

6631

DEED No. 5 PROPERTY OWNER: O.B. Benson

K-Art Printing, Celero, Ala.

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 further 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 _____ see below _____ foot right-of-way across our lands, said right-of-way herein conveyed being more particularly described as follows, to-wit: And as shown on the right-of-way map of Project NCP3-144 as recorded in the office of the Judge of Probate of Shelby County. SPUR A

Commence at the northeast corner of the NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Section 28, T 20 S, R 3 W and run south along the east boundary line of said quarter quarter section a distance of 146.0 feet to the point of beginning on the north 40 foot right or way line of Project CP3-144; thence continue along said boundary line and crossing the centerline at Station 56+36 a distance of 80.0 feet to a point on the south right of way line of said project; thence run northwesterly along said right of way line along a curve to the left (concave southwesterly) and having a radius of 1597.02 feet a distance of 40.0 feet to a point 40.0 feet left of P. T. Station 56+74.7; thence run N 89°43' W along said right of way line a distance of 1046.7 feet to a point on the east 40 foot right of way line of County Highway 17; thence run northerly along the east right of way line of County Highway 17 a distance of 110.4 feet to a point; thence turn an angle of 90°00' to the left and run a distance of 5.0 feet to a point on the east 35 foot right of way line of County Highway 17; thence turn an angle of 90°00' to the right and run along said right of way line a distance of 46.1 feet to a point; thence turn an angle of 133° 19' to the right and run along the northeast right of way line of Project CP3-144 along a flare a distance of 106.9 feet to a point on the north 40 foot right of way line of said project 40.0 feet right of Station 66+43.7; thence run S 89° 43'E along the said north right of way line a distance of 969.0 feet to a point 40.0 feet right of P. T. Station 56+74.7; thence run southeasterly along said right of way line along a curve to the right (concave southwesterly) and having a radius of 1677.02 feet a distance of 39.0 feet to the point of beginning.

Said parcel of land is lying in the NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Section 28, T 20 S, R 3 W and contains 2.05 acres, more or less.



19710105000000390 1/1 \$.00
Shelby Cnty Judge of Probate, AL
01/05/1971 12:00:00 AM FILED/CERT

STATE OF ALA. SHELBY CO.
1972 JAN -5 PM 7:56
REC. BK. & PAGE AS SHOWN ABOVE
U.C.C. FILE NUMBER FOR
CONFIRMATION
INDEX 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 _____ day of _____, 19 70

Witness:

Billy L. Farnum

O.B. Benson (Seal)

Jean M. Benson (Seal)

BOOK 271 PAGE 744