

This instrument is being recorded to replace that certain easement recorded in Book 337, Page 711, in the Probate Office of Shelby County, Alabama.

STATE OF ALABAMA
COUNTY OF SHELBY

GRANT OF EASEMENT FOR INGRESS, EGRESS AND UTILITIES

KNOW ALL PERSONS BY THESE PRESENTS, That in consideration of Ten and 00/100 Dollars (\$10.00) and other good and valuable consideration, in hand paid to the undersigned Grantor(s) by the Grantee(s) herein, the receipt of which is hereby acknowledged, I/we Marvin Burnett and wife, Charlotte Burnett, the Grantor(s) do hereby bargain, sell, grant and convey unto Travis Ray Todd, Sr. and wife, Jerusa Selby Todd and Susan Todd an unmarried person the following perpetual easement and right of way for the purpose of Ingress, egress and utilities over and across that certain parcel of land described hereinafter, being situated in Shelby County, Alabama to wit:

Commence at the Southwest corner of the Southwest 1/4 of the Southeast 1/4 of Section 27, Township 20 south, Range 4 West; thence run North 0-00'00" East, along the West line of said 1/4-1/4 a distance of 425.45 feet to a point in the centerline of a county road; thence run North 42-13'36" East, along said centerline, a distance of 22.32 feet to the point beginning of a 30 foot easement for ingress and egress lying 15 feet on either side of the following described centerline; thence departing the county road run North 0-00'00" East, along the centerline of said easement, 14' East of and parallel to said 1/4-1/4 line, a distance of 178.52 feet to its intersection with the southeasterly right of way line of a 100 foot railroad right of way and the end of said easement.

TO HAVE AND TO HOLD unto said Grantee(s), his her or their heirs and assigns forever.

It is expressly understood that the easement and right of way granted and conveyed herein is a non exclusive easement and that the Grantor(s), his/her/their heirs and/or assigns reserve the right to continue to use the perpetual easement and right of way granted herein from now and forever more, so long as such does not interfere with the Grantee(s) peaceful enjoyment of said easement and right of way.

And I/we do for myself/ourselves and for my/our heirs, executors and administrators, covenant with said Grantee(s), his/her/their heirs and/or assigns, that I/we am/are lawfully seized with the property described hereinabove, and that it is free from all encumbrances, unless otherwise stated hereinabove, and that I/we have good right to convey said easement and right of way, and that I/we will, and my/our heirs and/or assigns shall warrant and defend the same to said Grantee(s), his/her/their heirs and assigns forever against the lawful claims of all persons.

We, the Grantee(s) are executing this easement to acknowledge our consent of the vacation of the old easement and creation of the new easement.

Inst # 1994-25613

08/17/1994-25613
12:56 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 MCD 11.50

Inst # 1994-25613

Inst # 1994-25613

IT WITNESS WHEREOF, I/we have herunto set my/our hand(s) and seal(s) this 6th day of August, 19 94.

Marvin Burnett
Marvin Burnett

Charlotte Burnett
Charlotte Burnett

Travis Ray Todd Sr.
Travis Ray Todd, Sr.

Jerusha Selby Todd
Jerusha Selby Todd

Susan Todd
Susan Todd

Inst # 1994-25613

08/17/1994-25613
12:56 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 NCB 11:50

STATE OF ALABAMA
COUNTY OF Shelby

Peggy Moser, the undersigned, a Notary Public and for said County and in said State, hereby certify that **Marvin Burnett and wife, Charlotte Burnett**, whose name(s) is/are signed to the foregoing perpetual easement and right of way for ingress, egress and utilities, and who is/are known to me, acknowledged before me, that, being informed of the contents of this instrument, he/she/they, executed the same voluntarily and his/her/their act on the day the same bears date.

Given under my hand and official seal this 6th day of August, 19 94.

Peggy Moser
Notary Public
My commission expires: 1/15/95

STATE OF ALABAMA
COUNTY OF Shelby

I, Peggy Moser, the undersigned, a Notary Public and for said County and in said State, hereby certify that **Travis Ray Todd, Sr and wife Jerusha Selby Todd and Susan Todd** an unmarried person, whose name(s) is/are signed to the foregoing perpetual easement and right of way for ingress, egress and utilities, and who is/are known to me, acknowledged before me, that, being informed of the contents of this instrument, he/she/they, executed the same voluntarily and his/her/their act on the day the same bears date.

Given under my hand and official seal this 6th day of August, 19 94.

Peggy Moser
Notary Public
My commission expires: 1/15/95