

20050630000325130 1/2 \$14.00
Shelby Cnty Judge of Probate, AL
06/30/2005 08:31:24AM FILED/CERT

Deed Covenant

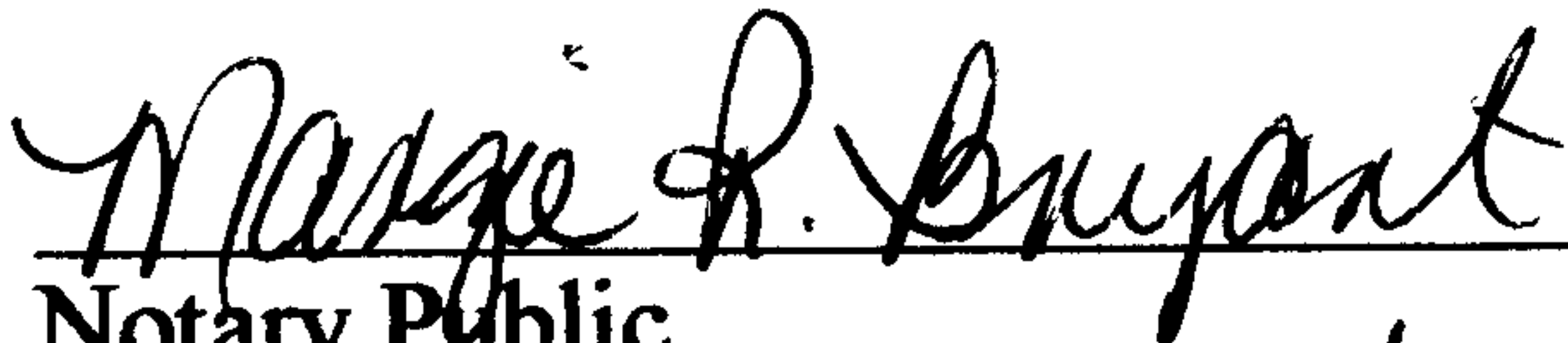
This covenant is to go with and be made a part of said Warranty Deed recorded at 2004100800558720, in the Office of the Judge of Probate of Shelby County, recorded on October 8, 2004. The covenant states that apartments will not be built on this property.

In Witness Whereof, I (we) have hereunto set my (our) hand (s) and seal this 30th day of June, 2005.

Kencar Development, Inc.

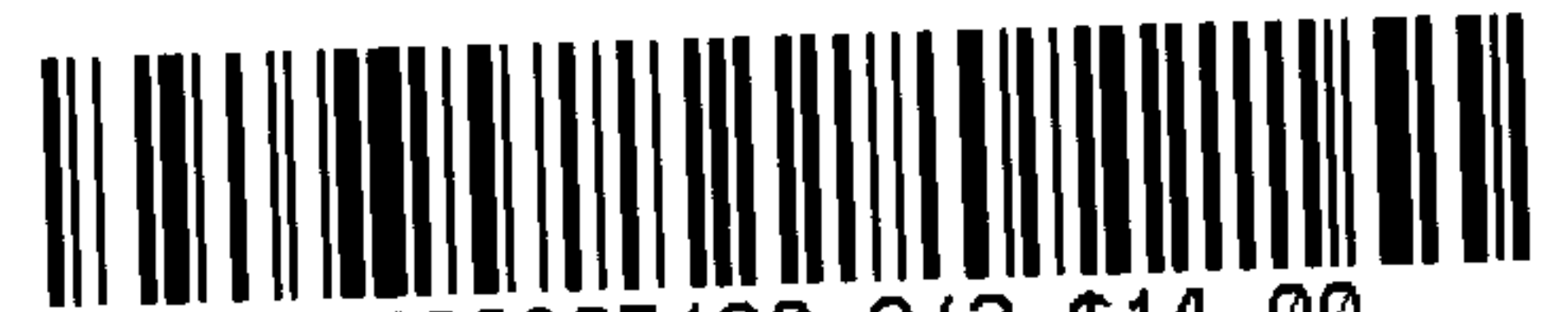


Kenneth Carter, President



Notary Public

My Commission Expires: 01/06/09



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EXHIBIT "A" LEGAL DESCRIPTION

Parcel A

Begin at the NE corner of the NE $\frac{1}{4}$ of Section 35, Township 21 South, Range 3 West, thence run S 03 degrees 29' 03"W for a distance of 310.00 feet; thence run N 90 degrees 00' 00"W for a distance of 1,609.53 feet; thence run N 12 degrees 29' 42"E for a distance of 537.29 feet; thence run S 81 degrees 54' 09" E for a distance of 1,527.36 feet to a point of beginning. Situated in Shelby County, Alabama.

Parcel B

Commence at the NE corner of the NE $\frac{1}{4}$ of Section 35, Township 21 South, Range 3 West, thence run South 03 Degrees 29 Minutes 03 Seconds West for a distance of 310.00 feet; thence run South 90 Degrees 00 Minutes 00 Seconds West for a distance of 2,026.78 feet to a point of beginning; thence run South 16 Degrees 36 Minutes 34 Seconds West for distance of 52.18 feet; thence run North 90 Degrees 00 Minutes 00 Seconds East for a distance of 358.97 feet to a point on a curve having a radius of 200.00 feet and a chord direction of North 83 Degrees 43 Minutes 45 Seconds East; thence run Along said curve for a distance of 43.69 feet; thence run North 12 Degrees 29 Minutes 42 Seconds East for a distance of 52.18 feet to a point on a curve having a radius of 150.00 feet and a chord direction of North 79 Degrees 04 Minutes 19 Seconds East; thence run along said curve for a distance of 56.87 feet; thence run South 90 Degrees 00 Minutes 00 Seconds West for a distance of 416.25 feet to a point of beginning.