

1352

# 2196

# 2198

RESOLUTION

WHEREAS the City of Pelham desires to vacate an easement recorded in Book 111, page 681 and 682, filed January 26, 1987, in the Shelby County Probate Office for Farris and Velma McCoy and replace with a new easement from owner,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Pelham that the Council does agree to vacate said easement.

THEREFORE Jim Phillips, a member, moved, and Karyl Rice, a member, seconded a move that said resolution be given vote, and said resolution passed by vote of all members of the Council present and the Mayor declared the same passed.

Adopted this 20 day of July 1987.

Bobby Hayes  
Mayor

Seal

ATTEST

Lisa Lee Hargis  
City Clerk

BOOK 141 PAGE 605

✓ Cahaba Title

BOOK 141 PAGE 606

STATE OF ALABAMA  
SHELBY COUNTY

Permanent Easement  
1789.

EASEMENT

1-5

THIS INSTRUMENT was entered into on this the 16 day of  
May, 1986, by and between Finley P. McCoy  
and Velma P. McCoy  
hereinafter called Grantors; and the City of Pellham, Alabama, hereinafter called  
the Grantee;

WITNESSETH:

WHEREAS, it has been found to provide the necessary utilities to certain  
areas lying within the city limits of the City of Pellham, Shelby County, Alabama;  
that it has been found necessary to cross certain lands owned by the Grantors for  
the purpose of installing all necessary sewer and water mains, and other such  
integral parts of water systems and sewage systems;

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

THUS, in consideration of the sum of \$1.00  
and the mutual benefits accruing to the Grantors and to  
the City of Pellham, Shelby County, Alabama, the Grantors have this day bargained  
and conveyed and by these presents do hereby grant and convey unto the City of  
Pellham, Shelby County, Alabama, the following right, privilege and easement, to,  
to, along, over, through, under and across the hereinafter described lands:

The right and privilege to construct, erect, install,  
operate and maintain sewage and water mains, 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 sewage and water system.

As shown and described on G-1  
(Contract Subd No. G-3  
4-29-81

BOOK 141 PAGE 607

IT IS AGREED by and between the Grantors and Grantee that Grantors  
grant to the City of Pelham a temporary easement forty (40) feet in width,  
this dimension being 20 feet to the side of the center line of the proposed  
water or sewer line and a twenty foot wide permanent easement, this dimension  
being ten feet on either side of the proposed water or sewer line, as con-  
structed and/or shown on the plans entitled Pelham Privatization Project  
Contract No. A-1

TO HAVE AND TO HOLD the above described right, privilege, and  
easements unto the City of Pelham 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, heretofore  
described.

IN WITNESS WHEREOF, we, Finley P. McCoy

Finley P. McCoy

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

Robert C. ...  
(Witness)

Finley P. McCoy (SEAL)

(Witness)

Finley P. McCoy (SEAL)

(Witness)

(SEAL)

(Witness)

(SEAL)

(Witness)

(SEAL)

(Witness)

(SEAL)

Robert C. ...  
July 8, 1990

STATE OF ALA. SHELBY CO.  
I CERTIFY THIS  
INSTRUMENT WAS FILED  
JUL 26 AM 11:38  
JUDGE OF PROBATE

RECORDING FEES  
Recording Fee \$ 2.00  
Index Fee 1.00  
TOTAL \$ 3.00

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

1987 JUL 22 AM 9:18

Thomas A. ...  
JUDGE OF PROBATE

RECORDING FEES  
Recording Fee \$ 7.50  
Index Fee 1.00  
TOTAL \$ 8.50