

9411

STATE OF ALABAMA   )  
SHELBY COUNTY       )

WHEREAS, L. N. Wyatt, Sr. and wife, Kathleen Wyatt, hereinafter called party of the first part, heretofore executed a deed to Herbert Allred and wife, Mary L. Allred, 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 SW corner of the NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 9, Township 20 South, Range 2 East; thence run North along the West line of said  $\frac{1}{4}$   $\frac{1}{4}$  Section a distance of 150.00 feet to the point of beginning; thence turn an angle of 89 deg. 27' to the left and run a distance of 200.69 feet; thence turn an angle of 89 deg. 27' to the right and run a distance of 153.27 feet; thence turn angle of 91 deg. 29' to right and run a distance of 430.82 feet to the West R.O.W. line of Alabama Highway No. 25; thence turn an angle of 101 deg. 58' to the right and run along said R.O.W. line a distance of 150.00 feet; thence turn an angle of 77 deg. 06' to the right and run a distance of 195.10 feet to the point of beginning. Situated in the N $\frac{1}{2}$  of NW $\frac{1}{4}$  of Section 9, Township 20 South, Range 2 East, Shelby County, Alabama.

which said deed is dated February 12, 1968, and recorded in the Probate Office of Shelby County, Alabama, 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, which well of water is situated 125 feet West of the above described property, 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 and no/100(\$1.00) Dollars 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 each 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 2½ feet on either side of a center line described as follows:

Beginning at the Well of party of the first part, which well is located 125 feet West of the above described property, and extending East to the above described property as said pipeline is now located.

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 the entire 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 12 day of March, 1968.

STATE OF ALA. SHELBY CO.  
I CERTIFY THIS  
INSTRUMENT WAS FILED  
1968 MAR 12 PM 4:15  
U.C.C. FILE NUMBER OR  
REC. BK. & PAGE AS SHOWN ABOVE  
Consul. M. J. Jones  
JUDGE OF PROBATE

L. N. Wyatt, Sr.  
L. N. Wyatt, Sr.

Kathleen Wyatt  
Kathleen Wyatt  
(PARTY OF THE FIRST PART)

Herbert Edward Allred  
Herbert Allred

Mary Ann Allred  
Mary Ann Allred Mary J. Allred  
(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 L. N. Wyatt, Sr., Kathleen Wyatt, Herbert Allred, and Mary Ann Allred, 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 12 day of March, 1968.

Frank Ellis, Jr.  
Notary Public