

STATE OF ALABAMA
SHELBY COUNTY

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THIS INDENTURE made and entered into on this the 20th
day of August, 1995, by and between Daisy McCarter Beacher and
Elizabeth McCarter Thomas,
William McCarter (deceased)
757 Simmsville Road Alabaster, Alabama 35007
hereinafter called Grantors; and the City of Alabaster, Alabama
hereinafter called the Grantee;

W I T N E S S E T H:

WHEREAS, it has been found to provide the necessary utilities to
certain areas lying within the City of Alabaster
service area, Shelby County, Alabama; that it has been found
necessary to cross certain lands owned by the Grantors for the purpose of
installing all necessary pipelines, and other such integral
parts of the sanitary sewer system;

WHEREAS, it has been found advantageous and to the best interest
of Grantors and Grantee that an easement for such sanitary sewer be
conveyed to the City of Alabaster

THEREFORE, in consideration of the sum of \$1.00
and the mutual benefits accruing to the Grantors and to the City of
Alabaster, Shelby County, Alabama, the
Grantors have this day bargained and conveyed and by these presents do hereby
grant and convey unto the City of Alabaster, Shelby
County, Alabama, the following right, privilege and easement, in, to, along,
over, through, under and across the hereinafter described lands:

The right and privilege to construct, erect, install,
operate and maintain a sanitary sewer system, on, upon, along,
over, through, under and across the hereinafter described
lands;

The right, privilege and easement to cut, trim and remove
any brush, trees, or other obstructions upon the hereinafter
described lands, together with the right of ingress and
egress to and from, over and above the hereinafter described
lands, for the purpose of the installation and upkeep of the
sanitary sewer system.

10/17/1996-34772
12:49 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
004 MCD 16.50

Inst # 1996-34772

(DESCRIPTION)

PARCEL NO. 46

BLOCK NO. 1

SHELBY COUNTY TAX MAP NO. 58-13-07-36-3

A 20' WIDE PERMANENT SANITARY SEWER EASEMENT TRAVERSING THE ABOVE SAID PARCEL OF LAND, LYING 10' EACH SIDE OF THE CENTERLINE OF THE SANITARY SEWER LINE AS CONSTRUCTED.

ALSO A 40' WIDE TEMPORARY CONSTRUCTION EASEMENT LYING 20' EACH SIDE OF THE ABOVE DESCRIBED PERMANENT SANITARY SEWER EASEMENT.

THE ABOVE DESCRIBED TEMPORARY CONSTRUCTION EASEMENT SHALL NOT ENCROACH WITHIN 5' OF ANY EXISTING STRUCTURE AND SHALL REVERT TO THE OWNER OF THE PARCEL OF LAND UPON COMPLETION OF CONSTRUCTION AND ACCEPTANCE OF THE SANITARY SEWER LINE BY THE CITY OF ALABASTER.

SEE ATTACHED COPY OF A PORTION OF SHELBY COUNTY, ALABAMA TAX MAP NO. 58-13-07-36-3.

TO HAVE AND TO HOLD the above described right, privilege, and easements unto the City of Alabaster, Alabama and to its assigns, together with the right of entry and reentry from time to time as occasion may require for the purpose of exercising its said rights, privileges and easements, hereinabove described.

IN WITNESS WHEREOF, we, WILLIWM MCCARTER (DECEASED)

DAISY MCCARTER BEACHEM/ELIZABETH MCCARTER THOMAS

have hereunto set our hands and seals on this the day and year first above written.

(Witness)

(Witness)

(Witness)

(Witness)

(Witness)

(Witness)

William McCarter (SEAL)

Daisy McCarter Beachem (SEAL)

Elizabeth McCarter Thomas (SEAL)

_____ (SEAL)

_____ (SEAL)

_____ (SEAL)

STATE OF ALABAMA

SHELBY COUNTY

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I, the undersigned Notary Public, in and for said County in said State, hereby certify that WILLIAM MCCARTER (DECEASED)

DAISY MCCARTER BEACHEM/ELIZABETH MCCARTER THOMAS

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

GIVEN under my hand this the 26 day of August,

1995.

Alyce J. Jackson
NOTARY PUBLIC

(SEAL)

