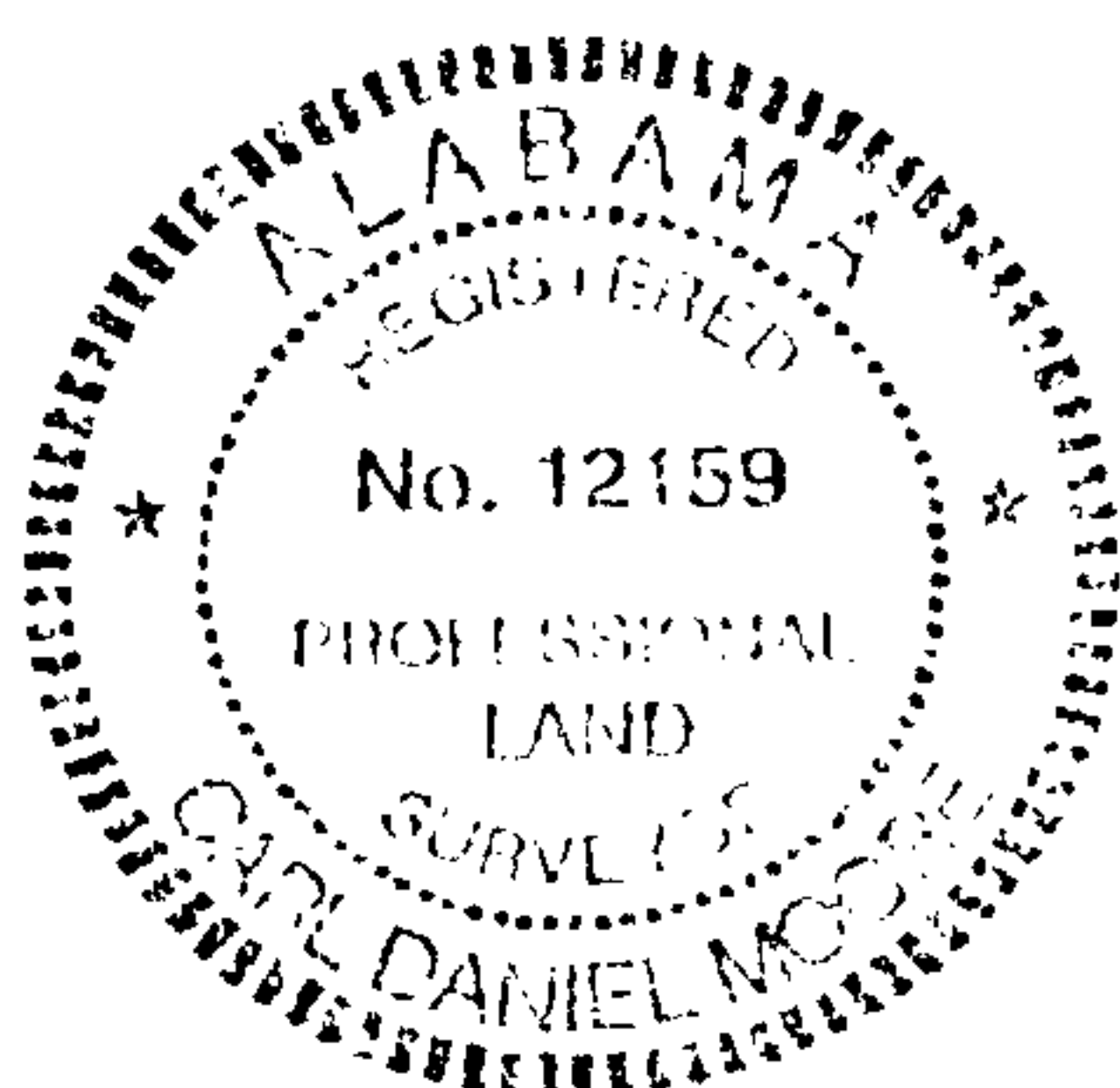


STATE OF ALABAMA

SHELBY COUNTY

I, Carl Daniel Moore, a registered Land Surveyor, certify that I have surveyed Lot 2, BLOCK 4, AMENDED MAP OF WYNGATE - FIRST SECTOR as recorded in Map Book 11, Page 81, in the Office of the Judge of Probate, Shelby County, Alabama; 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; that I have consulted the Federal Insurance Administration "Flood Hazard Boundary Map" and found that this property is located in Zone "C", according FIRM Community Panel No: 010191 0045, Shelby County, Alabama, dated: September 16, 1982; that the correct address is as follows: 3605 Wyngate Lane, according to my survey of March 25, 2004. Survey is not valid unless it is sealed with embossed seal or stamped in red.

Order No: 83388
Purchaser: KFP Construction
Type Survey: Foundation



Surveying Solutions, Inc
2233 Cahaba Valley Drive
Birmingham, AL 35242
Tele: 991-8964 Fax: 991-6032

Carl Daniel Moore
Carl Daniel Moore, Reg. L.S. No:12159

03 - 30 - 04

Date of Signature

JLW \ACAD\CERTS\LOT2_BLK4_WYNGATE_FDN