

STATE OF ALABAMA

COUNTY OF SHELBY

EASEMENT APPURTENANT

FOR VALUE RECEIVED, I, Henry Grady Yarborough, Jr., individually and as Executor of the Last Will & Testament of Henry Grady Yarborough, Sr., deceased, who is undersigned, do hereby give and grant to Clarence Allen, a non-exclusive easement for the purposes of ingress, and egress of light vehicular traffic and installation of an electric pole line serving the dominant tenement, from Bear Creek Road, also known as Shelby County Road #43, across the land owned by said Henry Grady Yarborough, Jr., to the land now owned by said Clarence Allen. Said land owned by Henry Grady Yarborough, Jr., consists of approximately the East 3/4 of the SW 1/4 of the SW 1/4 of Section 1, Township 19 South, Range 1 West, containing approximately 15.02 acres, being the servient tenement. The dominant tenement, owned by said Clarence Allen, consists of approximately the West 1/4 of said SW 1/4 of SW 1/4 of Section 1, Township 19 South, Range 1 West. All lands herein described are located entirely in Shelby County, Alabama. Said easement is described on the attached Exhibit "A".

TO HAVE AND TO HOLD, to the said Clarence Allen, his heirs and assigns forever, the intention being that this non-exclusive easement shall run with the land.

The grantees of this easement, Clarence Allen, his heirs and assigns, shall be responsible for the maintenance of this road in such manner as to insure the easy entry of passenger vehicles, pick-up trucks, and other like vehicular traffic along the right-of-way. The grantor, his heirs and assigns, may but shall not be required to effect such maintenance as he or they, from time to time, may choose.

at World Properties  
Jim Gardner  
2820 - Columbiana Rd.  
Bham Al. 35216

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This easement is given to correct the legal description of the easement recorded in Vol. 347, page 458, Probate Office of Shelby County, Alabama. The grantee herein, Clarence Allen, joins in this conveyance to evidence his assent to the correction in the legal description of said easement.

Witness my hand and seal this the 23<sup>RD</sup> day of October, 1984.

Henry Grady Yarborough, Jr.  
Henry Grady Yarborough, Jr., individually  
and as Executor of the Last Will & Testament  
of Henry Grady Yarborough, Sr., deceased  
Henry Grady Yarborough, Jr.  
Clarence Allen  
Clarence Allen

STATE OF ALABAMA

COUNTY OF JEFFERSON

I, the undersigned authority, a Notary Public in and for said County in said State, do hereby certify that Henry Grady Yarborough, Jr., whose name 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 conveyance, he executed the same voluntarily both individually and in his capacity as Executor of the Last Will & Testament of Henry Grady Yarborough, Sr., deceased, on the day the same bears date.

Given under my hand and seal this the 21<sup>TH</sup> day of October 1984.

James R. Gardner  
NOTARY PUBLIC

STATE OF ALABAMA

COUNTY OF JEFFERSON

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Clarence Allen, whose name 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 executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 23<sup>RD</sup> day of October 1984.

James R. Gardner  
NOTARY PUBLIC



3, Joseph E. Conn, Jr., a registered surveyor in the State of Alabama, number 9049, do hereby certify that this is a true and correct description of an access easement of an existing dirt or gravel road that runs from highway 43 in the S.W.  $\frac{1}{4}$  of the S.W.  $\frac{1}{4}$  of Section 1, T.S. 19 S, R 1 W. to a point 297.0' East of the West line of same said  $\frac{1}{4}$  -  $\frac{1}{4}$  at a point 258.41' South of the North line of same said quarter-quarter. Said easement covers and encompasses the entire dirt or gravel road from the said highway 43 to the stated end and is described as follows:

Commence at the N.W. corner of the S.W.  $\frac{1}{4}$  of the S.W.  $\frac{1}{4}$  of Section 1, T.S. 19S, R1W, Shelby County, Alabama and run Easterly along the North line of said quarter-quarter a distance of 297.0' to a point, Thence turn an angle of 91°-50' right and run Southerly 258.41' to the point of beginning of the easement being described, Thence turn an angle of 98°-31'-38" to the left and run Easterly a distance of 66.33' to a point, Thence turn an angle of 24°-14'-11" to the right and run Southeasterly a distance of 408.87' to a point, Thence turn an angle of 71°-30'-49" to the right and run Southerly a distance of 103.62' to a point, Thence turn an angle of 60°-03'-17" to the left and run Southeasterly a distance of 208.24' to a point, Thence turn an angle of 65°-05'-10" to the right and run Southerly a distance of 187.20' to a point, Thence turn an angle of 29°-47'-52" to the left and run Southeasterly a distance of 191.63' to a point, Thence turn an angle of 32°-02'-07" to the right and run Southerly a distance of 122.06' to a point, Thence turn an angle of 39°-12'-12" to the left and run Southeasterly a distance of 54.61' to a point, Thence turn an angle of 29°-10'-44" to the left and run Southeasterly a distance of 117.36' to a point on the North right of way line of Shelby County Highway number 43, Thence turn an angle of 107°-11'-33" to the right and run Southeasterly along said North right of way line of said highway a distance of 31.40' to a point on same said right of way line, Thence turn an angle of 72°-48'-27" to the right and run Northwesterly a distance of 102.24' to a point, Thence turn an angle of 29°-10'-44" to the right and run Northwesterly a distance of 73.09' to a point, Thence turn an angle of 39°-12'-12" to the right and run Northerly a distance of 124.13' to a point, Thence turn an angle of 32°-02'-07" to the left and run Northwesterly a distance of 191.0' to a point, Thence turn an angle of 29°-47'-52" to the right and run Northerly a distance of 176.04' to a point, Thence turn an angle of 65°-05'-10" to the left and run Northwesterly a distance of 206.44' to a point, Thence turn an angle of 60°-03'-17" to the right and run Northerly a distance of 99.37' to a point, Thence turn an angle of 71°-30'-49" to the left and run Northwesterly a distance of 381.39' to a point, Thence turn an angle of 24°-14'-11" to the left and run a distance of 63.83' to a point, Thence turn an angle of 98°-31'-38" to the right and run Northerly a distance of 30.10' to the point of beginning, said just described easement being 30.0' wide.

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

1984 OCT 30 PM 3:24

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

## RECORDING FEES

|               |    |      |
|---------------|----|------|
| Mortgage Tax  | \$ |      |
| Deed Tax      |    | 50   |
| Mineral Tax   |    |      |
| Recording Fee |    | 7.50 |
| Index Fee     |    | 1.00 |
| TOTAL         | \$ | 9.00 |