

STATE OF ALABAMA)
SHELBY COUNTY)

322

ASSIGNMENT OF EASEMENT

This Assignment of Easement made this 1st day of March, 1990, by 119 PROPERTIES, LTD., an Alabama limited partnership (hereinafter referred to as the "Grantor"), to the City of Pelham, Alabama (hereinafter referred to as the "Grantee").

WHEREAS:

(a) By Statutory Warranty Deed dated December 19, 1989, and recorded in Book 271, Page 450 in the Office of the Judge of Probate of Shelby County, Alabama, Grantor reserved from such conveyance a non-exclusive, perpetual easement for the construction, installation, repair and operation of a sanitary sewer line (the "Sewer Easement") under and across that certain property described in Exhibit "A" attached hereto and incorporated herein by reference.

(b) Grantor desires to transfer and convey to the City of Pelham, Alabama, all of Grantor's right, title and interest in and to the Sewer Easement.

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NOW, THEREFORE, in consideration of the premises and the sum of Ten Dollars (\$10.00) in hand paid by Grantee to Grantor, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged by Grantor, the Grantor does by these presents, grant, bargain, sell, transfer, assign and convey unto the Grantee, the City of Pelham, Alabama, all of Grantor's right, title and interest in and to the Sewer Easement as described above, said Sewer Easement being under and across that certain property described in Exhibit "A" attached hereto and incorporated herein by reference.

TO HAVE AND TO HOLD the said Sewer Easement hereinbefore granted to the said City of Pelham, Alabama, its successors and assigns forever, for the purpose above mentioned and for no other purpose.

IN WITNESS WHEREOF, we have hereunto set our hands and seals this 1st day of March, 1990.

119 PROPERTIES, LTD.
an Alabama limited partnership

By Its General Partner:
CAHABA VALLEY PROPERTIES, INC.

By: Charles H. Stephens
CHARLES H. STEPHENS, President

STATE OF ALABAMA)

JEFFERSON COUNTY)

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that CHARLES H. STEPHENS, whose name as President of Cahaba Valley Properties, Inc., the general partner of 119 PROPERTIES, LTD., an Alabama limited partnership, is signed to the foregoing Assignment of Easement and who is known to me, acknowledged before me on this day that, being informed of the contents of the Assignment of Easement, he, in his capacity as such General Partner and with full authority, executed the same voluntarily for and as the act of said general partnership on the day the same bears date.

Given under my hand this the 1st day of March, 1990,.


Notary Public

My Commission Expires: 8-6-92

This instrument prepared by:

David Silverstein
Berkowitz, Lefkovits, Isom & Kushner
1100 Financial Center
Birmingham, Alabama 35203

5384Q

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EXHIBIT A

AN EASEMENT (20 FEET WIDE) FOR SANITARY SEWER

DESCRIPTION OF SEWER EASEMENT: AN EASEMENT FOR SANITARY SEWER IN THE SE 1/4 OF SECTION 31, T-19-S, R-2-W, SHELBY COUNTY, ALABAMA, SAID EASEMENT BEING 10 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE:

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COMMENCE AT THE SOUTHWEST CORNER OF SAID 1/4 SECTION; THENCE RUN EAST ALONG THE SOUTH LINE OF SAME FOR 1,826.71 FEET; THENCE 122°-59'-53" LEFT AND RUN NORTHWESTERLY FOR 399.97 FEET TO A POINT ON THE NORTHERLY RIGHT OF WAY LINE OF OAK MOUNTAIN PARK ROAD; THENCE CONTINUE NORTHWESTERLY ALONG THE SAME COURSE FOR 846.69 FEET; THENCE 91°-18'-39" RIGHT AND RUN NORTHEASTERLY FOR 152.01 FEET; THENCE 90° LEFT AND RUN NORTHWESTERLY FOR 349.02 FEET; THENCE 90° LEFT AND RUN SOUTHWESTERLY FOR 160.00 FEET; THENCE 88°-41'-21" RIGHT AND RUN NORTHWESTERLY FOR 25.0 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF ALABAMA HIGHWAY 119; THENCE 91°-18'-39" RIGHT AND RUN NORTHEASTERLY ALONG SAID RIGHT OF WAY LINE FOR 253.07 FEET; THENCE 14°-02'-10" RIGHT AND CONTINUE NORTHEASTERLY FOR 9.51 FEET TO A POINT ON THE SOUTHERLY RIGHT OF WAY LINE OF A COUNTY ROAD; THENCE 30°-57'-50" RIGHT AND RUN EASTERLY ALONG SAID RIGHT OF WAY LINE FOR 62.56 FEET TO AN ANGLE POINT IN SAID RIGHT OF WAY; THENCE 45°-00' RIGHT AND RUN SOUTHEASTERLY ALONG SAID RIGHT OF WAY LINE FOR 390.67 FEET TO AN ANGLE POINT IN SAID RIGHT OF WAY; THENCE 90° LEFT AND RUN NORTHEASTERLY FOR 575.98 FEET TO A POINT ON THE WESTERLY RIGHT OF WAY LINE OF 1-65 SERVICE DRIVE; THENCE 86°-19'-31" RIGHT AND RUN SOUTHEASTERLY ALONG SAID RIGHT OF WAY LINE FOR 142.98 FEET; THENCE 22°-07'-10" RIGHT AND RUN SOUTHEASTERLY ALONG SAID RIGHT OF WAY LINE FOR 23.50 FEET TO THE NORTHEAST CORNER OF THE TRACT THROUGH WHICH THIS SEWER EASEMENT TRAVERSES; THENCE CONTINUE SOUTHEASTERLY ALONG THE SAME COURSE FOR 78.81 FEET TO THE POINT OF BEGINNING OF SAID CENTERLINE; THENCE 75°-55'-08" RIGHT AND RUN SOUTHWESTERLY FOR 67.18 FEET; THENCE 28°-41'-29" RIGHT AND RUN WESTERLY FOR 131.00 FEET TO A POINT ON THE WESTERLY LINE OF THE TRACT THROUGH WHICH THIS EASEMENT TRAVERSES, SAID POINT BEING 55.65 FEET NORTHERLY OF (AS MEASURED ALONG THE WESTERLY LINE) THE SOUTHWEST CORNER OF SAID TRACT, SAID POINT BEING ALSO THE END OF SAID CENTERLINE.

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

90 MAR -7 AM 8:40

JUDGE OF PROBATE

1. Deed Tax	\$ 50
2. Mtg. Tax	\$
3. Recording Fee	\$ 7.50
4. Indexing Fee	\$ 3.00
5. No Tax Fee	\$
6. Certified Fee	\$ 1.00
Total	\$ 12.00