

SHELBY COUNTY

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned property owners of the State and County aforesaid, in and for the consideration of one dollar (\$1.00) in hand paid by Shelby County, the receipt whereof is hereby acknowledged do hereby give, grant, bargain, sell and convey unto Shelby County, Alabama, its successors or assigns a right-of-way across and over our lands in Shelby County, Alabama to establish our road as a public road; which right-of-way shall be 25 feet in width on each side of centerline of the existing road. This right-of-way deed shall not be effective until accepted by the Shelby County Commission as shown below.

Said public road is described as follows, to wit:

Commence at the north intersection of County Highways 62 & 473; thence proceed in a southerly direction along County Highway 473 for a distance of 0.4 mile, more or less, to the point of intersection with the Fleming Road, being the road herein described; thence proceed in an easterly direction along said Fleming Road for 200 feet, more or less.

19801209000139800 Pg 1/1 .00  
Shelby Cnty Judge of Probate, AL  
12/09/1980 00:00:00 FILED/CERTIFIED

To have and to hold by Shelby County, Alabama, or its assigns we hereby release the County aforesaid and all of its employees and officers from all consequential damages, present or prospective, to our property, arising out of the maintenance, improvement, or repair of said road, and we do hereby agree that we will not construct fences, buildings or other obstructions on said rights-of-way; we also agree to permit Shelby County, through its employees, to clear undergrowth, old fences or other obstructions inside said rights-of-way. We also agree to permit the construction of inlet and outlet ditches to properly care for drainage where the terrain naturally allows the flow of way by gravity.

In witness whereof, we have hereunto set our hands and seals on the date shown by said seal.

Witness:	Property Owners (Husband & Wife)	Date
<u>Walter Fleming</u>	<u>Walter Fleming</u> <u>Mary Fleming</u>	<u>12-4-80</u> (SEAL)
<u>Walter Fleming</u>	<u>Terry Hollis</u> <u>Debra Hollis</u>	<u>11-4-80</u> (SEAL)
<u>Walter Fleming</u>	<u>James S. Carlisle</u>	<u>12-4-80</u> (SEAL)
<u>Walter Fleming</u>	<u>Walter Carlisle</u>	<u>12-4-80</u> (SEAL)
<u>Walter Fleming</u>	<u>Reuben D. Fleming</u>	<u>12-4-80</u> (SEAL)
		<u>1980 DEC -9 PM 3:55</u> (SEAL)

STATE OF ALA. SHELBY CO.  
I CERTIFY THIS  
INSTRUMENT

Thomas A. Snowden, Jr.  
JUDGE OF PROBATE

The above and foregoing dedication of public road is accepted by Shelby County and the Shelby County Commission subject to the following limitations, terms and conditions:

1. The County will provide only periodic patrol blading upon request when crews are working in that area (or bituminous patching should the existing road above described be already paved at the time of this acceptance).
2. The County is in no way obligated to upgrade the existing road above described and dedicated.
3. The acceptance of the above and foregoing dedication shall not be construed in any way whatsoever to approve the use of said road to any subdivision or other development adjacent thereto or served thereby, and in addition, any person, firm or corporation developing any property in the future either adjacent to or served by the above said road, whether a subdivision or otherwise, will be required to meet all requirements of Shelby County Subdivision Regulations or other requirements of Shelby County in connection therewith in connection with the upgrading of the above road, additional rights-of-way or improvements of either, all at the expense of such person, firm or corporation so developing or planning such development.

Done this 8 day of December 1980.

By:

Thomas A. Snowden, Jr.  
Chairman  
Shelby County Commission