

DISCLAIMER OF EASMENT

TO WHOM IT MAY CONCERN:

I, the undersigned, hereby certify that the City of Pelham, Alabama, a municipal corporation, does not claim any right to an easement for sanitary sewer across or under the lands described on Exhibit "A" attached hereto and incorporated herein by reference, under the authority granted in that certain instrument from Niel C. Morgan to the City of Pelham, Alabama, a municipal corporation, dated January 30, 1987 and recorded in Book 143, page 341 in the Office of the Judge of Probate of Shelby County, Alabama.

Signed this the 1st day of March, 1994.

City of Pelham,
a municipal corporation

By: Bobby Hayes
Bobby Hayes
its Mayor

STATE OF ALABAMA)
COUNTY OF Shelby)

I, Donna Ineslar, a Notary Public in and for said County in said State, hereby certify that Bobby Hayes, whose name as Mayor of the **CITY OF PELHAM, ALABAMA**, a municipal corporation, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, he, in his capacity as such officer and with full authority, executed the same voluntarily for and as the act of said corporation as of the day the same bears date.

Given under my hand this 1st day of March, 1994.

Donna Ineslar
Notary Public
My Commission Expires: 9-1-97

Inst # 1994-08124

03/14/1994-08124
10:20 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 MCD 11.00

Inst # 1994-08124

EXHIBIT "A"

to

DISCLAIMER OF EASEMENT

PARCEL I

COMMENCE AT THE NORTHWEST CORNER OF THE SOUTHEAST 1/4 OF SECTION 31, TOWNSHIP 19 SOUTH, RANGE 2 WEST, THENCE RUN IN AN EASTERLY DIRECTION ALONG THE NORTH LINE OF THE SOUTHEAST 1/4 FOR A DISTANCE OF 329.53 FEET; THENCE TURN AN ANGLE TO THE RIGHT OF 60 DEGREES, 17 MINUTES, 38 SECONDS AND RUN IN A SOUTHEASTERLY DIRECTION FOR A DISTANCE OF 1009.25 FEET TO THE POINT OF BEGINNING, FROM THE POINT OF BEGINNING THUS OBTAINED CONTINUE ALONG THE LAST DESCRIBED COURSE FOR A DISTANCE OF 250.00 FEET TO A POINT ON THE NORTHWEST RIGHT OF WAY OF ALABAMA HIGHWAY NO. 119, THENCE TURN AN ANGLE TO THE RIGHT OF 88 DEGREES, 06 MINUTES, 12 SECONDS AND RUN IN A SOUTHWESTERLY DIRECTION ALONG THE NORTHWEST RIGHT OF WAY FOR A DISTANCE OF 160.00 FEET; THENCE TURN AN ANGLE TO THE RIGHT OF 91 DEGREES, 53 MINUTES, 48 SECONDS AND RUN IN A NORTHWESTERLY DIRECTION FOR A DISTANCE OF 250.00 FEET; THENCE TURN AN ANGLE TO THE RIGHT OF 88 DEGREES, 06 MINUTES, 12 SECONDS AND RUN IN A NORTHEASTERLY DIRECTION FOR A DISTANCE OF 160.00 FEET TO THE POINT OF BEGINNING.

PARCEL II: PROPOSED SLOPE EASEMENT PARCEL

COMMENCE AT THE NORTHWEST CORNER OF THE SOUTHEAST 1/4 OF SECTION 31, TOWNSHIP 19 SOUTH, RANGE 2 WEST, THENCE RUN IN AN EASTERLY DIRECTION ALONG THE NORTH LINE OF THE SOUTHEAST 1/4 FOR A DISTANCE OF 329.53 FEET; THENCE TURN AN ANGLE TO THE RIGHT OF 60 DEGREES, 17 MINUTES, 38 SECONDS AND RUN IN A SOUTHEASTERLY DIRECTION FOR A DISTANCE OF 979.25 FEET TO THE POINT OF BEGINNING; THENCE 88 DEGREES, 06 MINUTES, 12 SECONDS RIGHT IN A SOUTHWESTERLY DIRECTION FOR A DISTANCE OF 220 FEET; THENCE 88 DEGREES, 06 MINUTES, 12 SECONDS LEFT IN A SOUTHEASTERLY DIRECTION FOR A DISTANCE OF 280 FEET TO A POINT ON THE NORTHWESTERLY RIGHT OF WAY LINE OF ALABAMA HWY # 119; THENCE 91 DEGREES, 53 MINUTES, 48 SECONDS LEFT IN A NORTHEASTERLY DIRECTION AND ALONG SAID RIGHT OF WAY LINE FOR A DISTANCE OF 60 FEET; THENCE 88 DEGREES, 06 MINUTES, 12 SECONDS LEFT IN A NORTHWESTERLY DIRECTION FOR A DISTANCE OF 250 FEET; THENCE 88 DEGREES, 06 MINUTES, 12 SECONDS RIGHT IN A NORTHEASTERLY DIRECTION FOR A DISTANCE OF 160 FEET; THENCE 88 DEGREES, 06 MINUTES, 12 SECONDS LEFT IN A NORTHWESTERLY DIRECTION FOR A DISTANCE OF 30 FEET TO THE POINT OF BEGINNING.

PARCEL III: PROPOSED PERPETUAL, NON-EXCLUSIVE INGRESS/EGRESS EASEMENT

COMMENCE AT THE NORTHWEST CORNER OF THE SOUTHEAST 1/4 OF SECTION 31, TOWNSHIP 19 SOUTH, RANGE 2 WEST, THENCE RUN IN AN EASTERLY DIRECTION ALONG THE NORTH LINE OF THE SOUTHEAST 1/4 FOR A DISTANCE OF 329.53 FEET; THENCE TURN AN ANGLE TO THE RIGHT OF 60 DEGREES, 17 MINUTES, 38 SECONDS AND RUN IN A SOUTHEASTERLY DIRECTION FOR A DISTANCE OF 979.25 FEET; THENCE 88 DEGREES, 06 MINUTES, 12 SECONDS RIGHT IN A SOUTHWESTERLY DIRECTION FOR A DISTANCE OF 220 FEET; THENCE 88 DEGREES, 06 MINUTES, 12 SECONDS LEFT IN A SOUTHEASTERLY DIRECTION FOR A DISTANCE OF 215 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE ALONG LAST DESCRIBED COURSE A DISTANCE OF 65 FEET TO A POINT ON THE NORTHWESTERLY RIGHT OF WAY LINE OF ALABAMA HWY # 119; THENCE 91 DEGREES, 53 MINUTES, 48 SECONDS LEFT IN A NORTHEASTERLY DIRECTION AND ALONG SAID RIGHT OF WAY LINE FOR A DISTANCE OF 60 FEET; THENCE 88 DEGREES, 06 MINUTES, 12 SECONDS LEFT IN A NORTHWESTERLY DIRECTION FOR A DISTANCE OF 65 FEET; THENCE 91 DEGREES, 53 MINUTES, 48 SECONDS LEFT IN A SOUTHWESTERLY DIRECTION FOR A DISTANCE OF 60 FEET TO THE POINT OF BEGINNING.

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