

STATE OF ALABAMA ) 334  
SHELBY COUNTY )

RIGHT-OF-WAY DEED

This instrument prepared by  
Wade H. Morton, Jr., Attorney at Law  
South Main Street, P. O. Box 1227  
Columbiana, Alabama 35051

KNOW ALL MEN BY THESE PRESENTS, that for and in consideration of One and No/100 (\$1.00) Dollars and other good and valuable consideration to the undersigned Grantors, in hand paid by the Grantee herein, the receipt and the sufficiency whereof is hereby acknowledged, we PHILLIP STANCIL HANDLEY and wife, SHELIA DIANNE L. HANDLEY, and LOYD MITCHELL HANDLEY and wife, CAROLYN SUE HANDLEY, hereinafter referred to as Grantors, do hereby grant, bargain, sell and convey unto PHILLIP STANCIL HANDLEY, hereinafter referred to as Grantee, his heirs, executors, successors and assigns forever, a 60-foot perpetual easement and right-of-way to use and enjoy the Westernmost 60-foot along and across the Westernmost 143.3 feet and of the Grantors' land described as follows:

BOOK 350 PAGE 459  
That parcel situated in the NW $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Section 12, Township 21 South, Range 3 West, Shelby County, Alabama, being one acre, more or less, off of the Southernmost end of the property which was conveyed by Harper C. Reeves and wife, Nora L. Reeves, to Loyd Handley and wife, Elda Mae Handley, by deed dated January 22, 1954 and recorded in Deed Book 164, of Page 262, in the Office of the Judge of Probate of Shelby County, Alabama, which one acre, more or less, is more particularly described as follows: Commence at a point North 88 deg. 15' East, 1078 feet from the Northwest corner of said  $\frac{1}{4}$ - $\frac{1}{4}$  Section, and running North 88 deg. 15' East for 224.0 feet; thence South 5 deg. 15' East for 1208 feet to the Northeast boundary of the Birmingham-Montgomery Highway (old U. S. #31), which is the point of beginning of the parcel herein conveyed; thence run North 67 deg. 10' West along the Northeast boundary of said highway for 304 feet; thence run North 4 deg. 30' West a distance of 143.3 feet to a point; thence turn to the right and run Southeasterly parallel with the Northeast boundary of said old U. S. Highway #31 a distance of 304 feet, more or less, to a point on the Eastern boundary of the property now owned by Phillip Stancil Handley; thence turn to the right and run Southerly for a distance of 143.3 feet, more or less, to point of beginning,

as a right-of-way for ingress and egress from the public highway, known as old U. S. Highway #31 a/k/a Shelby County Highway No. 263, and for utilities and all other lawful purposes, to and into the following described land of the Grantee adjoining the land of the Grantors on the Grantors' Northernmost boundary line:

That certain parcel situated in the NW $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Section 12, Township 21 South, Range 3 West, Shelby County, Alabama, described as follows: Beginning at a point North 88 deg. 15' East 1078 feet from the Northwest corner of said  $\frac{1}{4}$ - $\frac{1}{4}$  Section; thence run North 88 deg. 15' East for 224.0 feet; thence South 5 deg. 15' East for 1208 feet to Northeast boundary of the Birmingham-Montgomery Highway (old U. S. #31); thence North 67 deg. 10' West along Northeast boundary of said highway for 304 feet; thence North 4 deg. 30' West for 1092 feet to a point of beginning. Containing 6.12 acres, more or less, LESS AND EXCEPT that certain parcel situated in the NW $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Section 12, Township 21 South, Range 3 West, Shelby County, Alabama, being one acre, more or less, off of the

Southernmost end of the property which was conveyed by Harper C. Reeves and wife, Nora L. Reeves, to Loyd Handley and wife, Elda Mae Handley, by deed dated January 22, 1954 and recorded in Deed Book 164, at Page 262, in the Office of the Judge of Probate of Shelby County, Alabama, which one acre, more or less, is more particularly described as follows: Commence at a point North 88 deg. 15' East, 1078 feet from the Northwest corner of said  $\frac{1}{4}$ - $\frac{1}{4}$  Section, and running North 88 deg. 15' East for 224.0 feet; thence South 5 deg. 15' East for 1208 feet to the Northeast boundary of the Birmingham-Montgomery Highway (old U. S. #31), which is the point of beginning of the parcel herein conveyed; thence run North 67 deg. 10' West along the Northeast boundary of said highway for 304 feet; thence run North 4 deg. 30' West a distance of 143.3 feet to a point; thence turn to the right and run Southeasterly parallel with the Northeast boundary of said old U. S. Highway #31 a distance of 304 feet, more or less, to a point on the Eastern boundary of the property now owned by Phillip Stancil Handley; thence turn to the right and run Southerly for a distance of 143.3 feet, more or less, to point of beginning. Therefore, the land served by this easement and right-of-way contains 5.12 acres, more or less.

TO HAVE AND TO HOLD to the said Grantee, his heirs, executors, successors and assigns forever, it being understood and agreed that the perpetual easement and right-of-way herein granted shall be appurtenant to and shall run with the land of the Grantors in favor of the land of the Grantee.

IN WITNESS WHEREOF we have hereunto set our hands and seals this the 7th day of October, 1983.

GRANTORS:

✓ Phillip Stancil Handley (SEAL) ✓ Loyd Mitchell Handley (SEAL)  
Phillip Stancil Handley Loyd Mitchell Handley

✓ Shelia Dianne L. Handley (SEAL) ✓ Carolyn Sue Handley (SEAL)  
Shelia Dianne L. Handley Carolyn Sue Handley

STATE OF ALABAMA )

GENERAL ACKNOWLEDGMENT

SHELBY COUNTY )

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Phillip Stancil Handley and wife, Shelia Dianne L. Handley, and Loyd Mitchell Handley and wife, Carolyn Sue Handley, whose names are signed to the foregoing conveyance, 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 7th day of October, 1983.

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

1983 OCT -7 PM 4:30

Deed TAX. 50  
Rec. 4.00  
Jud. 1.00  
5.50

Thomas A. Stancil, Jr.  
JUDGE OF PROBATE

Wade H. [Signature]  
Notary Public