


**Upon recording this instrument
should be returned to:**

United States Steel Corporation
USS Real Estate
610 Preserve Parkway, Suite 200
Hoover, Alabama 35226

This instrument prepared by:

United States Steel Corporation
Law Department
600 Grant Street, Room 1500
Pittsburgh, Pennsylvania 15219

**STATE OF ALABAMA)
COUNTY OF SHELBY)**


20150831000304000 1/4 \$25.00
Shelby Cnty Judge of Probate, AL
08/31/2015 03:53:16 PM FILED/CERT

CONSENT, WAIVER, AND RELEASE

THIS CONSENT, WAIVER AND RELEASE is made as of the 11 day of August, 2015, by **PHILLIP G. MISHALANIE, JR.** and wife, **GENEVIE H. MISHALANIE**, (hereinafter referred to as "Mishalanies") and **GEORGE LUTZ** and wife, **SHERRIE R. LUTZ** (hereinafter referred to as "Lutzs").

RECITALS:

WHEREAS, by that certain "Statutory Form Warranty Deed Joint Tenants with Right of Survivorship" dated April 11, 1988, between Weaver Agency of Bessemer, Inc., as Grantor therein, and the Mishalanies, as Grantees therein, and recorded in Book 206, Page 380, in the Probate Office of Shelby County, Alabama, the Grantor conveyed to the Mishalanies a parcel of land more particularly described as Lot 3, according to the map and survey of Mountaintop Farms, as recorded in Map Book 12, Page 9, in the Probate Office of Shelby County, Alabama, also described as the West ½ of the Southwest ¼ of the Northeast ¼ of Section 27, Township 20 South, Range 4 West, Shelby County, Alabama (hereinafter referred to as the "Mishalanie Parcel"); and

WHEREAS, the Mishalanie Parcel adjoins a parcel of land owned by George Lutz and wife, Sherrie R. Lutz (hereinafter referred to as the "Lutzs"), by virtue of that certain "Warranty Deed Jointly for Life with Remainder to Survivor" dated March 26, 2014, between Edna Ruth Keller, as Grantor therein, and the Lutzs, as Grantees therein, recorded in Instrument No. 20140327000085370 in the Probate Office of Shelby County, Alabama, the Grantor conveyed to the Lutzs a parcel of land more particularly described as Lot 4, according to the Map and Survey of Mountaintop Farms, as recorded in Map Book 12, Page 9, in the Probate Office of Shelby County, Alabama, also described as the East ½ of the Southwest ¼ of the Northeast ¼ of Section 27, Township 20 South, Range 4 West, Shelby County, Alabama, and by virtue of that certain "Warranty Deed Jointly for Life with Remainder to Survivor" dated February 5, 2014, between Raintree Properties, Inc., as Grantor therein, and the Lutzs, as Grantees therein, recorded in Instrument No. 20140211000039270 in the Probate Office of Shelby County, Alabama, the Grantor conveyed to the Lutzs two (2) parcels of land more particularly described as Lots 1 and 2, according to the Map and Survey of Mountaintop Farms, as recorded in Map Book 12, Page 9, in the Probate Office of Shelby County, Alabama, also described as the West ½ of the Northwest ¼ of the Northeast ¼ and the East ½ of the Northwest ¼ of the Northeast ¼ of Section 27, Township 20 South, Range 4 West, Shelby County, Alabama, also described (hereinafter collectively referred to as the "Lutz Parcels"); and

WHEREAS, the Lutz Parcels and the Mishalanie Parcel are subject to the following restriction (hereinafter referred to as the "Restriction") set forth in that certain "Statutory Warranty Deed Joint Tenants with Right of Survivorship" dated April 13, 1988, between Weaver Agency of Bessemer, Inc., as Grantor therein, and James E. Keller wife, Edna Ruth Keller, as Grantees therein, and recorded in Book 180, Page 50, in the Probate Office of Shelby County, Alabama, in that certain "Statutory Form Warranty Deed Joint Tenants with Right of Survivorship" dated April 13, 1988, between Weaver Agency of Bessemer, Inc., as Grantor therein, and James E. Keller and wife, Edna Ruth Keller, as Grantees therein, and recorded in Book 180, Page 151, in the Probate Office of Shelby County, Alabama:


3. *No individual parcel or tract of land may be further subdivided without subdivision approval from the applicable County Government.*

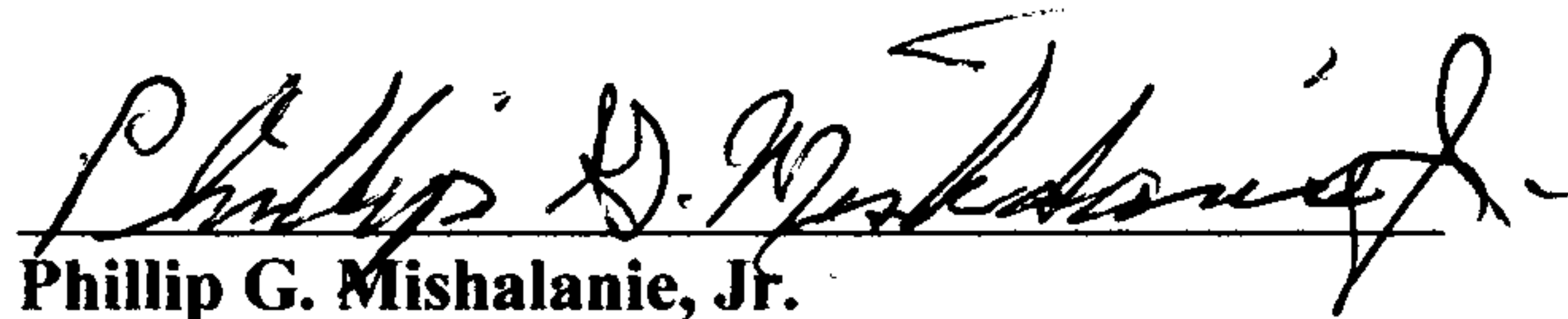
WHEREAS, the Mishalanies and the Lutzs desire to consent to any future the transfer of title to the Lutz Parcels and the Mishalanie Parcel and that the Mishalanies and the Lutzs agree to waive and release any rights that they may have to enforce the Restriction in the future as an adjoining landowner or otherwise.

NOW THEREFORE, for and in consideration of Ten and 00/100 Dollars (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, and intending to be legally bound, the Mishalanies and Lutzs hereby as follows:

1. The Mishalanies and the Lutzs hereby grant their consent to any future the transfer of title to the Lutz Parcels and the Mishalanie Parcel and hereby waive and release any and all rights that they may have to enforce the Restriction in the future as an adjoining landowner or otherwise against any parties whomsoever.

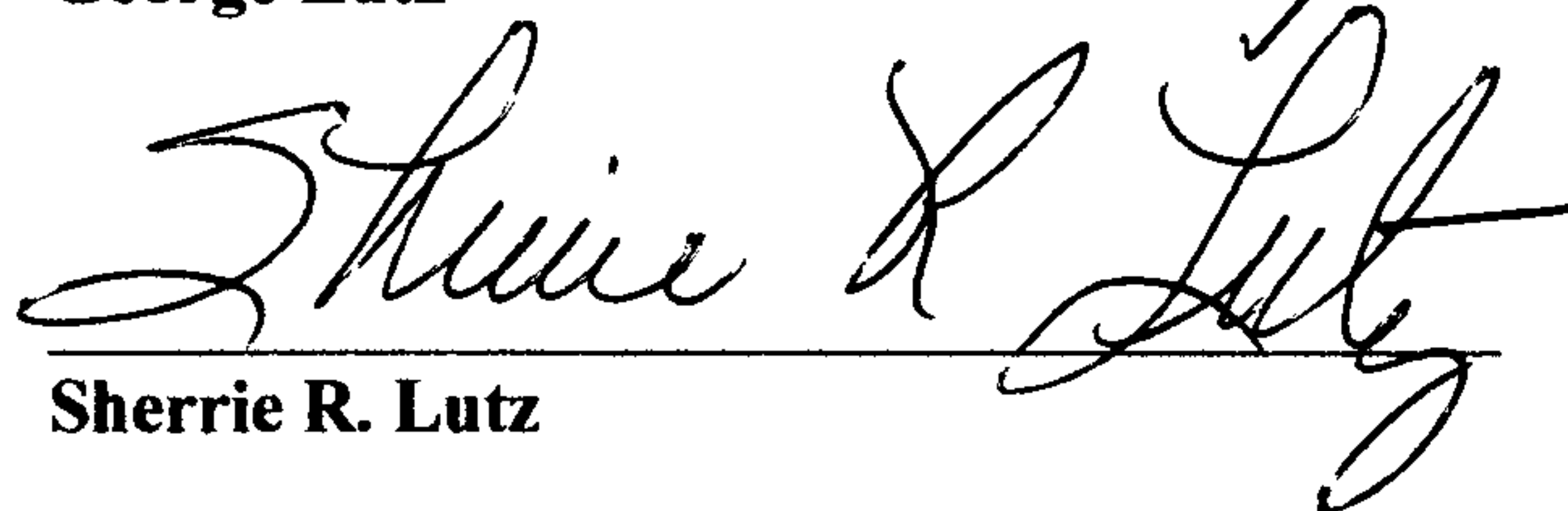
EXECUTED this 11 day of August, 2015.


20150831000304000 2/4 \$25.00
Shelby Cnty Judge of Probate, AL
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Phillip G. Mishalanie, Jr.


Genevieve H. Mishalanie


George Lutz


Sherrie R. Lutz

STATE OF ALABAMA)
COUNTY OF Shelby)

I, the undersigned, a Notary Public in and for said county in said state, hereby certify that **Phillip G. Mishalanie, Jr.**, an adult person, whose name 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 executed the same voluntarily on the day the same bears date.


Given under my hand this 11th day of August, 2015.

Patricia A. Aford
Notary Public

[NOTARIAL SEAL]

My commission expires: 11-06-18

STATE OF ALABAMA)
COUNTY OF Shelby)


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I, the undersigned, a Notary Public in and for said county in said state, hereby certify that **Genevie H. Mishalanie**, an adult person, whose name 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, she executed the same voluntarily on the day the same bears date.

Given under my hand this 11th day of August, 2015.

Patricia A. Aford
Notary Public

[NOTARIAL SEAL]

My commission expires: 11-06-18

STATE OF ALABAMA)
COUNTY OF Shelby)

I, the undersigned, a Notary Public in and for said county in said state, hereby certify that **George Lutz**, an adult person, whose name 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 executed the same voluntarily on the day the same bears date.

Given under my hand this 11th day of August, 2015.

Patricia A. Aford
Notary Public

[NOTARIAL SEAL]

My commission expires: 11-06-18

STATE OF ALABAMA
COUNTY OF Shelby

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I, the undersigned, a Notary Public in and for said county in said state, hereby certify that **Sherrie R. Lutz**, an adult person, whose name 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, she executed the same voluntarily on the day the same bears date.

Given under my hand this 11th day of August, 2015.

Patricia Dupond
Notary Public

[NOTARIAL SEAL]

My commission expires: 11-06-18