

STATE OF ALABAMA

SHELBY COUNTY



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Shelby Cnty Judge of Probate, AL
03/14/1977 12:00:00 AM FILED/CERT

6371

AGREEMENT RELATIVE TO LIFE ESTATE

WHEREAS, Mabel Angeline Mosier Smitherman and husband, M. D. Smitherman, as grantors, did heretofore convey certain real estate situated in Shelby County, Alabama, to James Ellis Mosier and wife, Katheryn Diane Adams Mosier, by deed dated June 22, 1974, and recorded in Deed Book 287 at page 599, Office of Judge of Probate of Shelby County, Alabama, said Mabel Angeline Mosier Smitherman reserving a life estate interest in and to a certain house situated on property, as described and designated in said Deed Book 287 at page 599, and

WHEREAS, said James Ellis Mosier has subsequently conveyed his interest in and to said real estate to said Katheryn Diane Adams Mosier, as shown by deed dated May 22, 1975, and recorded in Deed Book 292 at page 366 in said Probate Office, and

WHEREAS, said Katheryn Diane Adams Mosier and said James Ellis Mosier are divorced, said Katheryn Diane Adams Mosier being an unmarried woman at the present time, and

WHEREAS, the parties hereto, said Mabel Angeline Mosier Smitherman, joined herein by her husband, M. D. Smitherman, and said Katheryn Diane Adams Mosier, an unmarried woman, do now desire to specify, set forth, and define these certain agreements relative to said house and said life estate interest held therein by said Mabel Angeline Mosier Smitherman,

NOW THEREFORE, in consideration of these premises, and the mutual benefits accruing to the parties hereto, the receipt whereof if hereby acknowledged, said parties do mutually agree and covenant as follows:

1. That said Mabel Angeline Mosier Smitherman and her assigns shall have an easement of an uniform width of 4 feet around the outer

Mrs Mabel Smitherman
Box 1 Box 73 A
Maylene 35114

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perimeter of said house (and chimney attached thereto) as designated in said Deed Book 287 at page 599 for the purpose of being able to use the same for repairs and maintenance on said house and shrubbery;

2. That said Mabel Angeline Mosier Smitherman and her assigns shall have a further easement of a uniform width of 10 feet for the purpose and ingress and egress to and from said Mosier Road, as designated in Deed Book 287 at page 599, and the front steps of said house;

3. That said Mabel Angeline Mosier Smitherman and her assigns shall have the further right and easement to use and enjoy water from the well of water which is situated in the yard by said house and shall have the right to pass to and from said house and said well of water and shall have the right to pipe or otherwise transport water from said well of water to said house;

4. That said Mabel Angeline Mosier Smitherman agrees that she will not claim any further easements or rights of way in and to said land as described and designated in said Deed Book 287 at page 599.

IN WITNESS WHEREOF, the parties hereto have on this 9th day of August, 1975, affixed their signatures hereto and agree and covenant that the same shall be binding upon themselves, their heirs and assigns.

Mabel Angeline Mosier Smitherman
Mabel Angeline Mosier Smitherman

M. D. Smitherman
M. D. Smitherman

Katheryn Diane Adams Mosier
Katheryn Diane Adams Mosier

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SHELBY COUNTY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Mabel Angeline Mosier Smitherman

and husband, M. D. Smitherman, and Katheryn Diane Adams Mosier, whose names are signed to the foregoing Agreement Relative To Life Estate, and who are known to me, acknowledged before me on this day, that, being informed of the contents of the Agreement Relative To Life Estate they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 17 day of August, 1975.

[Signature]
Notary Public

My Commission Expires March 3, 1978

INST. FILED

1977 FEB 14 AM 10:45 *Rac* 4.50

JND 1.00
JUDGE OF PROBATE *[Signature]* 5.50



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