

STATE OF ALABAMA
SHELBY COUNTY

998

WATER EASEMENT

THIS INDENTURE, made and entered into on this the _____ day of _____, 1988, by and between W. L. Lawler, Jr., a married man; Glen H. Yancey, a married man; Betty Ann Yancey, a married woman; Ronald Dale Yancey, a single man; Raymond Perry Yancey, a married man; and William Randall Yancey, a married man; Glen Derick Yancey, a married man, hereinafter collectively referred to as Grantors; and the CITY OF MONTEVALLO, ALABAMA, a municipal corporation hereinafter called the Grantee;

W I T N E S S E T H

WHEREAS, it has been found that to provide the necessary water service to certain areas laying within the City limits of the CITY OF MONTEVALLO, ALABAMA, a municipal corporation that it has been necessary to cross certain lands owned by the Grantors for the purpose of installing all necessary water mains and lines; and,

WHEREAS, it is found advantageous and to the best interest of the Grantors and the Grantee that an easement for such water lines and mains be conveyed to the CITY OF MONTEVALLO, ALABAMA, a municipal corporation.

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) and the mutual benefits accruing to the Grantors and to the CITY OF MONTEVALLO, ALABAMA, a municipal corporation. The Grantors have this date bargained and conveyed and by these presents do hereby grant, bargain, sell and convey unto the CITY OF MONTEVALLO, ALABAMA, a municipal corporation the following rights, privileges and easement in, to, along, over, through and across the hereinafter described land; and,

The right and privilege to construct, erect, install, operate and maintain water lines and mains on, upon, along, over, through and across the hereinafter described land; and,

The right, privilege and easement to cut, trim and remove any brush, trees, or other obstructions upon the hereinafter

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W.L.L.

described land, together with the right of the ingress and egress to and from, over and above the hereinafter described land, for the purpose of keeping the same clear of all trees, timber, brush, under growth or other objectionable obstructions which may reasonable interfere with the foregoing; said land and easement described as follows:

Said land is situated in the CITY OF MONTEVALLO, ALABAMA County of Shelby and State of Alabama, to wit:

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An easement twenty (20) feet wide, being five (5) feet on the West side of the centerline of said water line easement and fifteen (15) feet on the East side of the centerline of said water line easement, the centerline of said easement being described as follows: Commence at the southeast corner of Lot 9, Fancher Subdivision, as recorded in Plat Book 4, Page 31, in the Probate Office of Shelby County, Alabama; thence run South along the prolongation of the East line of said Lot 9, a distance of 199.51 feet; thence 89 deg. 37' 25" Right run 40.00 feet; thence 89 deg. 37' 25" Left run 519.44 feet to an Iron Pipe and Property Corner; thence 26 deg. 48' 26" Right run southwesterly along a property line for 14.8 feet to the Point of Beginning; thence 116 deg. 14' 30" Left run 10.9 feet; thence 90 deg. 20' Left run northerly for 359.05 feet to a point; said point being 5.7 feet East of a property line; thence 5 deg. 39' 14" Right run 46.69 feet to a point on the southeasterly right-of-way of Hicks Street, said point being 10.5 feet East of said Property line; thence 23 deg. 11' Right to cord of a curve concaved to the left, run along the arc of said curve 129.8 feet; thence 28 deg. 11' Left from said cord run 94.0 feet to an existing water valve and the Point of Ending.

All as shown by plat of survey prepared by Thomas E. Simmons, L.S. Alabama Registration Number 12945, dated March 2, 1988, a copy of which plat is attached hereto as Exhibit A and by reference fully made a part hereof as if fully set forth herein.

TO HAVE TO HOLD, the above described rights, privileges, and easement unto the CITY OF MONTEVALLO, ALABAMA, a municipal corporation, and to its successors and assigns, together with the right of entry and re-entry from time to time, as occasion may require, for the purpose of exercising said rights, privileges and easement, hereinabove described.

IN WITNESS WHEREOF, we, W. L. Lawler, Jr., Glen H. Yancey, Betty Ann Yancey, Ronald Dale Yancey, Raymond Perry Yancey, William Randall Yancey, and Glen Derick Yancey, have hereunto set our hands and seals on the day and year first above written.

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Rachel Tate
Witness

W. L. Lawler, Jr. (SEAL)
W. L. Lawler, Jr.

Deborah Powell
Witness

Glen H. Yancey (SEAL)
Glen H. Yancey

Deborah Powell
Witness

Betty Ann Yancey (SEAL)
Betty Ann Yancey

Donald A. Yancey
Witness

Raymond Perry Yancey (SEAL)
Raymond Perry Yancey

Julie S. Yancey
Witness

Ronald Dale Yancey (SEAL)
Ronald Dale Yancey

Julie S. Yancey
Witness

William R. Yancey (SEAL)
William Randall Yancey

Glen Derick Yancey
Witness

Glen Derick Yancey (SEAL)
DEREK

STATE OF ALABAMA

COUNTY OF SHELBY

I, Carlene R. Hadaway, a Notary Public in and for said County, in said State, hereby certify that W. L. Lawler, Jr., a married man, 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 21st day of April, 1988.

Carlene R. Hadaway
Notary Public

(SEAL)

My Commission Expires December 1, 1989

MY COMMISSION EXPIRES:

STATE OF Alabama

COUNTY OF Mobile

I, Joyce M. Kleinachrodt, a Notary Public in and for said County, in said State, hereby certify that Glen H. Yancey, a married man, whose name is signed to the foregoing conveyance, and who is known to me acknowledge 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 13th day of May, 1988.

Joyce M. Kleinachrodt
Notary Public

(SEAL)

MY COMMISSION EXPIRES: 12/8/90

STATE OF AL

COUNTY OF Mobile

I, Joyce M. Kleinschmidt, a Notary Public in and for said County, in said State, hereby certify that Betty Ann Yancey, a married woman, 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 she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 13th day of May, 1988.

Joyce M. Kleinschmidt
Notary Public

(SEAL)

MY COMMISSION EXPIRES: 12-8-90

STATE OF Georgia

COUNTY OF Fulton

I, Deborah A. [Signature], a Notary Public in and for said County, in said State, hereby certify that Raymond Perry Yancey, a married man, 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 19 day of May, 1988.

Deborah A. [Signature]
Notary Public

(SEAL)

MY COMMISSION EXPIRES:

STATE OF ALABAMA

COUNTY OF BALDWIN

I, Brenda Cooper, a Notary Public in and for said County, in said State, hereby certify that Ronald Dale Yancey, a single man, 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 21st day of MAY, 1988.

Brenda Cooper
Notary Public

(SEAL)

MY COMMISSION EXPIRES: 8/28/88

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STATE OF ALABAMA

COUNTY OF BALDWIN

I, Brenda Cooper, a Notary Public in and for said County, in said State, hereby certify that William Randall Yancey, a married man, 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 21st day of May, 1988.

Brenda Cooper
Notary Public

(SEAL)

MY COMMISSION EXPIRES: 8/22/88

STATE OF Alabama

COUNTY OF Shelby

I, Sandra C. Dawson a Notary Public in and for said County, in said State, hereby certify that Glen Deriek Yancey, a married man, 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 22 day of April, 1988.

Sandra C. Dawson
Notary Public

(SEAL)

MY COMMISSION EXPIRES:

My Commission Expires October 9, 1990

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STATE OF ALA. SHEET
I CERTIFY THIS
INSTRUMENT WAS FILED

88 JUL 15 PM 3:00

Thomas A. Snowdon, Jr.
JUDGE OF PROBATE

1. Deed Tax	\$	---
2. Mtg. Tax		---
3. Recording Fee		<u>12.50</u>
4. Indexing Fee		<u>6.00</u>
TOTAL		<u>18.50</u>