

2572

Charles & Myrtice Smith

RIGHT-OF-WAY DEED FOR PUBLIC ROAD

STATE OF ALABAMA

Shelby County

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned,

and wife 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 farther consideration of the benefit accruing to us and to the public from the construction or improvement of a public road through 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 side of the center line of said road, as it is now located and staked out by the Highway Department or as much of our lands as is required to make a foot right-of-way across our lands, said right-of-way herein conveyed being more particulary described as follows, to-wit: And as shown on the right-of-way map of Project No. CP1-45 as recorded in the office of the Judge of Probate of Shelby County.

Parcel I. Beginning at a point on the centerline of Project CP1-45 at Station 286+80, the east property line; thence along the centerline of said project S 54° 45' W a distance of 590' to the point of ending at Station 292+70, the south property line. Said parcel of land being 40' wide on each side of centerline of said project and is lying in the SW 1/4 of NW 1/4, Sec. 23, T 22 S, R 1 E and contains 1.08 acres, more or less, including that part now occupied by the present road.

Parcel II. Beginning at a point 40' right of and at right angles to Station 295+00 of said project, being a point in the center of the present dirt road; thence southwesterly along the center of the dirt road a distance of 400' to a point 32' right of Station 299+00; thence southwesterly along the middle of the present dirt road a distance of 200' to a point on the south property line; thence in a westerly direction along the south property line a distance of 32', more or less, to a point on the 40' right of way line of said project; thence northeasterly along the 40' right of way line a distance of 600' to the point of beginning. Said parcel of land is lying in the NW 1/4 of SW 1/4, Sec. 23, T 22 S, R 1 E and contains .11 acre, more or less, including that part now occupied by the present road.

STATE OF ALA. SHELBY CO.  
I CERTIFY THIS INSTRUMENT  
WAS FILED C.  
3/16/65  
RECORDED & INDEXED  
& \$... DEED TAXES PAID  
PD. ON THE INSTRUMENT.

C. P. Canoy  
JUDGE OF PROBATE

To Have and To Hold by Shelby County, or its Assigns, and for and in consideration of the benefit to 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 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 building and/or structures located wholly or partially on the above described 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 17 day of Nov, 1964

Witness:

C. P. Canoy

Charles B. Smith

(Seal)

Myrtice S. Smith

(Seal)

234 REC 650