

COUNTY OF SHELBY

607-
EASEMENT

THIS INDENTURE Made and entered into this 16th day of June, 1976, by and between the undersigned, HARRY W. DEARING, JR., and wife, SYBIL B. DEARING, (hereinafter referred to as "Grantors") and J. HARRIS DEVELOPMENT CORPORATION, (hereinafter referred to as "Grantee"),

WHEREAS, the undersigned Grantee, has, commensurate with the execution of this Agreement, purchased seventy (70) acres of real property owned by the Grantors herein and contiguous to the property across which this easement is granted, and

WHEREAS, the Grantee desires to use the property that they are purchasing for residential development and it is necessary to install sewers across the property owned by Grantors as part of said development, and

WHEREAS, the granting of this easement was part and parcel of the consideration of Grantee purchasing the aforementioned additional property from the Grantors:

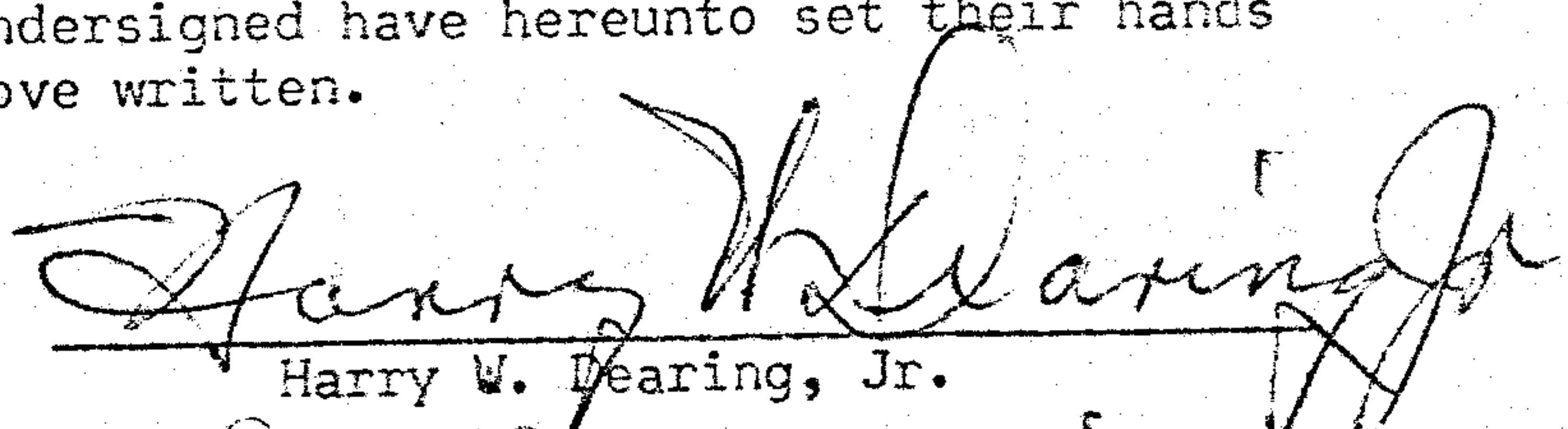
NOW, THEREFORE, in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, receipt and sufficiency of which is hereby acknowledged, the undersigned Grantors do hereby grant and convey unto the Grantee, its licensees, successors and assigns an exclusive right-of-way and easement 10 feet in width for the erection and continued operation, maintenance, repair, alteration, inspection and replacement of sanitary sewers over and across the property owned by the undersigned Grantors and described as follows:

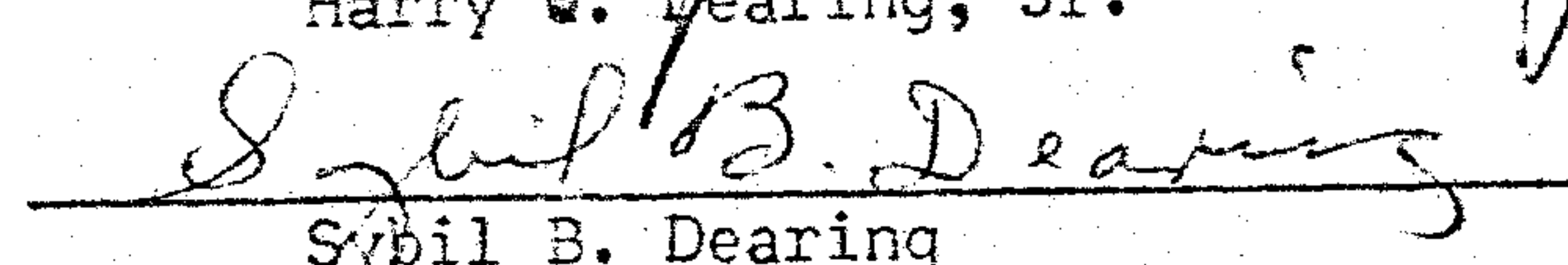
26710
JHD
A 10' easement across the E $\frac{1}{2}$ of Section 22, Township 20 South, Range 3 West ~~being east of Shelby County Road #55~~, which easement location shall be selected by the Grantors in conjunction with the recommendations of the Engineering firm of Allen Whitley; said property being situated in Shelby County, Alabama,

together with all rights of ingress and egress necessary for the full and complete use, occupation and enjoyment of the easement hereby granted and all rights and privileges incident thereto, including the right from time to time for the purpose of repair or replacing or relocating the said sewer at a location to be selected by the Grantors, as hereinafove set out.

It is further understood and agreed that the Grantors do hereby grant to the grantee the right to construct a 50 foot roadway through the property being mortgaged this day by grantee to grantors, with the understanding said easement shall be used for the purpose of ingress and egress and for installation of utility lines, and the same shall enter said property mortgaged at the northeast corner thereof and run from Shelby County Highway #52 in a south-westerly and southerly direction and generally parallel to the east boundary of said property being mortgaged and being located approximately 300 feet west from the east line of property mortgaged so as to encompass the existing Helena Water Main within said easement.

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals the day and year first above written.


Harry W. Dearing, Jr.


Sybil B. Dearing



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Shelby Cnty Judge of Probate, AL
06/17/1976 12:00:00AM FILED/CERT

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STATE OF ALABAMA
COUNTY OF SHELBY

I, the undersigned a Notary Public in and for said County and State hereby certify that Harry W. Dearing, Jr. and wife, Sybil B. Dearing whose names are signed to the foregoing instrument 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 16th day of June, 1976.

Martha B. Joener
Notary Public

J. HARRIS DEVELOPMENT CORPORATION

By Jack Harris
Jack Harris, its President

STATE OF ALABAMA
COUNTY OF SHELBY

I, the undersigned a Notary Public in and for said County and State, hereby certify that Jack Harris, whose name as President of J. Harris Development Corporation is signed to the foregoing instrument, and who is known to me, acknowledged before me, on this day that, being informed of the contents of such instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal this 16th day of June, 1976.

[Signature]
Notary Public

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19760617000055960 2/2 \$.00
Shelby Cnty Judge of Probate, AL
06/17/1976 12:00:00AM FILED/CERT

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED
1976 JUN 17 11:11:24
Seal of the
Clerk of Probate
JUDGE OF PROBATE