

This Instrument Prepared By:
John N. Randolph
Sirote, Permutt, et al., Attorneys
2222 Arlington Avenue South
Birmingham, AL 35205

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STATE OF ALABAMA

SHELBY COUNTY

EASEMENT

FOR VALUE RECEIVED, the receipt and sufficiency whereof is hereby acknowledged, the undersigned, Ingrid L. Smyer, an unmarried woman, and Johnny W. Reese and wife, Carol M. Reese, (the "Grantors"), do hereby grant, bargain, sell and convey to Sidney W. Smyer, Jr. and Shelby Lake Corporation, their successors and assigns (the "Grantees"), a non-exclusive easement and right-of-way one thousand, four hundred and ninety and 72/100 feet (1,490.72') in length, following the westwardly, southwestwardly, southerly and southeasterly boundary of the real estate described as Parcel I on Exhibit A attached hereto, said easement and right-of-way being further identified and depicted as the "Proposed Easement for Ingress, Egress and Utilities" on the map and drawing of said Parcel I attached hereto as Exhibit B. Said easement is hereby granted for the purpose of constructing and maintaining a roadway, electric power transmission lines, water supply, telephone lines and other public utilities, together with all necessary right of access, ingress and egress thereto and therefrom.

TO HAVE AND TO HOLD the said easement and right-of-way perpetually to the Grantees, their successors and assigns; provided that the Grantors herein shall have and expressly reserve to themselves the right to use the easement as a roadway and for public utilities as aforesaid, provided such use shall be in such a manner as to not unreasonably interfere with the use thereof by the Grantees; and provided, further, that the cost and expense of maintaining the easement and right-of-way herein described shall be borne and paid by the Grantees, their successors and assigns, and all other parties or persons claiming through them.

IN WITNESS WHEREOF, the Grantors have hereunto set their hands and seals this 2nd day of March, 1988.

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X Ingrid L. Smyer
Ingrid L. Smyer

X Johnny W. Reese
Johnny W. Reese

X Carol M. Reese
Carol M. Reese

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Ingrid L. Smyer, an unmarried woman and Johnny W. Reese and wife, Carol M. Reese 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 2nd day of March, 1988.

[Signature]
Notary Public

My Commission Expires: 5/19/89

Return to Sirote (see back)

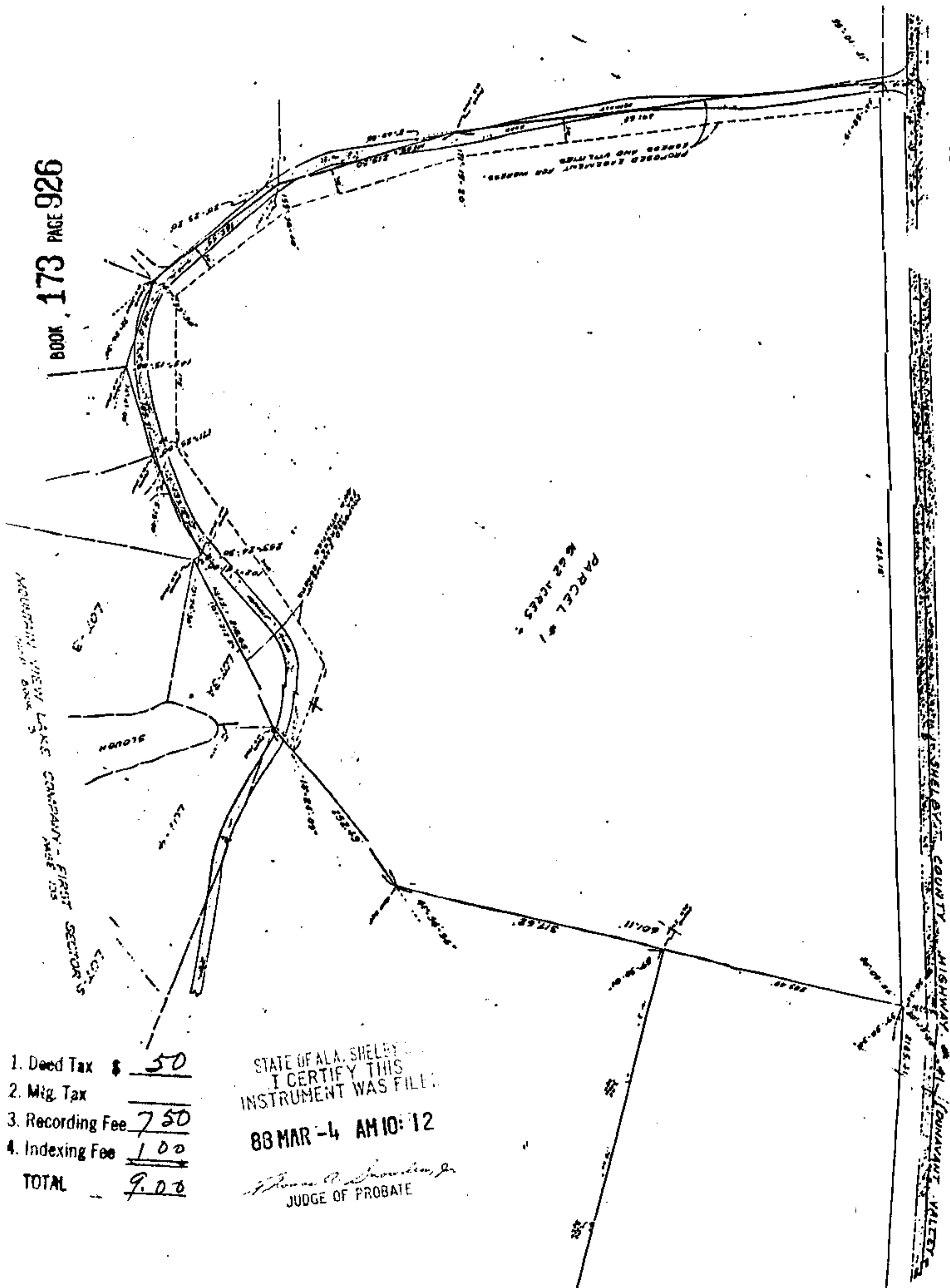
EXHIBIT "A" TO THAT CERTAIN EASEMENT DATED MARCH 2, 1988 BETWEEN INGRID L. SMYER, AN UNMARRIED WOMAN, JOHNNY W. REESE AND WIFE, CAROL M. REESE (GRANTORS) TO SIDNEY W. SMYER, JR. AND SHELBY LAKE CORPORATION (GRANTEES).

PARCEL I: A parcel of land situated in the Northwest Quarter of Section 24, Township 18 South, Range 1 West, Shelby County, Alabama, being more particularly described as follows: Beginning at an existing iron pin found at the most southerly corner of Lot 3-A, as shown on the Survey of Mountain View Lake Company First Sector, as recorded in Map Book 3, on Page 135, in the Office of the Judge of Probate, Shelby County, Alabama, run thence in a northeasterly direction along the Northwest lot line of said Lot 3-A for a measured distance of 212.65 feet (212.85 feet recorded) to an existing iron pin found at the most northerly corner of said Lot 3-A; thence turn an angle to the left of $14^{\circ}24'09''$ and run in a northeasterly direction for a distance of 252.49 feet; thence turn an angle to the left of $41^{\circ}56'36''$ and run in a northwesterly direction for a distance of 601.11 feet to a point on the Southeast right of way line of Shelby County Highway #41; thence turn an angle to the left of $99^{\circ}50'34''$ and run in a southwesterly direction along said Southeast right of way line of said Highway #41 for a distance of 1,023.18 feet; thence turn an angle to the left of $95^{\circ}01'41''$ and departing said right of way line run in a southeasterly direction for a distance of 491.68 feet to an existing iron pin; thence turn an angle to the left of $8^{\circ}40'40''$ and run in a southeasterly direction for a distance of 215.50 feet to an existing iron pin; thence turn an angle to the left of $20^{\circ}23'20''$ and run in a southeasterly direction for a distance of 182.55 feet to an existing iron pin; thence turn an angle to the left of $32^{\circ}26'30''$ and run in an easterly direction for a distance of 105.0 feet to an existing iron pin; thence turn an angle to the left of $34^{\circ}47'00''$ and run in a northeasterly direction for a distance of 105.51 feet to an existing iron pin; thence turn an angle to the left of $8^{\circ}35'00''$ and run in a northeasterly direction for a distance of 133.12 feet to an existing iron pin; thence turn an angle to the right of $73^{\circ}24'30''$ and run in a southeasterly direction for a distance of 10.2 feet, more or less, to the point of beginning.

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EXHIBIT "B" TO THAT CERTAIN EASEMENT DATED MARCH 2, 1988 BETWEEN INGRID L. SMYER, AN UNMARRIED WOMAN, JOHNNY W. REESE AND WIFE, CAROL M. REESE (GRANTORS) TO SIDNEY W. SMYER, JR. AND SHELBY LAKE CORPORATION (GRANTEES).

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1. Deed Tax	\$	<u>50</u>
2. Mtg. Tax		
3. Recording Fee		<u>7.50</u>
4. Indexing Fee		<u>1.00</u>
TOTAL		<u>9.00</u>

STATE OF ALA. SHELBY COUNTY
I CERTIFY THIS
INSTRUMENT WAS FILED

88 MAR -4 AM 10:12

Thomas R. [Signature]
JUDGE OF PROBATE