J. R. Harper

(61)

2523

RIGHT-OF-WAY DEED FOR PUBLIC ROAD

STATE OF ALABAMA)

COUNTY OF SHELBY)

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, J. R. Harper and wife Mrs. J. R. Harper of the County and State aforesaid, in and for the consideration of one dollar (\$1.00) in hand paid by Shelby County the receipt whereof is hereby acknowledged and for the further consideration of the benefit accruing to us and to the public from the construction or improvement of a public road throgh our lands, in Shelby County, do hereby give, grant, bargain, sell and convey unto Shelby County, its successors or assigns, a Right-of-way hereinafter described, over and across our said lands in Shelby County, Alabama, for a public road; which right-of-way shall be (see below) feet in width on each side of the center line of said road, as it is now located and staked out by Shelby County or as much of our lands as is required to make a 80 foot right-of-way across our lands, said right-of-way herein conveyed being more particularly described as follows, to-wit: and as shown by the right-of-way map S.A.C.P. 414, as recorded in the office of Judge of Probate of Shelby county:

Beginning at Station 358/30 of said Project, the south property line, thence 265.8 ft. M13°25°W; thence 895.0°ft; morthwesterly salonga 2864.93 ft. radius curve, concave southwesterly; thence 541.7 ft.N31°29°W; to station 375/32.5 the point of ending at the north property line

Said strip of land being 40 ft. wide on each side of the centerline of said Project, excluding area lying northeasterly of the centerline of the present road.

Said strip of land lying in the \mathbb{E}_{8}^{1} of Section 23, Tn 21 S, Rn 3 W and containing 1.7 acres, more or less, including area occupied by the present road.

To Have and To Hold by Shelby County, or its Assigns, and for and in consideration of the benefit of our property by reason of the construction or improvement of said road, we hereby release the County aforesaid, and all of its employees and officers, and the State of Alabama and all of its employees and officers from all consequential damages, present or prospective, to our property, arising out of the construction, improvement, maintenance or repair of said road, and that said road is a benefit to our property is hereby admitted and acknowledged. All agreements covering the moving, relocating and/or changing of the buildings and/or structures located wholly or partially on the above describ d right-of-way shall be in writing and approved by the State Highway Department before same shall be valid and binding on the said State Highway Department. The grantor hereby grants permission with right of ingress and egress to grantor's adjoining property at any time during construction period of project for purpose of moving grantor's buildings and/or structures from the above described right-of-way.

In witness whereof, we have hereunto set our hands and seal this the 19th day of March, 1946.

J. R. HARPER SEAL

MRS. J. R. HARPER (SEAL)

STATE OF ALABAMA)

COUNTY OF SHELBY)

I, CECIL DUKE, NOTARY PUBLIC in and for said County, in said State hereby certify that J. R. Harper and wife Mrs. J. R. Harper 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 this conveyance, executed the same voluntarily on the day the same bears date.

Given under my hand this 19th day of March, A.D., 1946.

CECIL DUKE, NOTARY PUBLIC

STATE OF ALABAMA)

COUNTY OF SHELBY)

I, CECIL DUKE, NOTARY PUBLIC in and for said State and County, do hereby certify that on 19th day of March, 1946, came before me the within named Mrs. J. R. Harper, known to me to be the wife of J. R. Harper who being examined separately and apart from her husband, touching her signature to the within conveyance, acknowledged that she signed the same of her own free will and accord and without fear, constraint or threats on the part of her husband.

In witness hereof, I hereunto set my hand this the 19th day of March, 1946.

CECIL DUKE, NOTARY PUBLIC

STATE OF ALABAMA)

COUNTY OF SHELBY)

I, L. C. WALKER, JUDGE of Probate in and for said State and County, hereby certify that the within conveyance was fill d in my office at 10 o'clock A.M., on the 9th day of April, 1946, and duly recorded in Deed Record 124, page 209.

Dated 3rd day of June, 1946.

L. C. WALKER, JUDGE OF PROBATE