

4923

R/W Tract No. 102-SH-61

RIGHT OF WAY EASEMENT

FOR AND IN CONSIDERATION OF One Hundred Thirty-Four & No/100 (\$134.00) DOLLARS,
the receipt of which is hereby acknowledged, Annie Captolia Phillips, widow of G. B. Phillips,
87. 1120 14th Place. Southwest. Birmingham 11. Alabama. and Anna Jean
Sims and Thomas A. Sims, Jr., her husband, 3608 Sir Michael Drive,
Montgomery, Alabama.

situated in Shelby County, State of Alabama to-wit:

Southwest Quarter of Southwest Quarter (SW¹ of SW¹), and North Half
of Southwest Quarter (N¹ of SW¹), all in Section 27, Township 19 South,
Range 1 East, in the County of Shelby, State of Alabama.

together with the right of unimpaired access to said pipeline and the right of ingress and egress on, over, and through the above-described land for any and all purposes necessary and incident to the exercise by said Grantee of the rights granted hereunder.

The said Grantors shall have the right to use and enjoy the above-described land except as the same may be necessary for the purposes herein granted to the said Grantee. Grantors agree not to build, create, or construct any obstructions, engineering works, or other structures over said pipe line nor permit the same to be done by others.

In addition to the above consideration, Grantee agrees to repair or to pay for any actual damage which may be done to growing crops, timber, fences, buildings, or other structures directly caused by Grantee exercising any rights herein granted.

Any pipe line constructed by Grantee across any portion of the above-described land which is under cultivation shall, at the time of the construction thereof, be buried to such depth as will not interfere with Grantors' use of said land for normal cultivation required for the planting and tending of crops; except that Grantee, at its option, may construct its pipe line above the channel of any natural or man-made stream, ravine, ditch, or other water course.

As a part of the consideration hereinabove set forth, Grantors hereby grant unto said Grantee, its successors and assigns, the right at any time to construct, operate, and maintain an additional pipeline or pipelines substantially parallel to the first pipeline constructed

by Grantee on Grantors' land, above described and Grantee agrees to pay Grantors the sum of \$1.00 per rod for each additional pipeline constructed, said payment to be made before construction commences. Said additional pipeline or pipelines shall be subject to the same rights, privileges, and conditions as set forth in this Right of Way Easement.

It is agreed that any payment hereunder may be made direct to said Grantors, or any one of them, or by depositing such payment to the credit of said Grantors, or any one of them, in the First National (West End Branch) Bank of Birmingham, Alabama, and payment so made shall be deemed and considered as payment to each of said Grantors.

The rights herein granted may be assigned in whole or in part.

The terms, conditions, and provisions of this right of way easement shall extend to and be binding upon the heirs, executors, administrators, personal representatives, successors, and assigns of the parties hereto.



IN WITNESS WHEREOF, the Grantors herein have hereunto set their hands and seals this 28th day of May, 19 62.

Signed, sealed, and delivered in the presence of

Orin P. Ogan

Samuel T. Harris

Orin P. Ogan

Robert Sievers

Annie Captolia Phillips (Seal)
Annie Captolia Phillips

Anna Jean Sims (Seal)
Anna Jean Sims

Thomas A. Sims, Jr. (Seal)
Thomas A. Sims, Jr.

Grantors (Seal)

By: J. J. Lusk

RAW SUPERVISOR

ACKNOWLEDGMENT

STATE OF ALABAMA }
COUNTY OF JEFFERSON } SS

I, the undersigned authority, in and for said County, in said State, hereby certify that Annie Captolia Phillips,
a widow, 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 and official seal, this the 28th day of May, 1962

My Commission Expires: Sept 28, 1965

Samuel T. Harris
Notary Public

ACKNOWLEDGMENT

STATE OF ALABAMA }
COUNTY OF MONTGOMERY } SS

I, the undersigned authority, in and for said County, in said State, hereby certify that Anna Jean Sims and Thomas
A. Sims, Jr., her husband whose names are signed to the foregoing instrument
and who are known to me, acknowledged before me on this day that, being informed of the contents of the instrument,
they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this the 29 day of May, 1962

My Commission Expires: May 11, 1963

Robert Sievers
Notary Public

WIFE'S SEPARATE ACKNOWLEDGMENT

STATE OF ALABAMA }
COUNTY OF MONTGOMERY } SS

I, the undersigned authority, in and for said County, in said State, hereby certify that on this day came before me the within named
Anna Jean Sims known to me to be the
wife of the within named Thomas A. Sims, Jr.,
who being examined separate and apart from the husband touching her signature to the within instrument, acknowledged that she
signed the same of her own free will and accord, without fear, constraints or threats on the part of the husband.

In witness whereof, I have hereunto set my hand and official seal, on this 29 day of May, 1962

My Commission Expires: May 11, 1963

Robert Sievers
Notary Public

BOX 221 PAGE 211

Series	Line No.	FROM	TO	Line	Length	Notes
			COLONIAL PIPELINE COMPANY			

141
150
151

STATE OF ALA. SHELBY CO.
I CERTIFY THIS INSTRUMENT
WAS FILED ON
7/5/62
RECORDED & \$ MTG. TAX
& \$ SHERIFF TAX HAS BEEN
PD. ON THIS INSTRUMENT.

Conrad H. Fowler
JUDGE OF PROBATE