

STATE OF ALABAMA

SHELBY COUNTY

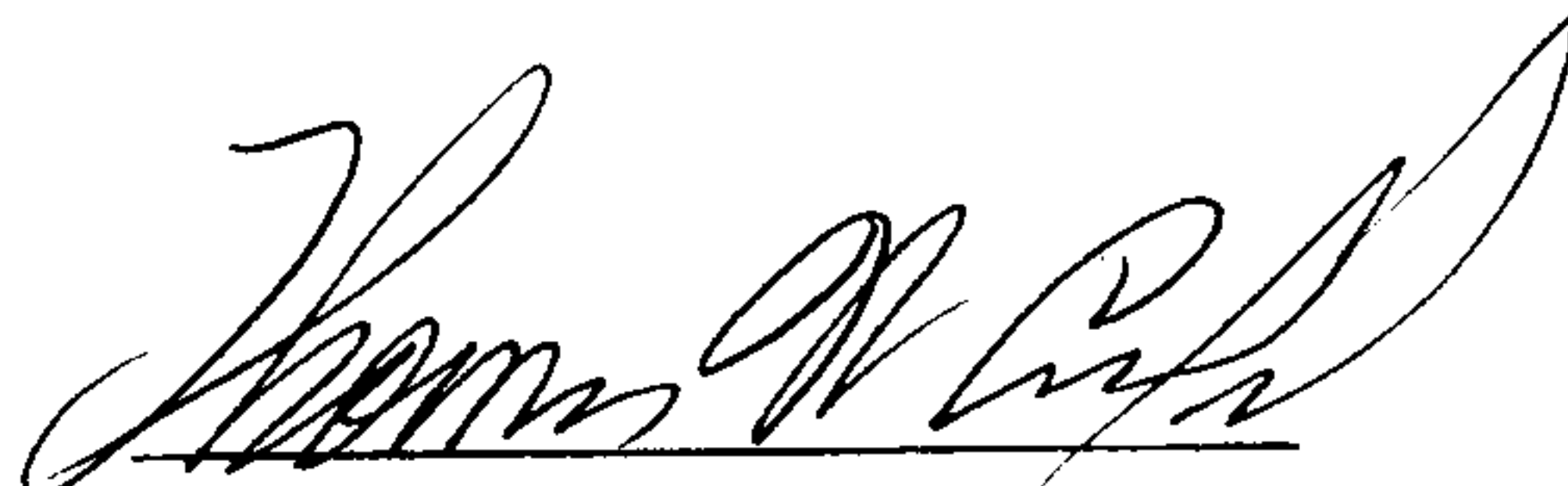
COVENANT OF NON-DISTURBANCE

This Easement and Covenant of Nondisturbance is executed on the 28th day of May 2013, by the parties referenced herein.

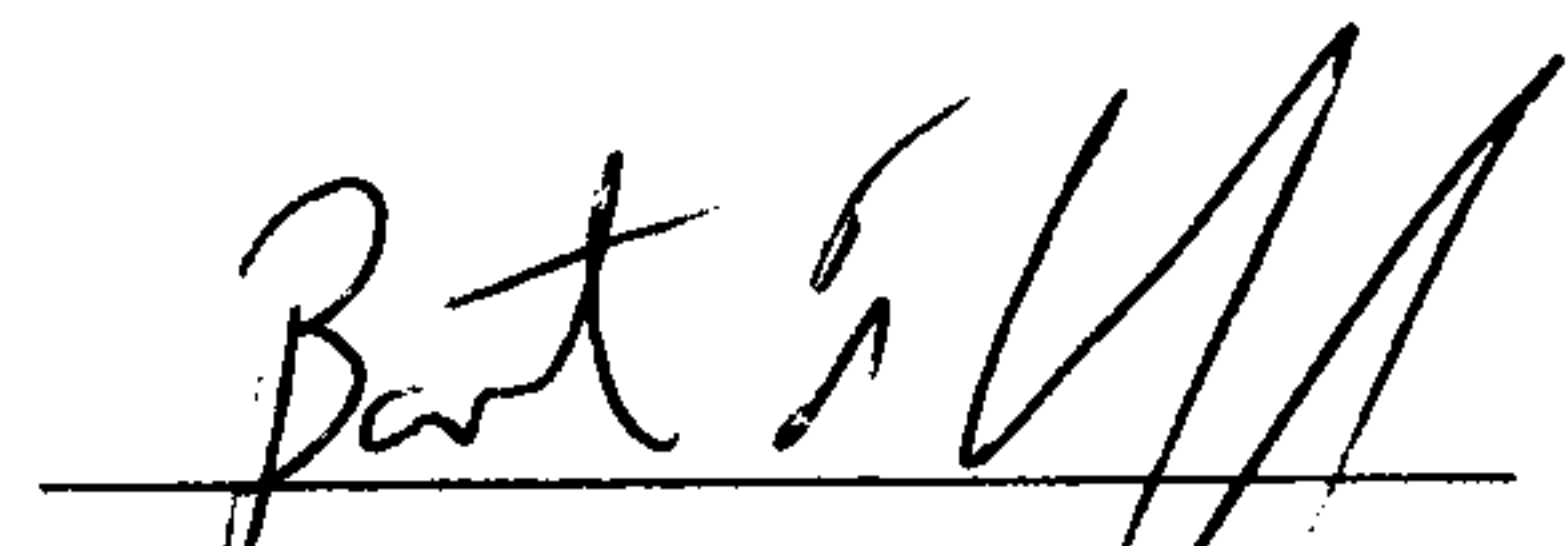
WITNESSETH

B&CC, L.L.C. (hereinafter "Owners"), are owners of the property more particularly described in Exhibit "A" hereto. It is the purpose of this Covenant to create an undisturbed setback of 50 feet along the rear (northerly) lot line. In addition, it is the purpose and intent of this Covenant that the existing berm contained within this setback, including but not limited to the berm between the owners' property and property owned by Timothy A. and Frances L. Payne, be properly perpetuated and maintained as specified by the Shelby County Zoning Regulations, Article XXI-A, Section 9- Buffer Maintenance. The Owners further declare that there shall be no buildings, walls, fences, or other structures of any type constructed within the setback and berm. The owners further declare that said setback/berm shall remain a barrier between it/them and its/their adjacent neighbors, including Timothy A. and Frances L. Payne, as reflected and labeled on the map attached hereto as Exhibit "A." The berm shall run across the property more particularly described in Exhibit "A" hereto. The Covenant may not be removed without written consent of all parties adjoining said buffer.

This Agreement is executed by the undersigned parties, by their hand and seal effective and on the date first hereinafter written.



Thomas W. Crawford,
B&CC, L.L.C.,
Member

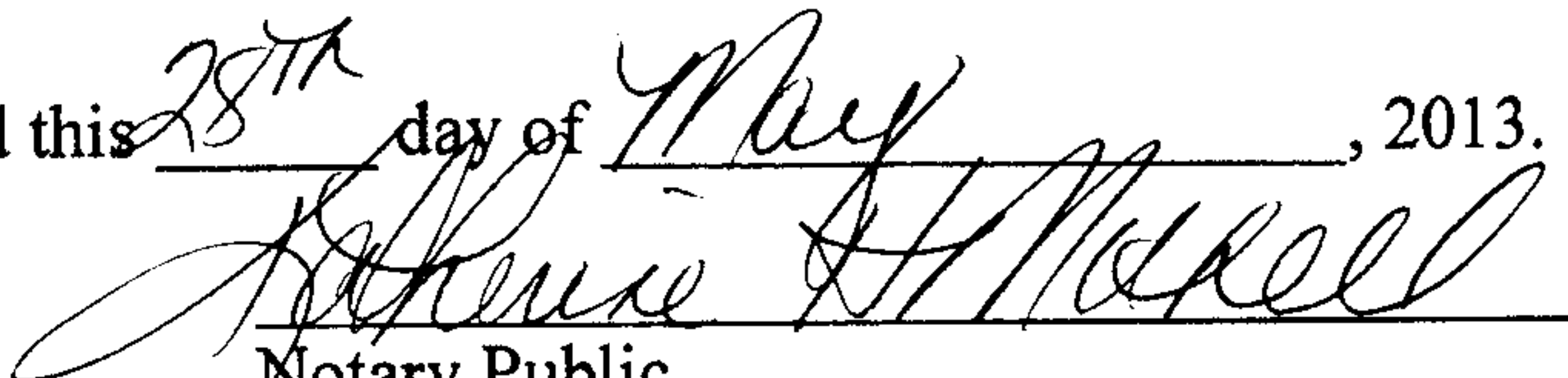


Bart T. Crawford,
B&CC, L.L.C.,
Member

STATE OF ALABAMA)
COUNTY OF SHELBY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Thomas W. Crawford whose name as a Member of B&CC, L.L.C., is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he, as such managing member and with full authority, executed the same voluntarily for and as the act of said limited liability company.

Given under my hand this 28th day of May, 2013.

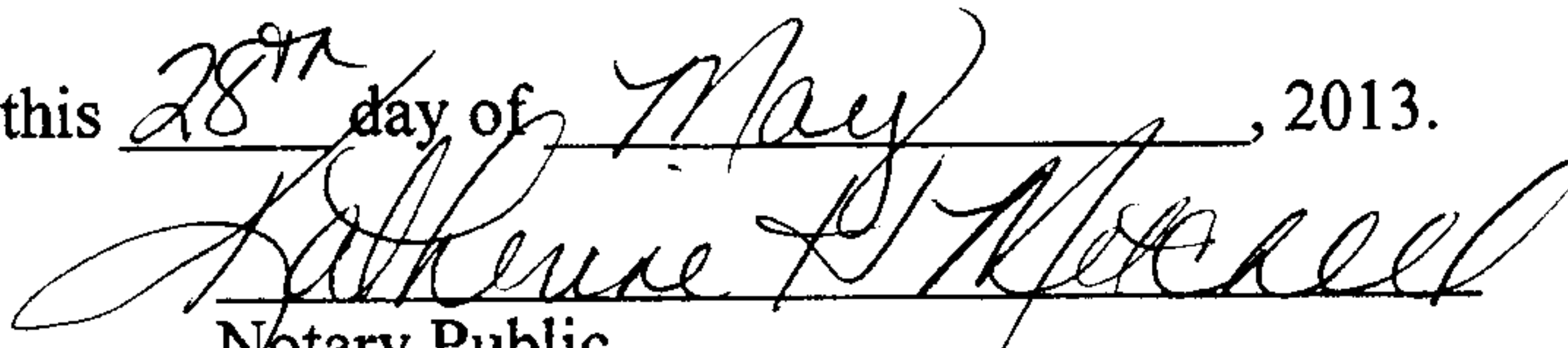

Notary Public
My Commission Expires: _____

NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: June 11, 2015
BONDED THRU NOTARY PUBLIC UNDERWRITERS

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Bart T. Crawford whose name as a Member of B&CC, L.L.C., is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he, as such managing member and with full authority, executed the same voluntarily for and as the act of said limited liability company.

Given under my hand this 28th day of May, 2013.


Notary Public
My Commission Expires: _____

NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: June 11, 2015
BONDED THRU NOTARY PUBLIC UNDERWRITERS


20130612000240810 2/3 \$18.00
Shelby Cnty Judge of Probate, AL
06/12/2013 11:44:12 AM FILED/CERT

EXHIBIT A

Begin at the Northwest corner of the Northwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 16, Township 19 South, Range 2 West, and run Easterly along the North line of said $\frac{1}{4}$ - $\frac{1}{4}$ Section 355.94 feet; thence turn right an angle of 48 degrees 22 minutes and run Southeasterly 201.57 feet; thence turn right an angle of 131 degrees 38 minutes and run Westerly 486.53 feet to the West line of said $\frac{1}{4}$ - $\frac{1}{4}$ Section; thence turn right an angle of 88 degrees 39 minutes 30 seconds and run Northerly 151.55 feet to the point of beginning. This being a part of the Northwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 16, Township 19 South, Range 2 West, Shelby County, Alabama.



20130612000240810 3/3 \$18.00
Shelby Cnty Judge of Probate, AL
06/12/2013 11:44:12 AM FILED/CERT