

WALTERS COVE  
BLOCK 2, LOT 4A

STATE OF ALABAMA  
COUNTY OF SHELBY

20070514000224850 1/2 \$14.00  
Shelby Cnty Judge of Probate, AL  
05/14/2007 02:53:43PM FILED/CERT

COVENANT

WHEREAS, LYLE D. and SHIRLEY S. MITCHELL  
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 14 day of MAY 2007

Lyle D. Mitchell  
Shirley S. Mitchell  
Signature(s) of Owner(s)

I, the undersigned Notary Public in and for said County, in said State, hereby  
certify that LYLE D. AND SHIRLEY S. MITCHELL, 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.

2007 Given under my hand and official seal, this 14 day of May

Carlene S. Cochran  
Notary Public  
My commission expires:

NOTARY PUBLIC STATE OF ALABAMA AT LARGE  
MY COMMISSION EXPIRES: May 15, 2008  
BONDED THRU NOTARY PUBLIC UNDERWRITERS

Exhibit "A"

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



EXHIBIT "A"

This instrument was prepared by:  
Mike T. Atchison  
P O Box 822  
Columbiana, AL 35051

Send Tax Notice to:  
LYLE & SHIRLEY MITCHELL  
2055 Blue Neron Cir  
Birmingham, AL 35242

**WARRANTY DEED, JOINT TENANTS WITH RIGHT OF SURVIVORSHIP**

STATE OF ALABAMA )  
SHELBY COUNTY)

20040708000376910 Pg 1/1 99.50  
Shelby Cnty Judge of Probate, AL  
07/08/2004 11:53:00 FILED/CERTIFIED

KNOW ALL MEN BY THESE PRESENTS, That in consideration TWO HUNDRED FIFTY THOUSAND DOLLARS AND NO/00 (\$250,000.00), and other good and valuable considerations to the undersigned grantor (whether one or more), in hand paid by grantee herein, the receipt whereof is acknowledged, I or we,

**GLEN A. JOINER AND WIFE, ALISON JOINER**

(herein referred to as grantor) grant, bargain, sell and convey unto,

**LYLE D. MITCHELL AND SHIRLEY S. MITCHELL**

(herein referred to as grantees), the following described real estate, situated in: SHELBY County, Alabama, to-wit:

Lot 4A, according to the Resurvey of Lot 4 of Walters Cove, Second Sector, as recorded in Map Book 33, Page 76, in the Probate Office of Shelby County, Alabama.  
Situated in SHELBY County, Alabama.

Subject to restrictions, easements and rights of way of record.


Subject to taxes for 2004 and subsequent years, easements, restrictions, rights of way and permits of record.

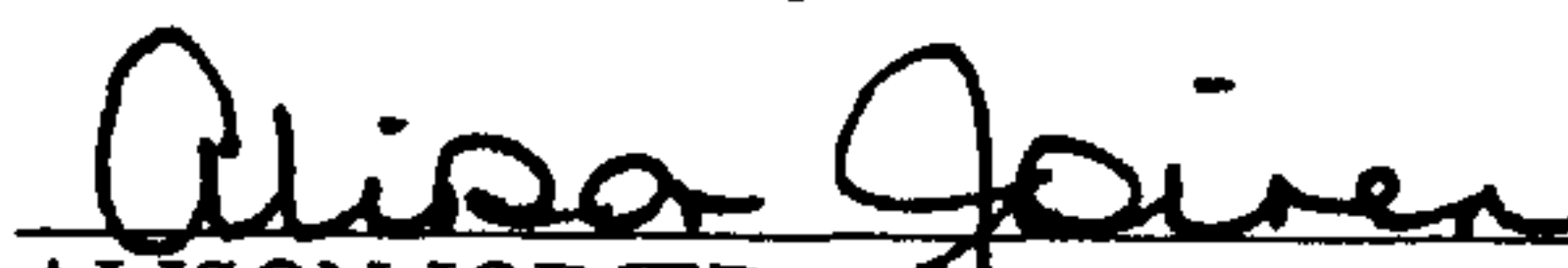
\$ 101,055<sup>00</sup> of the above-recited consideration was paid from a mortgage recorded simultaneously herewith.

**TO HAVE AND TO HOLD** Unto the said GRANTEES as joint tenants, with right of survivorship, their heirs and assigns, forever; it being the intention of the parties to this conveyance, that (unless the joint tenancy hereby created is severed or terminated during the joint lives of the grantees herein) in the event one grantee herein survives the other, the entire interest in fee simple shall pass to the surviving grantee, and if one does not survive the other, then the heirs and assigns of the grantees herein shall take as tenants in common.

And I (we) do for myself (ourselves) and for my (our) heirs, executors, and administrators covenant with the said Grantees, their heirs and assigns, and I am (we are) lawfully seized in fee simple of said premises, that they are free from all encumbrances unless otherwise noted above, that I (we) have a good right to sell and convey the same as aforesaid, that I (we) will, and my (our) heirs, executors and administrators shall, warrant and defend the same to the said Grantees, heirs, executors and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 25<sup>th</sup> day of June, 2004.

  
GLEN A. JOINER

  
ALISON JOINER

STATE OF ALABAMA)  
SHELBY COUNTY )

I, the undersigned authority, a Notary Public in and for said County, in said State hereby  
GLEN A. JOINER AND ALISON JOINER

whose names are signed to the foregoing conveyance, and who are known to me acknowledged before me on this day, that, being informed of the contents of the conveyance they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 25<sup>TH</sup> day of June, 2004.

  
Notary Public

My commission expires: 10-16-04

