

STATE OF ALABAMA  
JEFFERSON COUNTY

RELINQUISHMENT AND RELEASE OF RIGHTS

This instrument made in the City of Birmingham, Alabama, on the 14th day of November, 1980, among CHARLES D. BROOKS of Columbiana, Alabama and J.K.V. RATLIFF of Birmingham, Alabama, and LEE C. DIMON of Route 1, Harpersville, Alabama.

W I T N E S S E T H:

WHEREAS, on the 23rd day of September, 1960, the undersigned, LEE C. DIMON, hereinafter referred to as DIMON, executed an Agreement with B. George, said Agreement filed for record in the Probate Office of Shelby County, Alabama, in Volume 231, page 727, hereinafter referred to as "Agreement", and

WHEREAS, the said "Agreement" governed the use of a small water distribution system on properties owned by George located in the NE-1/4 of the NW-1/4 of Section 24, Township 19 South, Range 1 East, for and in behalf of DIMON, and

WHEREAS, DIMON at one time used the water distribution system as his principal source of water supply to property owned by him located in the SE-1/4 of the NW-1/4 of Section 24, Township 19 South, Range 1 East, and

WHEREAS, DIMON is now supplied water from the City and now uses the water distribution system to maintain his pool, and

WHEREAS, the said B. George died and his heirs and assigns have sold the property subject to said Agreement to BROOKS and RATLIFF by deed found in Volume 317 at page 218 of Shelby County Probate Office

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Shelby Cnty Judge of Probate, AL  
12/11/1980 12:00:00 AM FILED/CERT

Ret to  
Rob Sexton  
912 City 4 3ldg

WHEREAS, BROOKS and RATLIFF have divided the property between themselves as is more particularly described in deeds found in Volume 328 at Page 744 and in Volume 328 at Page 742, and

WHEREAS, BROOKS has agreed to convey to DIMON a portion of BROOKS' property described as Parcel 3 in deed found in Volume 328 at Page 748. Said Parcel 3 fronts Highway 280 and is contiguous to lands owned by DIMON. The consideration for this conveyance among others is DIMON's relinquishment of rights accrued by virtue of the "Agreement" subject to the provisions hereof.

NOW, THEREFORE, premises considered and in consideration for the mutual recitals above referred, and ONE DOLLAR, receipt of which is hereby acknowledged, the parties hereto covenant, stipulate, warrant and agree as follows:

1. That BROOKS will convey to DIMON the properties described in Exhibit "A" which is attached hereto which is the same as Parcel 3 in that certain deed found in Volume 328 at Page 744 (8)

2. RATLIFF agrees to allow DIMON and his spouse to continue to use the water distribution system under the terms and conditions established in the "Agreement". The "Agreement", however, shall terminate automatically upon the sale by RATLIFF of any of his properties described in deed found in Volume 328 at Page 742. It is the intent of this instrument, and DIMON and wife so warrant, that the "Agreement" shall not encumber the RATLIFF lands described in deeds above cited, and upon RATLIFF's desire to sell any portion of same, the "Agreement" becomes null and void and DIMON and wife release all claims, rights, interest or title created by the "Agreement" on the properties of which it covers. No notice shall be required by RATLIFF to DIMON of RATLIFF's intentions to convey any of his properties and thereby terminate the "Agreement".

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IN WITNESS WHEREOF, we have hereunto set our hands and seals this the 14<sup>th</sup> day of November, 1980.

Robert M. Smith  
WITNESS

Charles D. Brooks  
CHARLES D. BROOKS

Robert M. Smith  
WITNESS

J.K.V. Ratliff  
J.K.V. RATLIFF

Robert M. Smith  
WITNESS

Lee C. Dimon  
LEE C. DIMON

Michael Waldrop  
WITNESS

Michael D. Dimon  
SPOUSE

STATE OF ALABAMA  
JEFFERSON COUNTY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Charles D. Brooks whose name is signed to the foregoing Release, and who is known to me, acknowledged before me on this day, that, being informed of the contents of the Release he executed the same voluntarily on the day the same bears date.


GIVEN under my hand and official seal this 14<sup>th</sup> day of November, 1980.

Robert M. Smith  
NOTARY PUBLIC

STATE OF ALABAMA  
JEFFERSON COUNTY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that J. K. V. Ratliff whose name is signed to the foregoing Release, and who is known to me, acknowledged before me on this day, that, being informed of the contents of the Release he executed the same voluntarily on the day the same bears date.

GIVEN under my hand and official seal this 14<sup>th</sup> day of November, 1980.

  
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Shelby Cnty Judge of Probate, AL  
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Robert M. Smith  
NOTARY PUBLIC

STATE OF ALABAMA  
JEFFERSON COUNTY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Lee C. Dimon and ~~spouse~~, whose names are signed to the foregoing Release, and who are known to me, acknowledged before me on this day, that, being informed of the contents of the Release they executed the same voluntarily on the day the same bears date.

GIVEN under my hand and official seal this 14<sup>th</sup> day of November, 1980.

Robert M. Smith  
NOTARY PUBLIC



STATE OF ALABAMA  
SHELBY COUNTY

PARCEL 3:

Commence at the Northeast corner of the Southeast 1/4 of the Northwest 1/4 of Section 4, Township 19 South, Range 1 East, Shelby County, Alabama, and run in a Southerly direction along the East line of said 1/4-1/4 Section a distance of 1015.58 feet to a point on the North right-of-way line of U.S. Highway #280; thence deflect an angle of  $96^{\circ} 41' 00''$  to the tangent of a curve running to the left in a Westerly direction and along said right-of-way line, having a central angle of  $8^{\circ} 12' 00''$ , a radius of 537.34 feet, an arc distance of 363.14 feet, a distance of 363.14 feet to the point of beginning of the herein described parcel; thence continue in a Westerly direction along said right-of-way line and tangent to the last described curve and along a curve continuing to the left having a central angle of  $7^{\circ} 23' 30''$ , a radius of 2537.34 feet, an arc distance of 327.34 feet, a distance of 327.34 feet; thence continue in a Southeasterly direction along the tangent of the last described curve and along said right-of-way line a distance of 1.94 feet to a point; thence turn an interior angle of  $93^{\circ} 1' 30''$  and run to the right in a Northwesterly direction a distance of 168.00 feet to a point; thence turn an interior angle of  $81^{\circ} 03' 00''$  and run to the right in a northeasterly direction a distance of 335.92 feet to a point; thence turn an interior angle of  $97^{\circ} 05' 00''$  and run to the right in a Southeasterly direction a distance of 154.11 feet to the point of beginning of the herein described parcel; containing 19 acres, more or less.



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BOOK

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

1980 DEC 11 PM 1:55

*Thomas A. Snowden, Jr.*  
JUDGE OF PROBATE

*Rec. 6.00*

*Ind. 1.00*

*7.00*