

# RIGHT-OF-WAY DEED FOR PUBLIC ROAD

STATE OF ALABAMA.

Shelby

County

19901021000119500 Pg 1/3 .00  
Shelby Cnty Judge of Probate, AL  
10/21/1980 00:00:00 FILED/CERTIFIED

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, Kimberly-Clark Corporation 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, Ala., for a public road; which right-of-way shall be 20 feet in width on either side of the center line of said road, as it is now located and staked out by the State Highway Department or as much of our lands as is required to make a 40 foot right-of-way across our lands, said right-of-way herein conveyed being more particularly described as follows, to-wit:

A strip of land containing .73 acres more or less, located in the NE $\frac{1}{4}$  of the NW $\frac{1}{4}$  of the NW $\frac{1}{4}$  and the NW $\frac{1}{4}$  of the NE $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Section 13, Township 20 South, Range 2 West, Shelby County, Alabama, and being more particularly described as follows:

Commence at the northeast corner of the NW $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Section 13, Township 20 South, Range 2 West; this being the point of beginning. From this point of beginning, thence south 80° east a distance of 792 feet to the westernmost shoulder of the existing Shelby County road, thence southerly along this shoulder a distance of 40 feet, thence north 80° west to the north line of said section, thence east to the point of beginning, containing .73 acres, more or less.

The above described land is subject to a private road easement granted to Thomas Tillery by Kimberly-Clark Corporation dated June 3, 1977.

(See Attachment)

This document shall be construed to grant only an easement for public road purposes, and shall not grant fee simple title to the lands described. On abandonment of the easement for road purposes, title thereto shall revert to Grantor, its successors or assigns.

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 of 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 buildings 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 3rd day of June 19 80.  
Witness:

KIMBERLY -CLARK CORPORATION (Seal)

By: [Signature] (Seal)

(Acknow

F. G. Comer, Jr.  
Division Vice President

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STATE OF ALABAMA

County

I, \_\_\_\_\_, a \_\_\_\_\_ in and for said County, in said State hereby certify that \_\_\_\_\_ whose name \_\_\_\_\_ signed to the foregoing conveyance, and who \_\_\_\_\_ known to me, acknowledged before me on this day that, being informed of the contents of this conveyance, \_\_\_\_\_ executed the same voluntarily on the day the same bears date.

Given under my hand this \_\_\_\_\_ day of \_\_\_\_\_, A.D. 19\_\_\_\_.

(Official Title)

ACKNOWLEDGMENT FOR WIFE

STATE OF ALABAMA

County

I, \_\_\_\_\_, a \_\_\_\_\_ in and for said State and County, do hereby certify that on \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, came before me the within named \_\_\_\_\_, known to me to be the wife of \_\_\_\_\_ who being examined separately and apart from her husband, touching her signature to the within conveyance, acknowledged that she signed the same of her own free will and accord and without fear, constraint or threats on the part of her husband.

In witness hereof, I hereunto set my hand this the \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_,

(Official Title)

ACKNOWLEDGMENT FOR CORPORATION

STATE OF ALABAMA

Talladega

County

I, Mildred Morriss, a notary public in and for said County, in said State, hereby certify that \_\_\_\_\_ F. G. Comer, Jr. whose name as Division Vice President of the Kimberly-Clark Corporation a corporation, is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, 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 seal this 3rd day of June, A.D. 1980

Mildred Morriss

Notary Public - My Commission Expires: 5/17/84  
(Official Title)

SEAL

STATE OF ALABAMA

to

County of \_\_\_\_\_, Ala.

RIGHT-OF-WAY FOR PUBLIC ROAD

STATE OF ALABAMA

County of \_\_\_\_\_

I, \_\_\_\_\_ Judge of Probate in and for said State and County, hereby certify that the within conveyance was filed in my office at \_\_\_\_\_ o'clock \_\_\_\_\_ M., on the \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_, and duly recorded in Deed Record \_\_\_\_\_ page \_\_\_\_\_ Dated \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

recorded in Deed Record \_\_\_\_\_ page \_\_\_\_\_

Dated \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

Judge of Probate

County, Ala.

ATTACHMENT

19801021000119500 Pg 3/3 .00  
Shelby Cnty Judge of Probate, AL  
10/21/1980 00:00:00 FILED/CERTIFIED

The above and foregoing dedication of public road is accepted by Shelby County and the Shelby County Commission subject to the following limitations, terms and conditions:

1. The County will provide only periodic patrol blading upon request when crews are working in that area (or bituminous patching should the existing road above described be already paved at the time of this acceptance).
2. The County is in no way obligated to upgrade the existing road above described and dedicated.
3. The acceptance of the above and foregoing dedication shall not be construed in any way whatsoever to approve the use of said road to any subdivision or other development adjacent thereto or served thereby, and in addition, any person, firm or corporation developing any property in the future either adjacent to or served by the above said road, whether a subdivision or otherwise, will be required to meet all requirements of Shelby County Subdivision Regulations or other requirements of Shelby County in connection therewith in connection with the upgrading of the above road, additional rights-of-way or improvements of either, all at the expense of such person, firm or corporation so developing or planning such development.

Done this 13 day of October 1980.

By: Thomas A. Snowden  
Thomas A. Snowden, Jr. Chairman  
Shelby County Commission

STATE OF ALA. SHELBY CO.  
I CERTIFY THIS  
DOCUMENT WAS FILED

1980 OCT 21 PM 12: 50

Thomas A. Snowden, Jr.  
JUDGE OF PROBATE

...ing 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.

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