

SHELBY COUNTY)
STATE OF ALABAMA)

EASEMENT

19740924000046890 1/4 \$.00
Shelby Cnty Judge of Probate, AL
09/24/1974 12:00:00 AM FILED/CERT

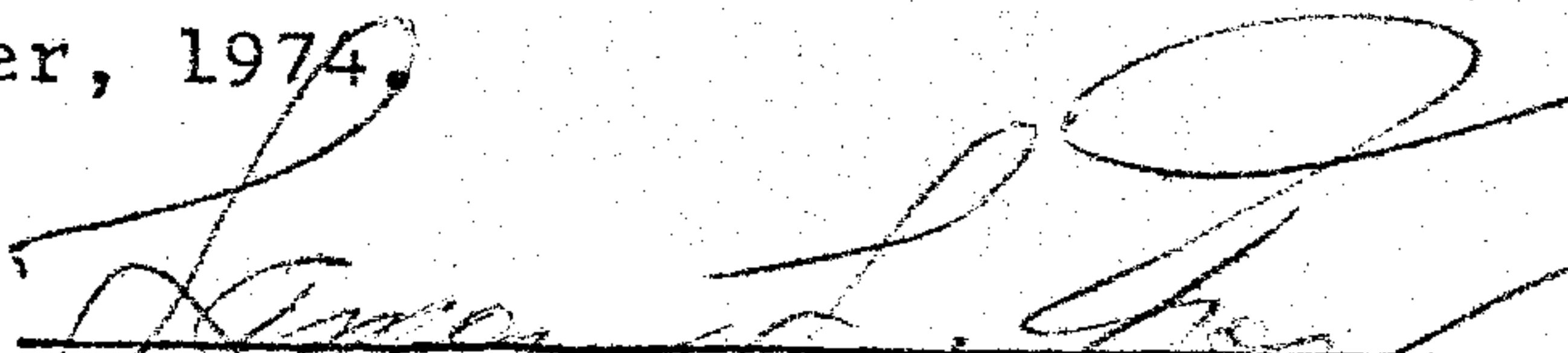
WHEREAS the within Grantees have conveyed to the undersigned GRANTORS a tract of land in consideration of the said GRANTORS Conveying to the Grantees a right of way for a sewer line, and

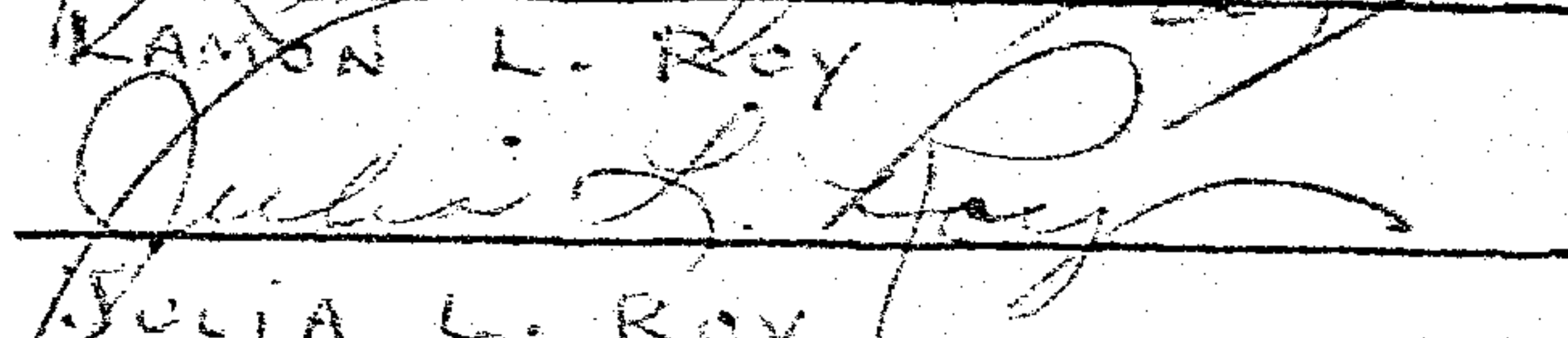
WHEREAS it is to the interest of all of the parties that said sewer line be conveyed and established to serve the lands of the within Grantees, and that said line as installed can be used to serve the lands of the Grantors,

NOW THEREFORE IN CONSIDERATION OF THE PREMISES and in the further consideration of the sum of One (\$1.00) in hand paid by Grantees to Grantors, the receipt and sufficiency of which is hereby acknowledged, the undersigned Grantors do hereby grant, bargain, sell and convey to WILLIAM L. BELLANDE A right of way over a certain strip of land described on Exhibit A attached hereto and made a part hereof and initialed by the Grantors, which right of way shall be used by Grantee, his heirs and assigns for an installation of a sewer line, which line may also be used by Grantors, their heirs and assigns; said easement and right-of-way may be used all purposes as are incidental to the construction, maintenance and operation of a sewer line upon and under said land.

TO HAVE AND TO HOLD unto said Grantee, his heirs and assigns forever.

IN WITNESS WHEREOF, we have hereunto set our hands and seals this the 18TH day of September, 1974.



LAMON L. ROY


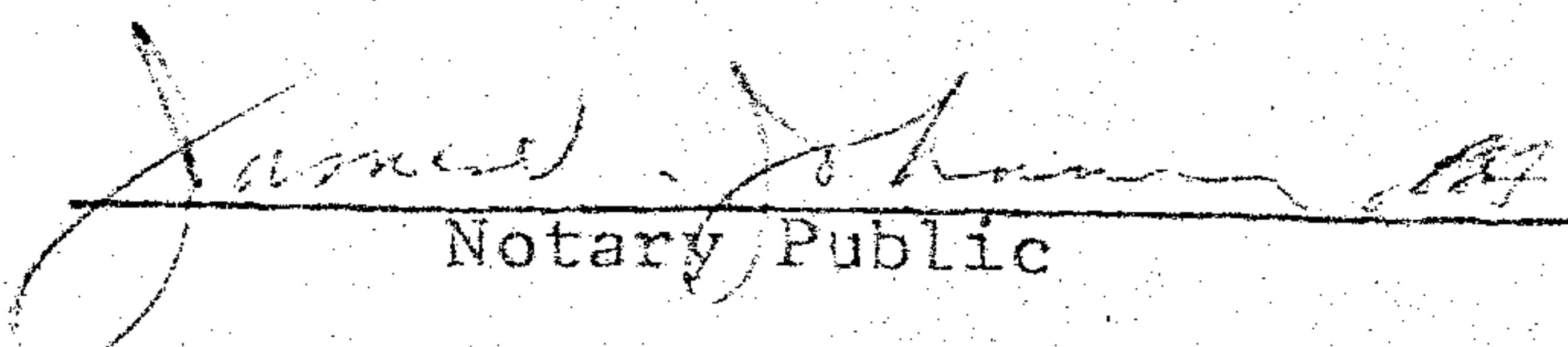
JULIA L. ROY

STATE OF ALABAMA)

SHELBY COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that LAMON L. ROY AND WIFE JULIA L. ROY whose names are signed to the foregoing conveyance, and who are known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance, they executed the same voluntarily on the day the same bears date.

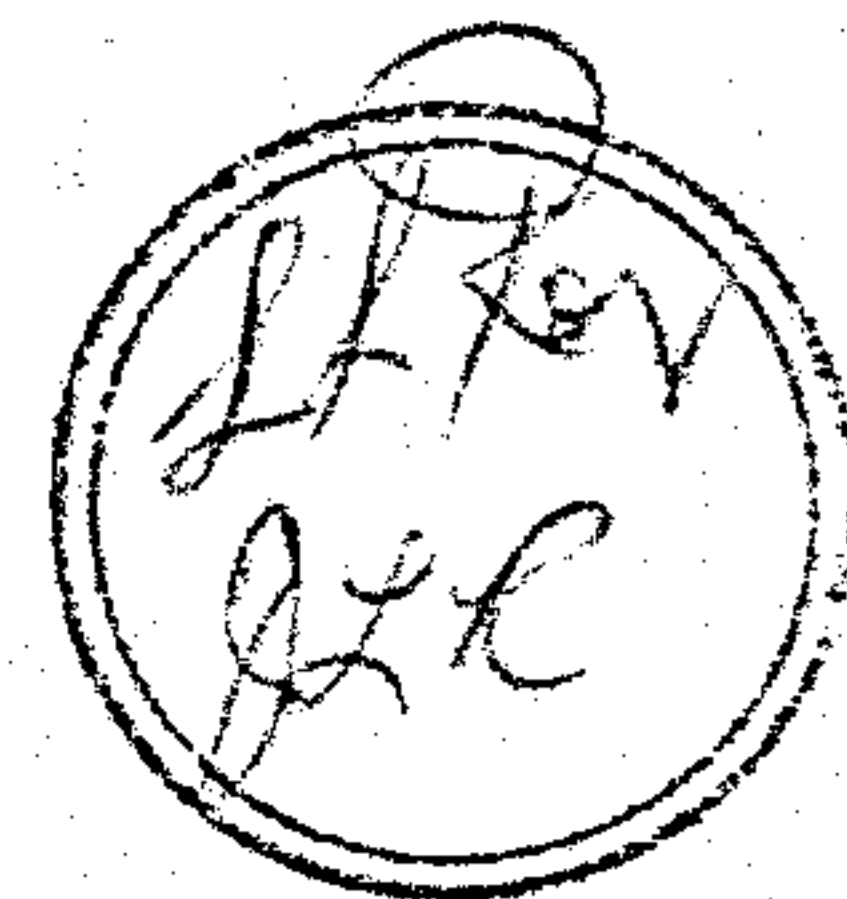
Given under my hand and official seal this the 18TH day of Sept., 1974.



Notary Public

Commence at the NW corner of the SW $\frac{1}{4}$, Section 11, Township 21 South, Range 3 West, Shelby County, Alabama, thence run south along the west line of said $\frac{1}{4}$ for a distance of 35.90 feet, thence turn an angle to the left of 90° 16' 59" and run in an easterly direction for a distance of 714.66 feet to the point of beginning (said point of beginning being located 22 feet, more or less, in an easterly direction from the center line of Buck Creek) said point being the center line of a 20 foot easement 10 feet on either side of the following described line, thence from the last described course turn an angle to the left of 85° 43' 12" and run in a northerly direction for a distance of 127.00 feet, thence turn an angle to the left of 05° 25' 31" and run in a north-westerly direction for a distance of 141.06 feet thence turn an angle to the right of 07° 51' 31" and run in a northerly direction for a distance of 266 feet more or less to the center line of the new County road located south of Thompson High School and the end of said easement.

EXHIBIT "A"



INITIAL



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BOOK 288 PAGE 843

ADDENDUM TO EASEMENT ATTACHED
HERETO AND MADE A PART HEREOF

The attached Easement is conditioned upon the faithful performance of the following:

1. Before any work shall be commenced toward the construction of the sewer, a six (6) foot chain link fence shall be installed at the expense of William L. Bellande, or his assignee, Harold Foshee, along the common property line between the Roy property and the Bellande property, running easterly and westerly some 1298 feet, except that approximately 50 feet at the Westerly end shall remain open to permit ingress and egress for the installation of the sewer. Once the sewer is installed, the 50 feet unfenced will be fenced no later than sixty(60) after said completion.

2. The work on the installation of the sewer line shall enter and exit only through the above referred to 50 foot of unfenced area.

3. When the installation of the sewer line has been completed, all rocks and debris caused by the construction shall be removed by William L. Bellande, or his assignee, Harold Foshee.

4. Any damage from the construction of the sewer, including damage to the hay, shall be compensated for to the undersigned Owners.

5. The area where the construction has been performed shall be left smooth and free from any rock piles or debris and clear of any dirt, etc.

6. There is a drainage ditch now serving the undersigned owner's property; where the sewer line crosses under the road, this ditch shall be cleaned out to assure proper flow; which work shall be done prior to leaving the project.

7. In order to make the construction work easy, the undersigned Owners authorize the removal of trees in the vicinity of the fence now running north and south in the area of the easement, and relinquish the right to any damages to such trees lying West of the fence and East of the creek, however all this section will smoothed out with a bull-dozer upon completion of the sewer line.

8. The attached easement becomes void unless the construction of the sewer line commences within three (3) years from date hereof. This said easement is also void if the property presently owned by William L. Bellande is conveyed to anyone other than Harold Foshee prior to the construction of said sewer line. The Bellande land lies immediately south of the land of the undersigned Owners.

WITNESS OUR HANDS AND SEALS this the 18TH day of September, 1974.



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Lamon L. Roy
Owner LAMON L. Roy
Julia L. Roy
Owner JULIA L. Roy
William L. Bellande
William L. Bellande

STATE OF ALABAMA)
COUNTY OF SHELBY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that LAMON L. ROY and wife, JULIA L. ROY, whose names are signed to the foregoing conveyance, and who are known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 18TH day of September, 1974.

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James I. Shumaker
Notary Public
U.C.C. FILE NUMBER OR
C. B. & PAGE AS SHOWN ABOVE
1974 SEP 24 11 08:35
JUDGE OF PROBATE
SHELBY COUNTY, ALABAMA
INSTRUMENT WAS FILED

BOOK 288 PAGE 845

STATE OF ALABAMA)
COUNTY OF SHELBY)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that William L. Bellande

whose name is signed to the foregoing instrument, who is known to me, acknowledged before me on this day, that, being informed of the contents of the instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 18TH day of September, 1974.

James I. Shumaker
Notary Public