This instrument was prepared by:

Randolph H. Lanier
BALCH, BINGHAM, BAKER, HAWTHORNE,
WILLIAMS & WARD
600 North 18th Street
Birmingham, Alabama 35203

1142

19790927000125410 1/4 $.00
Shelby Cnty Judge of Probate, AL
09/27/1979 12:00:00AM FILED/CERT

STATE OF ALABAMA)

COUNTY OF SHELBY)

TEMPORARY QUITCLAIM OF EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that for and in consideration of the sum of One Dollar ($1.00) in hand paid by WREN DEVELOPMENT, an Alabama General Partnership, owner of the real estate situated in Shelby County, Alabama, and described on Exhibit A hereto, the receipt whereof is hereby acknowledged, THE HARBERT-EQUITABLE JOINT VENTURE, under Joint Venture Agreement dated January 30, 1974, an Alabama General Partnership (herein "GRANTOR"), does hereby quitclaim unto the said WREN DEVELOPMENT, its successors and assigns (herein "GRANTEE"), an easement to benefit the property described on Exhibit A for septic tank use and for underground field lines as are necessary for proper operation of a septic tank, including the right and easement to use, operate, repair, and maintain the septic tank and field lines presently located in the easement area, said easement area being situated in Shelby County, Alabama and described on Exhibit B attached hereto.

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TO HAVE AND TO HOLD the above described easement and rights unto the said GRANTEE, its successors and assigns, subject to the foregoing and to the following terms, reservations and conditions:

1. In the event and at such time as an operating sewage treatment system is made available to the property described on Exhibit A hereto, without regard to whether such sewage treatment system is owned and operated by a municipal, county, or other governmental authority, or is privately owned and operated, or otherwise, the rights, privileges and easements granted hereby shall expire and terminate; whereupon GRANTOR, its successors and assigns, shall have the same and complete title to the easement area herein described as if these presents had never been executed and shall have the right

Bradley Arant Rose et al

to enter thereon and exclude therefrom the GRANTEE, its successors and assigns.

2. The easement area described above has been approved by the Shelby County Health Department for the purposes set forth herein.

3. Except as herein specifically granted to GRANTEE, its successors and assigns, GRANTOR reserves and excepts all rights, title and interest in and to said easement area.

IN WITNESS WHEREOF, the GRANTOR has caused this conveyance to be executed by Harbert Construction Corporation, one of its general partners, by its respective duly authorized officer on this the 11 day of September, 1979, for and on behalf of the GRANTOR.

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WITNESSES:

Leo C. Schubert

Elizabeth D Beck

THE HARBERT-EQUITABLE JOINT VENTURE

By: Harbert Construction Corporation
Its Managing Venturer

By: Still Hunter, Jr.
Its Manager, Real Estate

19790927000125410 2/4 $.00
Shelby Cnty Judge of Probate, AL
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STATE OF ALABAMA)

SHELBY COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Still Hunter, Jr. whose name as Manager - Real Estate of Harbert Construction Corporation, Managing Venturer of The Harbert-Equitable Joint Venture, 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 the 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 the 11th day of September, 1979.

Elizabeth D Beck
Notary Public

My Commission Expires October 20, 1982

EXHIBIT A

19790927000125410 3/4 $.00
Shelby Cnty Judge of Probate,AL
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A tract of land situated in the SW 1/4 of the SE 1/4 and the SE 1/4 of the SW 1/4 of Section 19, Township 19 South, Range 2 West and the NE 1/4 of the NE 1/4, NW 1/4 of the NE 1/4 and the NE 1/4 of the NW 1/4 of Section 30, Township 19 South, Range 2 West, being more particularly described as follows:

Commence at the NE corner of Section 30; thence West along the North line of said Section 1,245.86 feet; thence 90°00'00" left, 431.26 feet to the point of beginning, said point also being on the Southwesterly right-of-way of Riverchase Parkway East; thence 111°16'33" right, leaving said right-of-way, 127.85 feet; thence 27°54'00" left, 454.41 feet; thence 20°43'00" right, 462.29 feet; thence 25°31'00" left, 494.05 feet; thence 90°00'00" right, 437.81 feet to the Southerly right-of-way of a proposed road; thence 106°03'00" right, along said right-of-way, 31.79 feet to a curve to the left, said curve having a central angle of 56°30'00" and a radius of 630.00 feet; thence along the arc of said curve and said right-of-way 621.25 feet; thence tangent to said curve and along said right-of-way, 133.99 feet to a curve to the right, said curve having a central angle of 90°00'00" and a radius of 25.00 feet; thence along the arc of said curve and right-of-way, 39.27 feet to the Southwesterly right-of-way of Riverchase Parkway East; thence tangent to said curve and along said right-of-way, 96.62 feet to a curve to the right, said curve having a central angle of 09°02'00" and a radius of 912.88 feet; thence along the arc of said curve and said right-of-way, 143.93 feet; thence tangent to said curve and along said right-of-way, 195.08 feet to a curve to the left, said curve having a central angle of 18°09'00" and a radius of 923.44 feet; thence along the arc of said curve and right-of-way, 292.53 feet; thence tangent to said curve and said right-of-way 272.05 feet to a curve to the right, said curve having a central angle of 46°40'52" and a radius of 247.71 feet; thence along the arc of said curve and right-of-way, 227.46 feet to the point of beginning and containing 657,756 square feet or 15.10 acres, more or less.

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EXHIBIT B

Lowe Engineers, Inc. 1920 MONROE DR. N.E. ATLANTA, GA. 30324 404 873-6511

The following is a description of a easement for a septic tank and disposal field for Wren Park, situated in the North half of the N.E. 1/4 of Section 30, Township 19 South, Range 2 West, Shelby County, Alabama and being more particularly described as follows:

Commence at the N.E. corner of Section 30, Township 19 South, Range 2 West; thence West along the North line of said Section 735.51 feet; thence 90°00'00" left 292.85 feet to the point of beginning; thence 33°48'27" left 97.00 feet; thence 77°30' right 865.00 feet; thence 83°06'28" right 114.80 feet to the East right-of-way of Riverchase Parkway East and a curve to the right; said curve having a central angle of 4°29'32" and a radius of 467.30 feet; thence 90°00'00" right to tangent and along the arc of said curve and said right-of-way 36.64 feet; thence tangent to said curve and along said right-of-way 162.76 feet to a curve to the left; said curve having a central angle of 55°23'09" and a radius of 423.97 feet; thence along the arc of said curve and said right-of-way 409.84 feet; thence 90° right fron tangent and leaving said right-of-way 425.14 to the point of beginning and containing 159,802 S.F. or 3.669 acres more or less.

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September 10, 1979

STATE OF ALA. SHELBY CO.
I CERTIFY THIS INSTRUMENT WAS FILED
1979 SEP 27 AM 10: 35
Thomas A. Chambers
JUDGE OF PROBATE

Deed 5.00
Rec. 6.00
Ind. 1.00
7.50