

STATE OF ALABAMA
COUNTY OF SHELBY

KNOW ALL MEN BY THESE PRESENTS, that for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration paid to the undersigned Grantors, Bruce McMellon and Gina McMellon, owners of Lot 27 of Heatherwood, Sector 3, by Heatherwood Golf Club, Inc., an Alabama corporation, the Grantee herein, the receipt and sufficiency of which are hereby acknowledged, the said Grantors do hereby grant to the said Grantee, its successors and assigns, a permanent easement for a golf cart path and activities associated with the game of golf to be used by members and guests of the Heatherwood Golf Club, the location of said easement shown on Exhibit "A" attached hereto and made a part hereof. The easement herein granted shall benefit the Grantee's land and shall be perpetual and shall run with the land.

Furthermore, Grantee shall have the right to allow its agents, employees and contractors to use said easement for the purpose of maintaining said easement and for any other reasonable purpose of Grantee.

Grantee shall indemnify, defend, protect, and hold Grantors harmless against any and all claims, suits, demands, judgments and decrees instituted or obtained by any third party because of any act of negligence of Grantee or its employees which may arise from the exercise of the rights herein granted or for any injury suffered by a user of the golf cart path which injury resulted from such use of said golf cart path.

The rights herein granted shall not in any way be construed to be superior to and are subject to such easements as may exist over, across, or upon said land for pipelines, transmission lines, telephone lines, sewer lines or other purposes.

TO HAVE AND TO HOLD unto the said Grantee, its successors and assigns forever.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed in duplicate on this, the 28th day of February, 1992.

M. C. H.
Witness

Bruce McMellon
Bruce McMellon, Grantor

M. C. H.
Witness

Gina McMellon
Gina McMellon, Grantor

HEATHERWOOD GOLF CLUB, INC.

ATTEST:

Reginald A. Woodley
Assistant Secretary

By Thomas O. Brown
Vice President

391 PAGE 940
BOOK
Jillia Foxwell
Morning Sun Cir
- A1 35242

(2)

STATE OF ALABAMA
COUNTY OF Jefferson

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that BRUCE MCMELLON, whose name as Grantor 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 said conveyance, he, executed the same voluntarily.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this, the 11th day of February, 1992.

Bill C. Shkinskew
Notary Public

My Commission Expires 11/20/93

391 PAGE 941

BOOK
STATE OF ALABAMA
COUNTY OF Jefferson

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that GINA MCMELLON, whose name as Grantor 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.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this, the 11th day of February, 1992.

Bill C. Shkinskew
Notary Public

My Commission Expires 11/20/93

STATE OF ALABAMA
COUNTY OF JEFFERSON

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Thomas G. Howard, whose name as Vice President of Heatherwood Golf Club, Inc. 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 said 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 AND SEAL OF OFFICE this, the 20th day of FEBRUARY, 1992.

Bobby Ray Jones
Notary Public

BOBBY RAY JONES
State at Large, Alabama
My Commission Expires My Commission Expires May 13, 1994

EASEMENT SURVEY



LOT 27
HEATHERWOOD 3RD SECTOR
MAP BOOK 8, PAGE 29

LOT 28
HEATHERWOOD 3RD SECTOR
MAP BOOK 8, PAGE 29

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

92 MAR -2 AM 9:58

JUDGE OF PROBATE

1. Deed Tax	\$	50
2. Mtg. Tax	\$	
3. Recording Fee	\$	2.50
4. Indexing Fee	\$	3.00
5. No Tax Fee	\$	
6. Certified Fee	\$	1.20
Total	\$	15.20

NOTE: CORNERS NOT SET

LOT 27

STATE OF ALABAMA
SHELBY COUNTY

Begin at the Southwest corner of Lot 27, Heatherwood 3rd Sector, Map Book 8, Page 29 and run in a Northerly direction along the West lot line of said Lot 27 a distance of 62.3 feet, more or less, to the point of intersection of the most Easterly line of a paved golf cart path and the said West lot line; thence run in a South-Southeasterly along said Easterly line of said paved golf cart path a distance of 64.7 feet, more or less, to the point of intersection of said Easterly line of said paved golf cart path and the South lot line of said Lot 27 and run Westerly along the said South lot line a distance of 14.2 feet, more or less, to the POINT OF BEGINNING, containing 0.012 acre, more or less.

According to a survey made by me this 22nd day of August, 1991. Not valid unless signed in red.

A. Frazier Christy, AL L.S. #10264

