

# RIGHT-OF-WAY DEED FOR PUBLIC ROAD

STATE OF ALABAMA  
Shelby County

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, Brian D. Cairns of the County and State aforesaid, in and for the consideration of Twenty Thousand Two Hundred and Fifty Dollars and No Cents (\$20,250.00) 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, Right-Of-Way herein conveyed being more particularly described as follows, to-wit:

**PARCEL 1:** A parcel of land located in the NW 1/4 of Section 35, Township 20 South, Range 3 West, more particularly described as follows:

Commence at the NW corner of the NE 1/4 of the NW 1/4 of Section 35, Township 20 South, Range 3 West and run Easterly along said 1/4 1/4 line a distance of 311.0 feet, more or less to the Centerline of Buck Creek; thence turn an angle to the right and run Southerly along the meandering Centerline of Buck Creek a distance of 1,200 feet, more or less to its intersection with the North Right-Of-Way line of Shelby County Road 66, being the point of beginning; thence turn an angle to the right and run Westerly along the said Right-Of-Way a distance of 107.05 feet; thence turn an angle to the right of 135° 53' 13" and run Northeasterly a distance of 96.79 feet; thence turn an angle of 43° 40' 38" to the right and run Easterly a distance of 32.19 feet to the Centerline of Buck Creek being the West property line of Brian O. Cairns as recorded in Deed Book 327, Page 428; thence turn an angle to the right and run Southerly along the Centerline of Buck Creek a distance of 67.84 feet to the point of beginning. Containing 0.01 acres more or less.

**PARCEL 2:** A parcel of land located in the NW 1/4 of Section 35, Township 20 South, Range 3 West, more particularly described as follows:

Commence at the NW corner of the NE 1/4 of the NW 1/4 of Section 35, Township 20 South, Range 3 West and run Westerly along said 1/4 1/4 line a distance of 570.00 feet; thence turn an angle of 90° 00' to the left and run Southerly a distance of 295.20 feet; thence turn an angle of 90° 00' to the right and run Westerly a distance of 170.00 feet; thence turn an angle of 90° 00' to the left and run Southerly along the West property line of Brian O. Cairns as recorded in Deed Book 327, Page 428 a distance of 345.00 feet to a point on the North Right-Of-Way of Shelby County Road 66, said point being the point of beginning; thence turn an angle of 180° 00' and run Northerly a distance of 65.54 feet along said property line; thence turn an angle of 102° 24' 33" to the right and run Easterly a distance of 225.74 feet; thence turn an angle of 12° 22' 47" to the left and run Easterly a distance of 250.51 feet; thence turn an angle of 04° 17' 58" to the right and run Easterly a distance of 153.16 feet; thence turn an angle of 06° 40' 18" to the right and run Easterly a distance of 203.53 feet to a point on the North Right-Of-Way of Shelby County Road 66; thence follow the North Right-Of-Way of said road in a Westerly direction 852.28 feet to the point of beginning. Containing 0.49 acres more or less.

See Attachment "A" for a detailed sketch showing the Right-Of-Way conveyance as described herein.

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

And I do for myself and for my heirs, executors, and administrators covenant with the said Grantees, their successors, and assigns, that I am lawfully seized in fee simple of said premises; that they are free from all encumbrances, unless otherwise noted above; that I have a good right to sell and convey the same as aforesaid; that I, my heirs, executors, and administrators shall warrant and defend the same to the said Grantees, their successors, and assigns forever, against the lawful claims of all persons.

11/26/1996-39158  
03:13 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
003 MCD .00

Inst # 1996-39158

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 State Department of Transportation before same shall be valid and binding on the said State 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 12th  
day of JUNE, 19 96.

Witness:

Mary Kay Havranek

Brian D. Cairns  
Brian D. Cairns

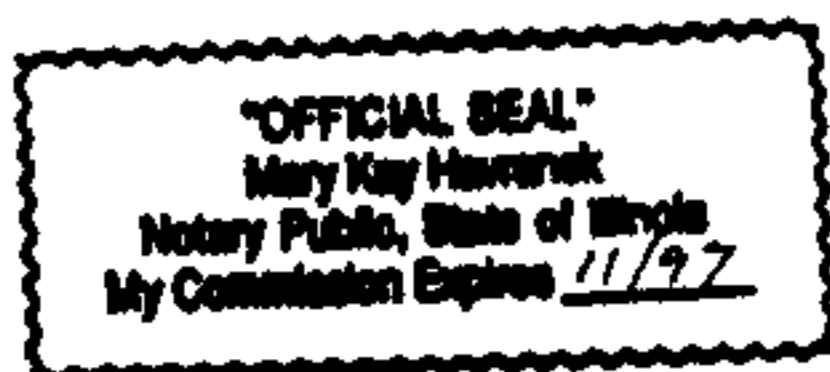
## ACKNOWLEDGMENT FOR INDIVIDUAL

STATE OF ILLINOIS

County of LAKE

I, MARY KAY HAVRANEK, a Notary Public in and for said County, in said State, hereby certify that Brian D. Cairns, an individual, whose name is duly signed to the foregoing conveyance, and who has executed the same voluntarily on the day the same bears date.

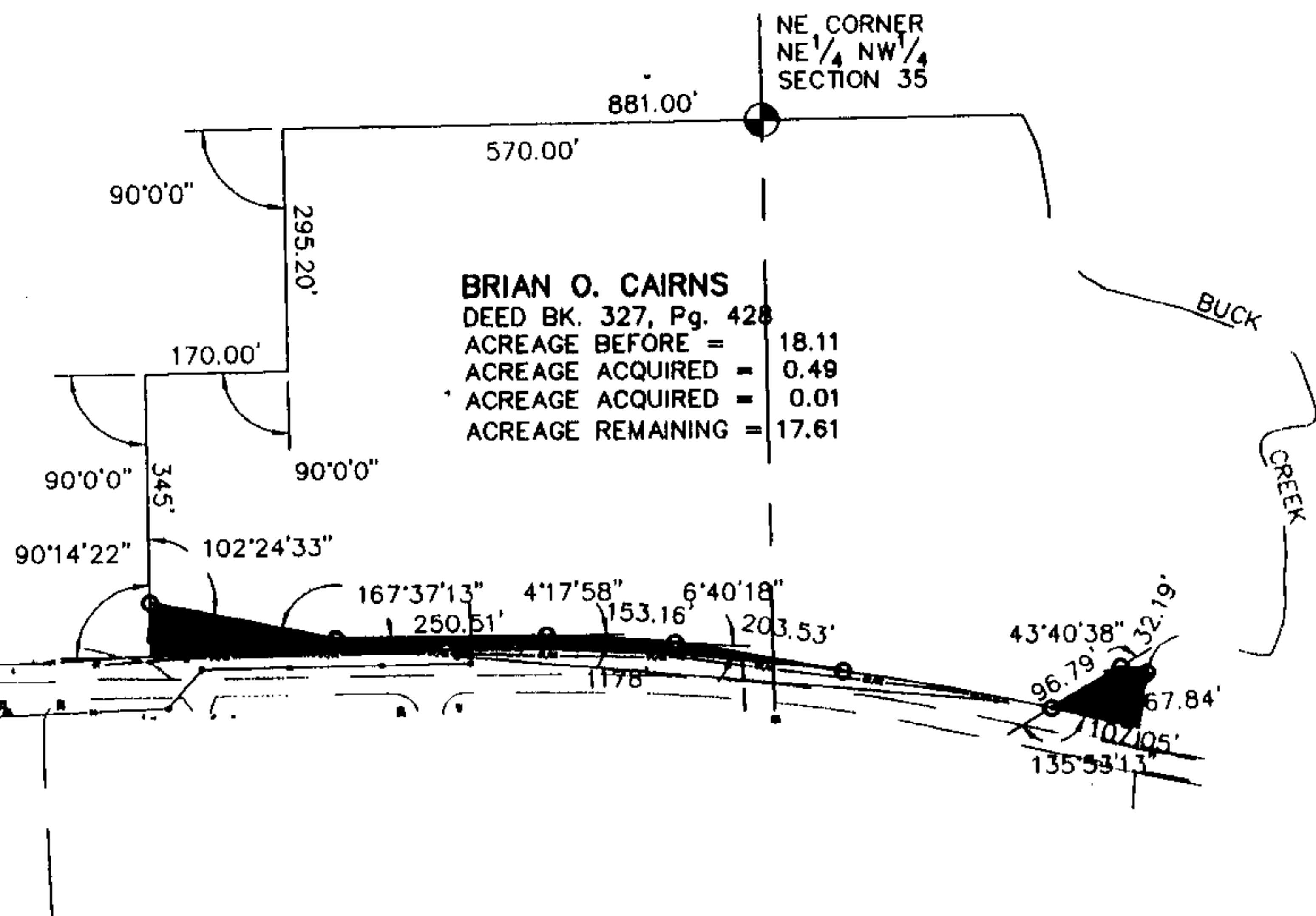
Given under my hand this 12th day of JUNE, 1996.



Mary Kay Havranek  
Notary Public

My Commission Expires 11/5/97

Inst # 1996-39158  
85166-9661 + 1st  
11/26/1996-39158  
03:13 PM CERTIFIED  
JAMES E. HARRIS  
SHELBY COUNTY



SECTION 35, TOWNSHIP 20 SOUTH, RANGE 3 WEST

LEGEND

- EXISTING PROPERTY LINE
- PROPERTY LINE (REQUIRED)

R.O.W. CONVEYANCE SKETCH  
(This is not a Survey)

DATE: AUG 1995  
DRAWN: CJA  
CHECKED: CFS  
SHEET NO. OF

**BRIAN O. CAIRNS**

PREPARED BY:  
**EA Ceall Jones & Associates, Inc.**  
CONSULTING ENGINEERS•PLANNERS•LANDSCAPE ARCHITECTS