

4705

STATE OF ALABAMA )  
SHELBY COUNTY )

WHEREAS, BILLY JOE PERRY and wife, IRIS C. PERRY, hereinafter called party of the first part, heretofore executed a deed to HENRY A. PERRY and wife, MARY L. PERRY, hereinafter called party of the second part, to a certain lot or parcel of land situated in Shelby County, Alabama, described as follows:

Commence at the NE corner of the NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Sec. 2, Township 21 South, Range 1 East; thence run West along the North line of Section 2 a distance of 657.95 feet; thence turn an angle of 90 deg. 00 min. to the left and run a distance of 26.00 feet to the South right of way line of the Fourmile-Wilsonville Hwy, and the point of beginning; thence continue in the same direction a distance of 240.0 feet; thence turn an angle of 90 deg. 19 min. to the right and run a distance of 363.00 feet; thence turn an angle of 89 deg. 41 min. to the right and run a distance of 240.00 feet to the South right of way line of said Hwy; thence turn an angle of 90 deg. 19 min. to the right and run along said right of way line a distance of 363.00 feet to the point of beginning. Situated in the NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 2, Township 21 South, Range 1 East, Shelby County, Alabama, and containing 2 acres.

which deed is dated February 25, 1966, and recorded in the Probate Office of Shelby County, Alabama in Deed Book 241, page 732; and

WHEREAS, there is no well situated on said above described property, and

WHEREAS, party of the first part is the owner of contiguous land upon which there is situated a well of water; and

WHEREAS, parties hereto are desirous of securing to the owners of the above described property the right to obtain water from the well situated on the property of party of the first part, and the right to install, repair, and maintain a water pipe or water pipes to said well;

NOW, THEREFORE, in consideration of the premises and the sum of One Dollar (\$1.00) to party of the first part, in hand paid by party of the second part, the receipt of which is acknowledged, party of the first part does hereby grant unto party of the second part, their heirs, and assigns, the right to take and use water from said well for the above described lot, in common with the owners of the property now owned by party of the first part, their heirs and assigns. Party of the second part shall further have the right and privilege, together with party of the first part and such other persons as may be designated by party of the first part, to connect to the pump now located at said well, and to lay water pipes over and across a strip of land five feet wide measuring 2 $\frac{1}{2}$  feet on either side of a center line described as follows:

Beginning at the Well <sup>on the property</sup> of the party of the first part and extending Northeasterly 200 feet, more or less, to the West boundary line of the above described property, as said pipeline is now located, and in use.

It is agreed and understood that as a part of the consideration for the grant of this easement and water right, party of the second part, their heirs and assigns, assume and agree to pay one half of the cost of electricity and cost of maintaining, repairing and/or replacing said pump.

IN WITNESS WHEREOF, we have hereunto set our hands and seals on this the 15th day of April, 1966.

Billy Joe Perry  
Billy Joe Perry  
Iris C. Perry  
Iris C. Perry  
PARTY OF THE FIRST PART

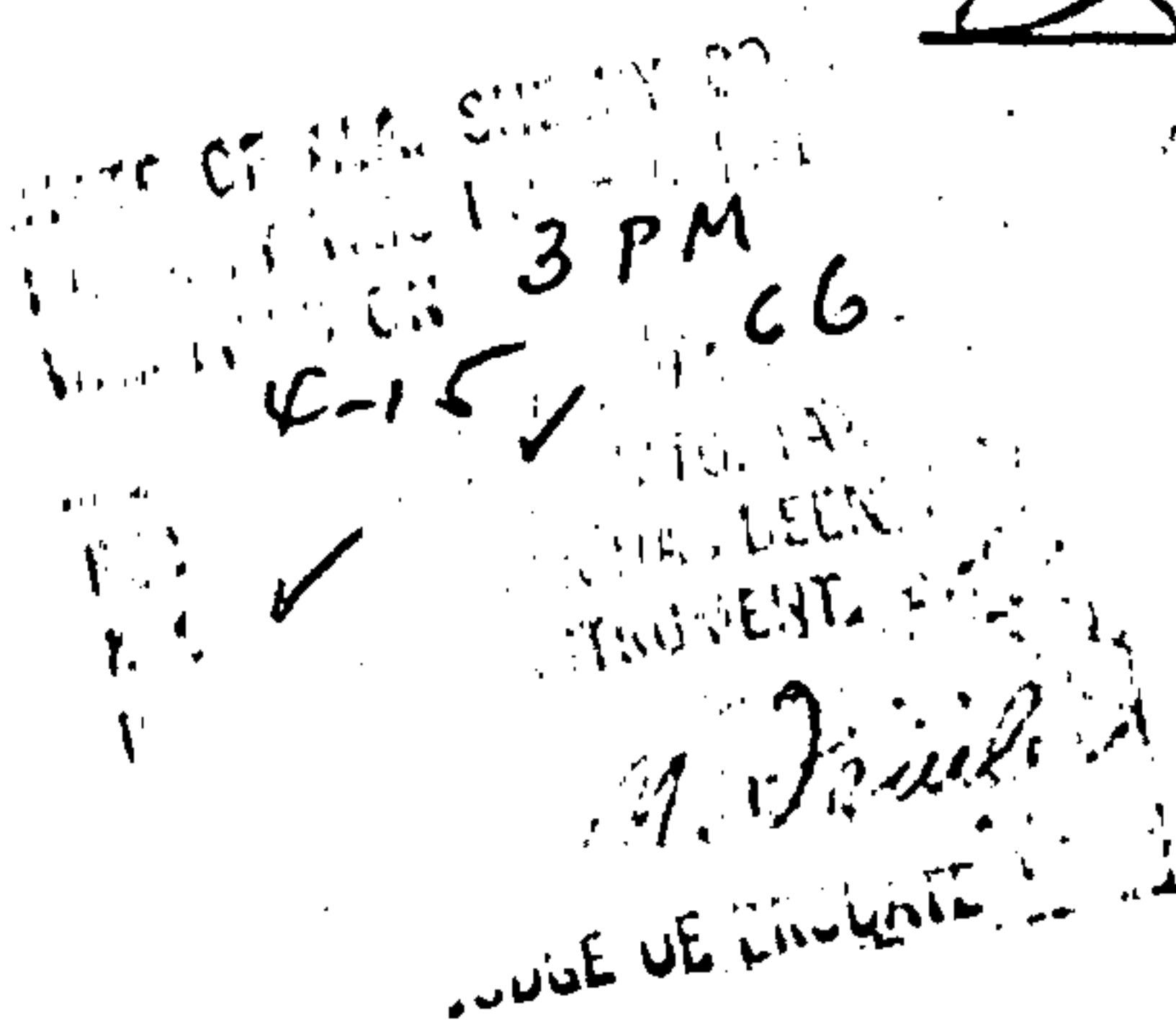
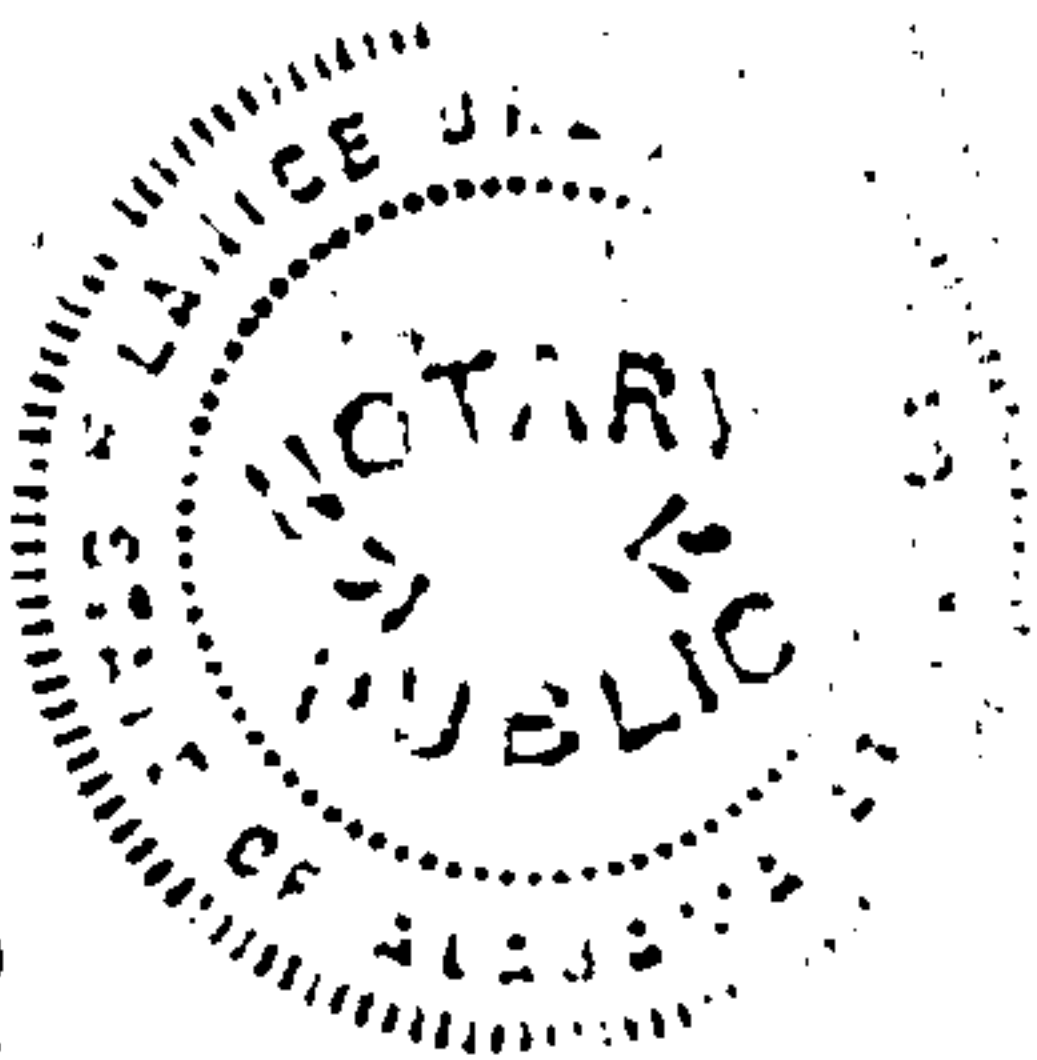
Henry A. Perry  
Henry A. Perry  
Mary L. Perry  
Mary L. Perry  
PARTY OF THE SECOND PART

STATE OF ALABAMA )  
SHELBY COUNTY )

I, the undersigned, a Notary Public, in and for said County, in said State, hereby certify that BILLY JOE PERRY, IRIS C. PERRY, HENRY A. PERRY and MARY L. PERRY, whose names are signed to the foregoing Easement, and who are known to me, acknowledged before me on this day that, being informed of the contents of this Easement, they executed the same voluntarily on the day the same bears date.

Given under my hand this 15th day of April, 1966.

Lance Brasher  
Notary Public



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