

COVENANT

20041124000647680 Pg 1/2 14.00
Shelby Cnty Judge of Probate, AL
11/24/2004 13:10:00 FILED/CERTIFIED

WHEREAS, Roy L. Martin
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 24th day of Nov., 04.

Roy L. Martin
Roy L. Martin
Signature(s) of Owner(s)

I, the undersigned Notary Public in and for said County, in said State, hereby
certify that Roy L. Martin, 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 24th day of November

Brenda H. Clayton
Notary Public
My commission expires: 4-27-05

Exhibit "A"

All the property in the survey of The Preserve
a map/deed of which is recorded in Map/Deed Book _____, page _____ or instrument #
2000-0294 in the Probate Office of Shelby County, Alabama; or all property described
in the attached legal description.

EXHIBIT A

20041124000647680 Pg 2/2 14.00
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A parcel of land located in the SW 1/4 of the NW 1/4 of Section 20 and the SE 1/4 of the NE 1/4 of Section 19, Township 21 South, Range 2 West, Shelby County, Alabama and being more particularly described as follows:

Commence at the SW corner of the SW 1/4 of the NW 1/4 of said Section 20; thence South 86 deg. 38 min. 41 sec. East along the South line of said 1/4 1/4 Section a distance of 187.60 feet to the point of beginning; thence continue along last described course a distance of 973.30 feet to a point lying on the Westerly right of way line of CSX Railroad (100 foot right of way); thence North 23 deg. 59 min. 04 sec. West along said right of way line a distance of 661.08 feet (661.75 feet Map); thence South 89 deg. 58 min. 30 sec. West and leaving said right of way line a distance of 183.82 feet (183.72 feet Map); thence North 89 deg. 58 min. 46 sec. West a distance of 725.74 feet to a point lying on the Easterly right of way line of Shelby County Road No. 87 (80 foot right of way), said point also lying on a curve to the right having a central angle of 4 deg. 23 min. 57 sec., a radius of 3,349.31 and subtended by a chord which bears South 0 deg. 12 min. 43 sec. West a chord distance of 257.10 feet; thence along said curve and said right of way line a distance of 257.17 feet to the end of said curve; thence South 2 deg. 24 min. 41 sec. West along said right of way line a distance of 127.46 feet; thence South 86 deg. 38 min. 25 sec. East and leaving said right of way line a distance of 222.05 feet; thence South 3 deg. 19 min. 41 sec. West a distance of distance of 150.00 feet to the point of beginning; being situated in Shelby County, Alabama.

Mineral and mining rights excepted.

Less and except following property reserved as wetlands:

Commence at the SW corner of the SW 1/4 of the NW 1/4 of Section 20, Township 21 South, Range 2 West, Shelby County, Alabama and run thence Easterly along the South line of said 1/4 1/4 a distance of 348.75 feet to the point of beginning of the property being described; thence continue along last described course a distance of 812.00 feet to a point on the Westerly line of the CSX Railroad right of way; thence turn 117 deg. 21 min. 04 sec. left and run Northwesterly along said right of way a distance of 661.75 feet to a point; thence turn 65 deg. 56 min. 56 sec. left and run Westerly a distance of 183.72 feet to a point; thence turn 137 deg. 13 min. 02 sec. left and run Southeasterly a distance of 156.32 feet to a point; thence turn 9 deg. 23 min. 54 sec. left and run a distance of 49.85 feet to a point; thence turn 33 deg. 00 min. 42 sec. right and run a distance of 165.60 feet to a point; thence turn 44 deg. 36 min. 45 sec. right and run Southwesterly a distance of 87.03 feet to a point; thence turn 9 deg. 38 min. 03 sec. right and run a distance of 69.46 feet to a point; thence turn 30 deg. 03 min. 56 sec. right and run 81.45 feet to a point; thence turn 50 deg. 46 min. 38 sec. right and run Northwesterly 78.16 feet to a point; thence turn 9 deg. 09 min. 53 sec. left and run a distance of 90.86 feet to a point; thence turn 46 deg. 27 min. 35 sec. right and run Northwesterly a distance of 100.85 feet to a point; thence turn 52 deg. 58 min. 49 sec. right and run a distance of 62.01 feet to a point; thence turn 41 deg. 24 min. 05 sec. left and run a distance of 59.38 feet to a point; thence turn 53 deg. 55 min. 58 sec. left and run a distance of 97.67 feet to a point; thence turn 12 deg. 48 min. 34 sec. right and run Northwesterly a distance of 92.70 feet to a point; thence turn 111 deg. 21 min. 11 sec. left and run Southerly a distance of 415.78 feet to the point of beginning; being situated in Shelby County, Alabama.

Inst # 2000-02926

01/31/2000-02926
08:15 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 HKS 88.50