

STATE OF ALABAMA
SHELBY COUNTY

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THIS INDENTURE made and entered into on this the 5th day of April, 1984, by and between Earl & Annie Mae Horten
Earl Horten
hereinafter called Grantors; and the City of Alabaster, Alabama
hereinafter called the Grantee;

W I T N E S S E T H:

WHEREAS, it has been found to provide the necessary utilities to certain areas lying within the City of Alabaster service area, Shelby County, Alabama; that it has been found necessary to cross certain lands owned by the Grantors for the purpose of installing all necessary sanitary sewer, and other such integral parts of the sewer system;

WHEREAS, it has been found advantageous and to the best interest of Grantors and Grantee that an easement for such sanitary sewer be conveyed to the City of Alabaster, Alabama.

THEREFORE, in consideration of the sum of 50⁰⁰ and the mutual benefits accruing to the Grantors and to the City of Alabaster, Shelby County, Alabama, the Grantors have this day bargained and conveyed and by these presents do hereby grant and convey unto the City of Alabaster, Shelby County, Alabama, the following right, privilege and easement, in, to, along, over, through, under and across the hereinafter described lands:

The right and privilege to construct, erect, install, operate and maintain the sanitary sewer, on, upon, along, over, through, under and across the hereinafter described lands;

The right, privilege and easement to cut, trim and remove any brush, trees, or other obstructions upon the hereinafter described lands, together with the right of ingress and egress to and from, over and above the hereinafter described lands, for the purpose of the installation and upkeep of the sewer system.

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(DESCRIPTION)

An easement 20' in width lying 10 either side of center line of the Sanitary Sewer as shown on Sheet 2 of the plan of Alabaster "Sanitary Sewer Additions," September 1983, or as constructed. Said easement being situated in the NW $\frac{1}{4}$ of Section 1, Township 21 South, Range 3 West, Shelby County, Alabama, and more particularly in the eastern $\frac{1}{2}$ of Parcel 37, Ownership Map Block 3 as shown in Shelby County Tax Map No. 58-23-01-01-2.

Said easement contains 0.09 acres more or less.

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IT IS AGREED by and between the Grantors and Grantee that Grantors grant to the City of Alabaster a temporary easement thirty (30) feet in width, this dimension being 15 feet either side of the center line of the proposed sanitary sewer and a twenty-foot permanent easement, this dimension being 10 feet on either side of the proposed sanitary sewer, as constructed and/or as described above.

TO HAVE AND TO HOLD the above described right, privilege, and easements unto the City of Alabaster and to its assigns, together with the right of entry and reentry from time to time as occasion may require for the purpose of exercising its said rights, privileges and easements, hereinabove described.

IN WITNESS WHEREOF, we, _____

_____ have hereunto set our hands and seals on this the day and year first above written.

(Witness)

Carl Horton (SEAL)

(Witness)

(SEAL)

(Witness)

(SEAL)

(Witness)

(SEAL)

(Witness)

(SEAL)

(Witness)

(SEAL)

STATE OF ALABAMA

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SHELBY COUNTY

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I, the undersigned Notary Public, in and for said County in said State, hereby certify that Carl Horton

whose names are signed to the foregoing Easement and who are known to me, acknowledged before me on this day, that being informed of the contents of this Easement, _____ executed the same voluntarily on the day the same bears date.

GIVEN under my hand this the 5th day of April,

1984.

Andree L. Rudger
NOTARY PUBLIC

My Commission Expires 6/1/84

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

1984 SEP 25 PM 2:15

Thomas W. Henderson, Jr.
JUDGE OF PROBATE

(SEAL)

RECORDING FEE

Recording Fee \$ 7.50

Index Fee 1.00

TOTAL \$ 8.50