

received
10/21/96

RIGHT-OF-WAY DEED FOR PUBLIC ROAD

STATE OF ALABAMA
COUNTY OF SHELBY

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, Ms. Johnnie Abbott and Ms. Nancy Payne of the County and State aforesaid, in and for the consideration of NINE HUNDRED DOLLARS AND 00/100 (\$900.00) in hand paid by Shelby County the receipt whereof is hereby acknowledged and for the further consideration of the benefit accruing to us and to the public from the construction or improvement of a public road through our lands, in Shelby County, do hereby give, grant, bargain, sell and convey unto Shelby County, its successors or assigns, a Right-of-way hereinafter described, over and across our said lands in Shelby County, Alabama, for a public road; which right-of-way shall be SIXTY (60) feet in width, THIRTY (30) feet on each side of the center line of said road, as it is now located and staked out by the Highway Department or as much of our lands as is required to make a SIXTY (60) foot right-of-way across our lands, said right-of-way herein conveyed being more particularly described as follows, to-wit:

Right-of-Way thirty (30) feet wide on the West side of the centerline described on Exhibit "A" attached hereto and made part and parcel hereof as fully as if set out herein which said Exhibit "A" is signed by Grantor(s) herein for the purpose of identification.

The Right-of-Way herein granted shall pertain only to that portion of property on Exhibit "A" which is owned by the undersigned Grantor(s) or in which the undersigned Grantor(s) have an interest and as shown on the right-of-way map of Project No. SCP 59-241-95 as retained in the office of the County Engineer of Shelby County. The portion of property to serve as Right-of-Way is located in Parcel No. 34.0, in the SW 1/4 of the SW 1/4 of Section 1, Township 22S, Range 1W of Shelby County, Alabama, and contains approximately 0.3 Acres.

To Have and To Hold by Shelby County, or its Assigns, and for and in consideration of the benefit to our property by reason of the construction or improvement of said road, we hereby release the County aforesaid, and all of its employees and officers, and the State of Alabama and all its employees and officers from all consequential damages, present or prospective, to our property, arising out of the construction, improvement, maintenance or repair of said road, and that said road is a benefit to our property is hereby admitted and acknowledged. All agreements, covering the moving, relocating and/or changing of the building and/or structures located wholly or partially on the above described right-of-way shall be in writing and approved by the Alabama Department of Transportation before same shall be valid and binding on the said Alabama Department of Transportation. The grantor hereby grants permission with right of ingress and egress to grantor's adjoining property at any time during construction period of project for purpose of moving grantor's buildings and/or structures from the above described right-of-way

In witness whereof, we have hereunto set our hands and seal this the 15th day of OCTOBER, 19 96

Witness:

Johnnie Abbott (Seal)
Nancy Payne (Seal)

ACKNOWLEDGMENT FOR INDIVIDUAL

STATE OF ~~ALABAMA~~ N.Y.
COUNTY OF ~~SHELBY~~ N.Y.

I, Gerry Windway, a Notary in and for said County, in said State hereby certify that Johnnie Abbott & Nancy Payne whose name is signed to the foregoing conveyance, and who executed the same voluntarily on the day the same bears date.

Given under my hand this 15 day of October, A.D. 19 96

Inst # 1996-38271

11/19/1996-38271
12:15 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 MCD .00

(Official Title)

Notary State of N.Y.
No. 12492
Qualified in Kings Co.

Inst # 1996-38271

**EXHIBIT "A" - EGG & BUTTER ROAD
PROJECT NO. SCP 59-241-95
CENTERLINE DESCRIPTION**

The following description represents the centerline of Project No. SCP 59-241-95 which begins and ends at points on the existing centerline of County Road 37, lying in the W $\frac{1}{2}$, Section 14, NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 14, Section 11, NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 12, W $\frac{1}{2}$ of SW $\frac{1}{4}$ Section 1, and SW $\frac{1}{4}$ of NW $\frac{1}{4}$ Section 1, Township 22 South, Range 1 West, Shelby County, Alabama. The alignment map for said project is on file at the Shelby County Highway Department in Columbiana, Alabama. Said centerline is more particularly described as follows:

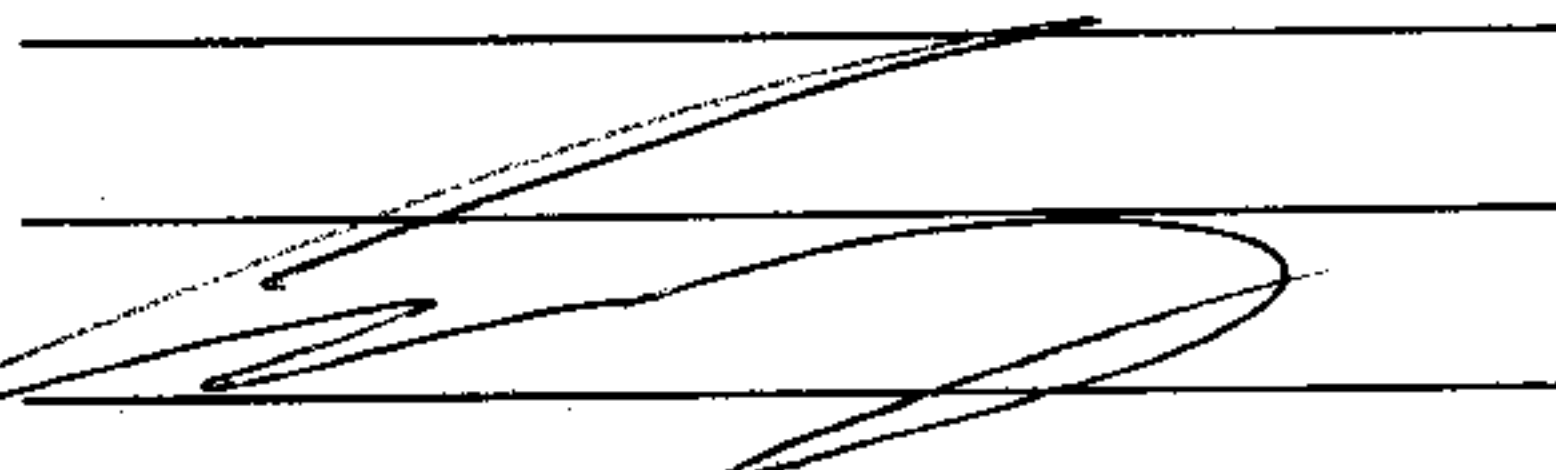
STATION 4+08.17 TO STATION 28+16.01

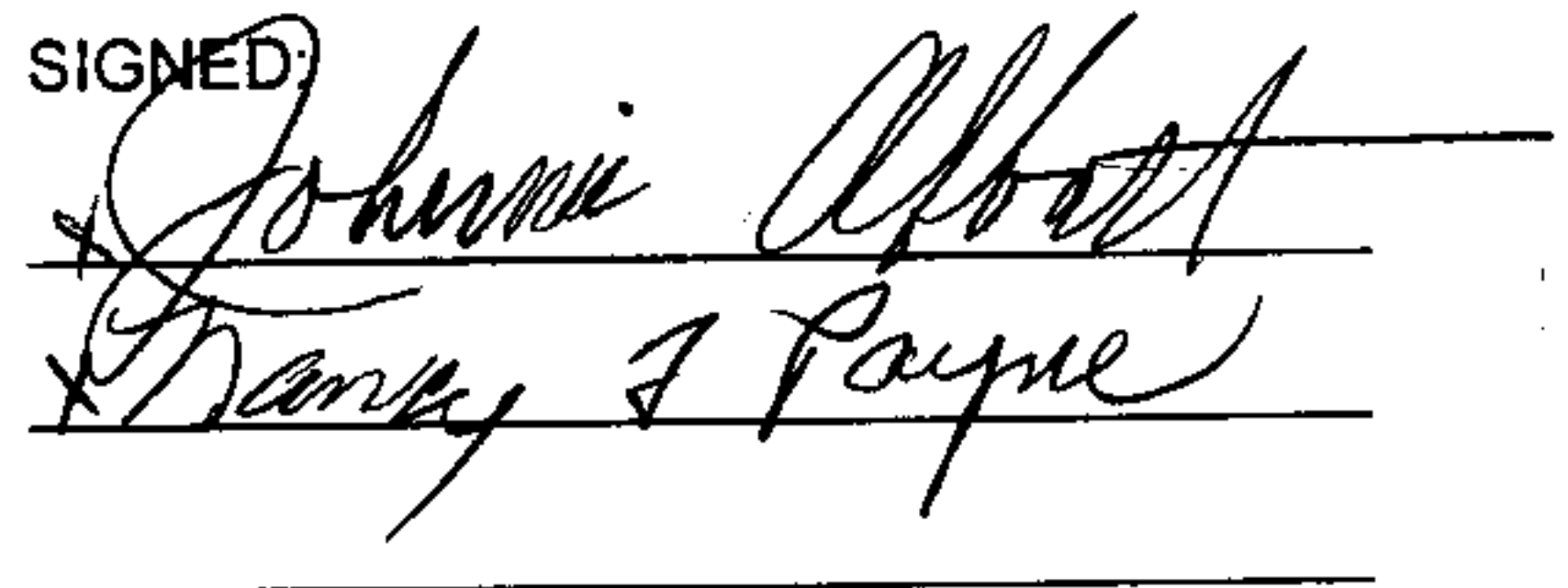
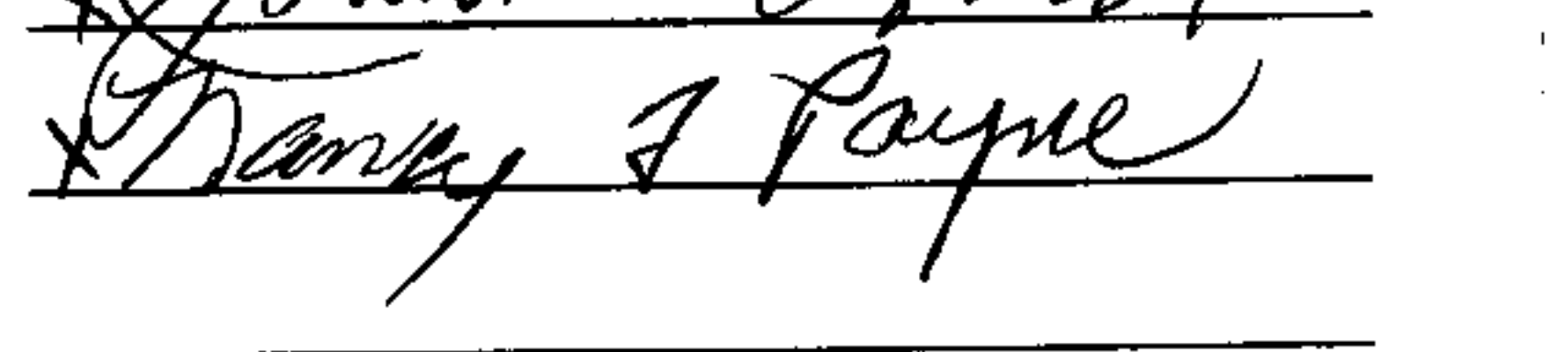
Starting at the SW Corner of Section 1, Township 22 South, Range 1 West; thence North 1,312.02 feet to a $\frac{3}{4}$ -inch iron at the NW Corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 1, Township 22 South, Range 1 West; N87°38'23"E, 234.73 feet to the Point of Beginning on the centerline of County Road 37, through a curve to the left (Δ =16°51'11.3", R=1,425.50', L=419.30', CHD. BRG.=S6°20'6.3"E); S14°45'42"E, 760.20 feet; through a curve to the right (Δ =38°38'54", R=712.92', L=480.90'); S23°53'12"W, 537.05 feet; along a curve to the right (Δ =2°18'44.5", L=211.18', CHDL=211.3'); thence N0°E, 970.76 feet to the NW Corner of Section 12, Township 22 South, Range 1 West.

Acknowledged and Witnessed on this the 15 day of October, 1996,
by the Undersigned:

WITNESS:

SIGNED:



Notary Public, State of New York:
No.
Qualified in Kings County

4/2/98

Inst # 1996-38271

11/19/1996-38271
12:15 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 MCD .00