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PRELIMINARY ACQUISITION NOTICE

Date Jan. 12, 1989

Name William H. McCray  
Address 2114 CUNARD Ave.  
BATON ROUGE, LA. 70807

PARCEL # 21 BIK. C  
LOTS 9, 10, 11, 12  
(CUNNINGHAM DE.)  
TAX MAP #

Dear Sir:

The purpose of this letter is to formally notify you that the City of Helena is interested in acquiring a permanent easement and/or a temporary easement on a portion of your property described above. The City is interested in acquiring this easement so that a sanitary sewer system can be constructed to serve this neighborhood. A legal description of the easements to be acquired is attached.

Within a few days, Mr. Gary Carter or another representative of the City will be contacting you to advise you in more detail of the nature of the project. We have enclosed for your information a copy of the booklet "When a Public Agency Acquires Your Property" which helps explain the acquisition procedures.

Please note that this notice is PRELIMINARY IN NATURE AND IS NOT A NOTICE TO VACATE THE PROPERTY. It does not establish eligibility for relocation payments or other relocation assistance.

If you wish, you may donate the easement to the City. This will be discussed in more detail with you by a representative of the City. If you have any questions prior to being contacted again by the City, please call Mr. Gary Carter, at Helena City Hall. The phone number is (205) 663-2161.

Sincerely,

CITY OF HELENA

  
Sonny Fenhale  
Mayor

Enclosed: "When A Public Agency Acquires Your Property"

Received BY: \_\_\_\_\_

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Dana

WAIVER OF RIGHTS AND BENEFITS OF THE UNIFORM  
RELOCATION ASSISTANCE AND REAL PROPERTY  
ACQUISITION POLICIES ACT OF 1970 (42 U.S.C. 4601)

WHEREAS, the City of Helena, Alabama, has received  
Community Development funds from the Alabama Department of  
Economic and Community Affairs, and;

WHEREAS, one of the conditions imposed upon the use of  
such funds is compliance with the requirements of the  
Uniform Relocation Assistance and Real Property Acquisition  
Policies Act of 1970 (42 U.S.C. 4601), hereafter referred to  
as the Uniform Act, and the regulations at 24 CFR Part 42 as  
revised February 27, 1986, and;

WHEREAS, the Uniform Act requires that real property  
shall be appraised before the initiation of negotiations,  
and;

WHEREAS, the Uniform Act requires that the City of  
Helena establish an amount it believes to be just  
compensation for the property to be acquired before the  
initiation of negotiations, and;

WHEREAS, as to the property specifically described as  
follows:

(Describe Property)

NOW, THEREFORE, let it be known that by signature  
hereon, I freely and without duress waive any and all rights  
and benefits accruing to me under the Uniform Act.  
Specifically, I have been advised by the City of Helena of  
my right to an appraisal and the payment of just  
compensation for the property to be acquired as described  
herein if I elect not to execute this waiver.

Signature of Owner

Jay E. Carter  
Acquiring Official

STATE OF ALABAMA  
SHELBY COUNTY

PARCEL # 21 Block C  
LOTS 9, 10, 11, 12  
MRS<sup>x</sup> William H. McCray.  
2114 CUNARD AVE.  
BATON ROUGE, LA 70807

THIS INDENTURE made and entered into on this the 1st  
day of January, 19 89, by and between CITY OF HELENA, ALABAMA  
Mrs. William H. McCray  
hereinafter called Grantors; and the Mrs. William H. McCray  
hereinafter called the Grantee; City of Helena

W I T N E S S E T H:

WHEREAS, it has been found to provide the necessary utilities to  
certain areas lying within the THE CITY OF HELENA, ALABAMA  
service area, SHELBY County, Alabama; that it has been found  
necessary to cross certain lands owned by the Grantors for the purpose of  
installing all necessary UTILITIES, and other such integral  
parts of the UTILITY SYSTEM;

WHEREAS, it has been found advantageous and to the best interest  
of Grantors and Grantee that an easement for such UTILITY be  
conveyed to the THE CITY OF HELENA, ALABAMA

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

The right and privilege to construct, erect, install,  
operate and maintain UTILITIES, 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  
UTILITIES.

Helena

DESCRIPTION:

A PARCEL OF LAND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A utility easement located in Sec. 15, Township 20 South, Range 3 West,  
and being on Parcel 21, Block C, Shelby County Tax Map 58-13-05-15-1.  
Said easement shall be a 10.0' wide permanent easement and a 20.0' wide  
temporary construction easement running parallel to and along the West line of  
of said Parcels and the East R.O.W. of Cunningham Street (Washington Street).

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TO HAVE AND TO HOLD the above described right, privilege, and  
easements unto the City of Helena, Alabama 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, hereinabove described.

IN WITNESS WHEREOF, we, Mrs. William H. McCray

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

Ruby A. McCray Pope  
(Witness)

X Mrs. William H. McCray (SEAL)

\_\_\_\_\_  
(Witness)

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(SEAL)

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(Witness)

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(SEAL)

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(Witness)

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(SEAL)

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(Witness)

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(SEAL)

STATE OF ~~MAINE~~ Louisiana X  
East Baton Rouge Parish X

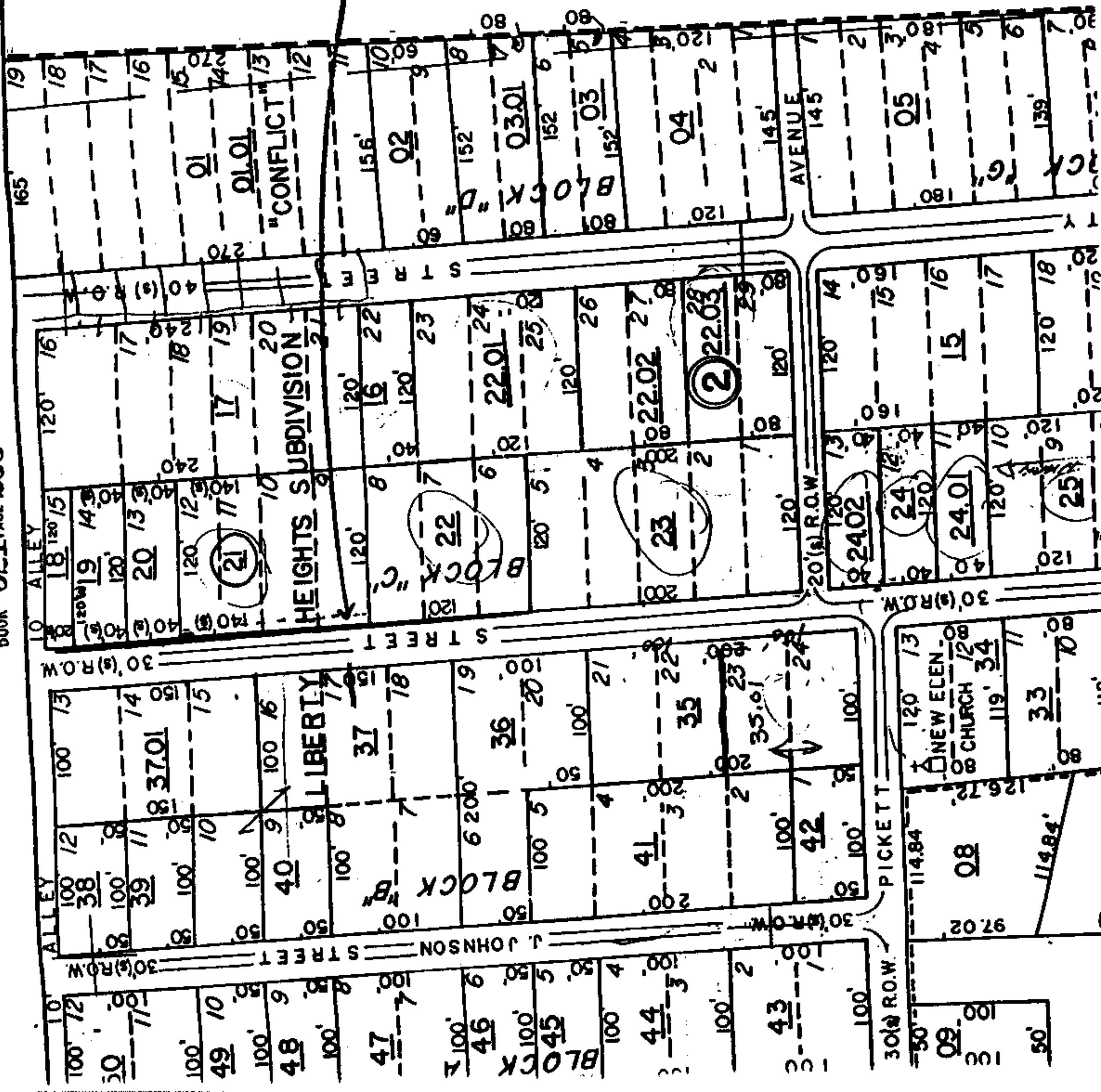
I, the undersigned Notary Public, in and for said County in said State, hereby certify that Mrs. William H. McCray

whose names are signed to the foregoing Easement and who are known to me, acknowledged before me on this day, that being informed of the contents of this Easement, she executed the same voluntarily on the day the same bears date.

GIVEN under my hand this the 1st day of January, 1989.

Harrietta J. Bridges  
NOTARY PUBLIC

(SEAL)



SANITARY SEWER

(NEED 10 FT. EASEMENT)

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

90 DEC 10 PM 12: 18

JUDGE OF PROBATE

1. Deed Tax	
2. Misc. Tax	
3. Int. on Deed Tax	3.98
4. Int. on Misc. Tax	1.00
5. Notary Fee	
6. Copying Fee	
Total	4.98