

5/23/86

552

AN EASEMENT, IN THREE PARTS
FOR THE CONSTRUCTION, OPERATION AND MAINTENANCE OF A
STORM WATER DRAINAGE SYSTEM BY THE CITY OF CALERA, CALERA, ALABAMA

This Easement, executed this 23 day of May 1986, for the construction, operation, and maintenance of a storm water drainage system, with appurtenances by the CITY OF CALERA, across the property of the LANDOWNER, Will Varnon Est., located in Section 16, TOWNSHIP 22S, RANGE 2W, in Shelby County, Alabama, as shown on the attached sketch is granted by the LANDOWNER to the CITY OF CALERA for valuable considerations, the receipt and sufficiency of which are acknowledged by the LANDOWNER, for himself, and his heirs, executors, successors, and assigns. The easement is in three parts, described below:

PART I: A temporary construction easement 25 feet each side of the centerline of the storm drainage system, for construction of the storm water drainage system as described below, to allow the CITY OF CALERA'S contractor and employees and agents of the CITY OF CALERA to construct the storm water drainage system. The construction will be with due regard to the property of the LANDOWNER. Clearing of trees, shrubs, and other growth is permitted within the construction easement. Debris will be removed from the property, and clean up accomplished. This easement is granted for the duration of the drainage construction contract, and shall end when that contract is closed.

PART II: A permanent easement, 8 feet each side of the centerline of the storm water drainage system, to go with the land, to allow the CITY OF CALERA, its employees and agents, to operate, repair and maintain the storm water drainage system, including the right of access by the CITY OF CALERA, its employees, agents, or officials, and necessary related equipment. Included is the right to uncover the storm water sewer, with the obligation to leave the LANDOWNER'S property in good repair after completion of any repair to the sewer. It is understood that construction of permanent structure, with the exclusion of parking lots, roadways, and driveway, on the above described easement is prohibited.

PART III. A temporary construction easement 25 feet each side of the centerline of the existing storm water drainage ditch, to allow the CITY OF CALERA'S contractor and employees and agents of the CITY OF CALERA to backfill the existing ditch. The construction will be with due regard to the property of the LANDOWNER. Clearing of trees, shrubs, and other growth is permitted within the construction easement. Debris will be removed from the property, and clean up accomplished. This easement is granted for the duration of the drainage construction contract, and shall end when that contract is closed.

The centerline for Parts I and II is more particularly described as:

The centerline of the storm water drainage system commencing at a point 42 feet North of the Southeast corner of Lot 1, Block 131 and proceeding west approximately 160 ft. to a point 42 ft. North of the Southwest corner of Lot 2, Block 131, according to Dustan's map of Calera.

BOOK 079 PAGE 724

City of Calera

The centerline for Part III is more particularly described as:

The centerline of the existing storm water drainage ditch commencing approximately at a point 28 ft. North of the Southeast corner of Lot 1, Block 131 and proceeding 58 ft. S 80 degrees W thence 107 ft. N 81 degrees W to a point approximately 25 ft. North of the Southwest corner of Lot 2, Block 131 according to Dunstan's map of Calera.

Executed the date shown above in three copies

LANDOWNER:

BY: Carrie D. Horton

WITNESS:

Ronald A. Mueley

For the CITY OF CALERA

BY: George W. Roy
Honorable George W. Roy, Mayor

ATTEST:

George W. Roy

Recorded the ___ day of _____ 198___, in Deed Book _____ Page _____ of the public records of Shelby County, Alabama.

BOOK 079 PAGE 725

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

1986 JUL -8 AM 11: 38

Thomas W. ...
JUDGE OF THE COURT

1. Deed Tax	\$	—
2. Mtg. Tax		—
3. Recording Fee		<u>500</u>
4. Indexing Fee		<u>100</u>
TOTAL		<u>600</u>