

STATE OF ALABAMA)
COUNTY OF SHELBY)

1273
DECLARATION OF EASEMENT

THIS DECLARATION OF EASEMENT is entered into on this the 16th day of November, 1990, by the undersigned Weatherly Enterprises, Inc., (hereinafter referred to as "Declarant").

W I T N E S S E T H:

Declarant is the owner of that certain real property located in Shelby County, Alabama, and more particularly described on the attached Exhibit "A" (hereinafter sometimes referred to collectively as the "Lots"). Declarant intends to improve the Lots for residential use. In order to provide for utilities to serve each of the residences, it will be necessary to establish an easement across certain portions of the Lots. The purpose of this instrument is to more particularly locate the easement and define the purposes therefor.

NOW, THEREFORE, in consideration of the premises and the provisions herein contained, Declarant hereby creates, establishes, and declares as follows:

1. That portion of the Lots which is more particularly described on the attached Exhibit "B" shall be subject to an easement in favor all of the Lots described in Exhibit "A" for the purposes of the installation and maintenance of utilities of every kind; including, but not limited to, water, sanitary sewer, gas, and electricity.

2. The easement hereby created shall bind and run with the lands affected hereby forever.

Executed by the undersigned effective this the same date as first hereinabove written.

WEATHERLY ENTERPRISES, INC.

BY: Steven E. Chambers
STEVEN E. CHAMBERS, PRESIDENT

STATE OF ALABAMA)

COUNTY OF SHELBY)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Steven E. Chambers, whose name as President of Weatherly Enterprises, Inc., a corporation, 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, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand this the 16th day of November, 1990.

Richard D. Wink
Notary Public

My commission expires: 10-23-93

EXHIBIT "A"

Lots 33 and 34 and Lot 35, Weatherly Subdivision as recorded in Map Book 13, Page 1 in the Office of Probate, Shelby County, Alabama.

EXHIBIT "B"

An easement for utilities between Lots 33 and 34 and Lot 35, Weatherly Subdivision as recorded in Map Book 13, Page 1 in the Office of Probate, Shelby County, Alabama; said easement lying 20' each side of the following described line:

Begin at the NW Corner of said Lot 35 and run S 06 degrees 26 minutes 30 seconds W, 502.59 feet to the end of said easement centerline.

BOOK 318 PAGE 851

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

90 NOV 19 AM 10:10

JUDGE OF PROBATE

1	Deed Tax	50
2	Map Tax	7.50
3	Recording Fee	3.00
4	Indexing Fee	1.00
5	Notary Fee	1.00
6	Other Fee	
Total		12.00