

5219 71
Tennessee Coal & Iron

Division

United States (USS) Steel Corporation

General Office: Fairfield, Ala.

JAMES H. WALKER
MANAGER LAND DEPARTMENT

December 11, 1961

File: 6878

Board of Revenue and Control of
Shelby County, Alabama
Columbiana, Alabama

Attention: Mr. James L. Ray, Jr.,
County Engineer

Gentlemen:

Re: CP3-40 Shelby County

Reference is made to Mr. Ray's letter of November 16, 1961, requesting a right of way for construction of a public road across land of this corporation in Sections 24 and 26, Township 20 South, Range 4 West, Shelby County, Alabama, in connection with the above project.

This letter is written in duplicate and, when accepted as hereinafter provided, will constitute your authority to proceed with construction of said road upon the following terms and conditions:

- (1) That construction of said road shall be in accordance with plans submitted with said letter of November 16, 1961, and no substantial deviation shall be made therefrom without the prior written consent of this corporation.
- (2) That Shelby County shall indemnify and hold the United States Steel Corporation harmless from all loss, claim, or damage which may accrue by reason of the construction of said road upon land of the United States Steel Corporation.
- (3) That conveyance of the easement for said road shall be to the extent of our ownership and subject to existing easements for roads, railroads, pipe lines, electric power transmission lines, telephone lines, and other facilities.
- (4) That Shelby County shall convey to the United States Steel Corporation its interest in those portions of the existing road on property of the United States Steel Corporation which will be abandoned as a result of this new construction.

Tennessee Coal & Iron

Division

United States Steel Corporation

Board of Revenue and Control
of Shelby County, Alabama

- 2 -

December 11, 1961

- (5) Timber on the right of way has been sold to Letson Lumber Company, Inc., under contract providing for cutting rights expiring January 15, 1962, and the authority herein granted is subject to Letson's right to cut and remove said timber with the understanding that your operations hereunder shall not interfere therewith, and that you shall cut no timber located on said right of way except such as Letson may elect not to cut in the course of their operations.
- (6) That after construction of said road has been completed, the United States Steel Corporation shall, at its expense, make such surveys as it deems necessary to determine the location of said road as constructed and shall thereafter convey to Shelby County, without charge, the necessary easement for said road. The United States Steel Corporation will reserve the right to install and maintain within the boundaries of the right of way for said easement electric power transmission lines, telephone lines, telegraph lines, pipe lines, railroad tracks, and roads or ways of any description either at, above, or below grade, provided that the exercise of such rights shall not unreasonably interfere with said road.

If the above is satisfactory to you, please so indicate by having the acceptance of the County indicated in the space provided below and returning one copy of this letter to us, after which this shall constitute a contract between the United States Steel Corporation and Shelby County, Alabama.

Yours very truly,

UNITED STATES STEEL CORPORATION

ACCEPTED:

BOARD OF REVENUE AND CONTROL OF
SHELBY COUNTY, ALABAMA

By _____
Its

By James H. Walker
Manager Land Department
Tennessee Coal & Iron Division

STATE OF ALA. SHELBY CO.
I CERTIFY THIS INSTRUMENT
WAS FILED ON 7/14/62
RECORDED & \$ 6.00 MTG. TAX
& \$ 0.00 DEED TAX HAS BEEN
PD. ON THIS INSTRUMENT.
Conrad M. Fowler
JUDGE OF PROBATE

JHW:WIM:at

BOOK 221 PAGE 409