

1213

STATE OF ALABAMA  
JEFFERSON COUNTY

CONVEYANCE OF WATER RIGHTS

THIS INDENTURE made the 13<sup>TH</sup> day of DECEMBER,  
1963, between Lewis B. Gerald and wife, Bertie Hazel Gerald hereinafter  
called the grantors, and Charles Flynn Gerald & Wife, Jeanette, hereinafter  
called the grantee.

WHEREAS, said grantors are the owners in fee simple of a parcel  
of land situated in Shelby County, Alabama, described as follows:  
A part of the Southeast diagonal 1/2 of the SE 1/4 of NE 1/4 of Section 16  
and a part of the Southwest diagonal 1/2 of SW 1/4 of NW 1/4 of Section 15,  
all in Township 19 South, Range 2 West, more particularly described as  
follows: Begin at the Southeast corner of SE 1/4 of NE 1/4 of said Section  
16; thence in a northerly direction along the forty line 250 feet to the  
point of beginning of a tract of land herein described; thence turn an angle  
of 88 degs. 30' to the left and run Westerly direction 268.47 feet to point  
of intersection with Southeast boundary of a County road right of way;  
thence turning an angle of 150 degrees, 16' and 24" to the right and run in  
a northeasterly direction along said right of way 688.0 feet; thence turning  
an angle of 90 deg. 00' to the right and run in a southeasterly direction  
384.80 feet; thence turning an angle of 118 deg. 57' 06" to the right and  
run in a westerly direction 519.88 feet to point of beginning, containing  
3.061 acres more or less. Mineral and mining rights excepted. Except that  
part which was deeded to Charles Flynn Gerald and wife, Jeanette Gerald.

WHEREAS, the said grantors have sunk a well on the above  
described property and have agreed with the grantors, their heirs and  
assigns to sell an easement from said well for the purpose of piping  
water and for water rights to the adjoining land of the grantee herein  
which is described as follows:

Part of the SE 1/4 of the NE 1/4 of Section 16, Township 19 South, Range  
2 West, and part of the SW 1/4 of the NW 1/4 of Section 15, Township 19  
South Range 2 West, Shelby County, Alabama, more particularly described  
as follows: Commence at the southeast corner of the above said SE 1/4 of  
the NE 1/4 of Section 16 and in a northerly direction along the East line  
of said quarter-quarter run a distance of 250.0 feet to the point of  
beginning, thence turn an angle of 88deg. 30' to the left for a distance  
of 268.47 feet to the southerly right of way line of the County Road,  
thence turn an angle of 150 deg. 16' 24" to the right along said right  
of way for a distance of 398.0 feet, thence turn an angle of 99 deg. 56'  
06" to the right for a distance of 207.63 feet, thence turn an angle of  
109 deg. 01' to the right for a distance of 147.48 feet to the point  
of beginning. Mineral and mining rights excepted.

Lewis B. Gerald  
Lewis B. Gerald

Bertie Hazel Gerald  
Bertie Hazel Gerald

WITNESSETH:

In consideration of One Dollar (\$1.00) and other good and valuable consideration, in hand paid by the said Charles Flynn Gerald and wife, Jeanette Gerald to the grantors herein, the said Lewis B. Gerald and wife, Bertie Hazel Gerald do hereby grant, bargain, sell and convey unto the said grantee, their heirs and assigns, the right and authority to lay a pipe from said well on the lands of the grantors hereinabove described to the house on the lands of the said grantee, and by a pump or other means to draw water from said grantors hereby covenant with the said grantee, their heirs and assigns that they will keep the well in good order and free from contamination.

It is hereby understood and agreed between the grantors herein and the grantee therein that this conveyance of water rights shall become null and void if at any time the grantee or his heirs or assigns sink a well on the property of the grantee which produces water free from contamination which said water is approved by the authorities of the Board of Health of the County in which said land lies.

Lewis B. Gerald  
Lewis B. Gerald

Bertie Hazel Gerald  
Bertie Hazel Gerald

STATE OF ALABAMA

COUNTY OF JEFFERSON

I, the undersigned, A Notary Public in and for said County in said State hereby certify that Lewis B. Gerald and wife, Bertie Hazel Gerald, whose names are signed to the foregoing conveyance of water rights, and who are known to me, acknowledge before me on this day, that, being informed of the contents of the conveyance of water right, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 13th day of December, 1963.

STATE OF ALA. SHELBY CO.  
I CERTIFY THIS INSTRUMENT  
WAS FILED ON 12/17/63  
RECORDED & \$1.00 MTC. TAX  
& \$5.00 DEED TAX HAS BEEN  
PD. ON THIS INSTRUMENT.

Conrad M. Fowler  
JUDGE OF PROBATE

William G. Friday  
Notary Public

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