

State Of Alabama

County Of SHELBY

AFFIDAVIT

Before me, the undersigned authority, personally appeared O. Dale Parker, who being duly sworn, deposes and says as follows:

(1) My name is O. Dale Parker. On April 27, 1973 I purchased from John M. Benton, A Widower, the following described real estate located in Shelby County, Alabama as evidenced by deed recorded in Book 280, Page 93 in the Probate Office of Shelby County, Alabama, to wit:

The NE1/4 of NE1/4 Section 7, Township 21 South, Range 2 West;
Also S1/2 of SE1/4 of SE1/4, Section 6, Township 21 South, Range 2 West;
Also the E1/2 of NW1/4 of NE1/4 of Section 7, Township 21 South, Range 2 West, all situated in Shelby County, Alabama.

(2) On July 24, 1975 I transferred title of the above mentioned real estate as evidenced by deed recorded in Book 294, Page 14 in the Probate Office of Shelby County, Alabama to Parker Supply Company, Inc. of which I was President.

(3) Attached hereto and made part hereof as "Exhibit A" of this affidavit is a copy of the survey and description completed by Frank S. Hollis & Associates (Reg. # 9323) dated December 9, 1976 that accurately describes the roadway of which Parker Supply Company, Inc. et. al. provided financing for and had constructed for public use.

(4) As President of Parker Supply Company, Inc. with full and legal authority, I executed and conveyed by deed on August 21, 1978 a sixty (60) foot right of way across the above mentioned real estate to Shelby County for perpetual public use, with all rights and privileges for full use including the right to build and construct a road, placement of utilities and ingress and egress of said property. Attached hereto and made part hereof as "Exhibit B" of this affidavit is the Right Of Way Deed granting and describing the sixty (60) foot right of way with the original document having been supplied to the proper county offices at the time of execution.

(4) The entire road and right of way as shown on "Exhibits A & B" beginning at County Road # 339 and passing through the above mentioned property, as well as Southern Stone Company, Inc. property (now known as Dravo Lime Co.) to State Highway 31, was widely known and openly used by the public and county for travel during and subsequent to my ownership of said property.

Given under my hand and seal this 9th day of April, 1997.

O. Dale Parker

O. Dale Parker

Sworn to and subscribed before me this 9th day of April, 1997.

C. P. Holliman

Notary Public

Inst # 1997-12577

My Commission Expires 3/1/99

04/23/1997-12577
10:59 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
010 NCD 31.00

Inst # 1997-12577

EXHIBIT A

SCALE
1" = 200'

THE MEAD CORPORATION

A=298.90'
E=1760.75'
T=109.72'
A=43.40'

115.72'

551.938' OF "W"
315.72'

35
A=197.41'
E=100.00'
A=500.79'

117.56'

579°13'12"W
592.56'

SE 1/4 of NW 1/4

A=13*32.57'
T=176.00'
E=1473.15'
A=348.37'

50' WIDE ROW
580°40'15"W
815.05'

490.05'

NEVA of NEVA

104-1560

5751'40" N
371 83

\$0000'00"-1
429 71

ROAD

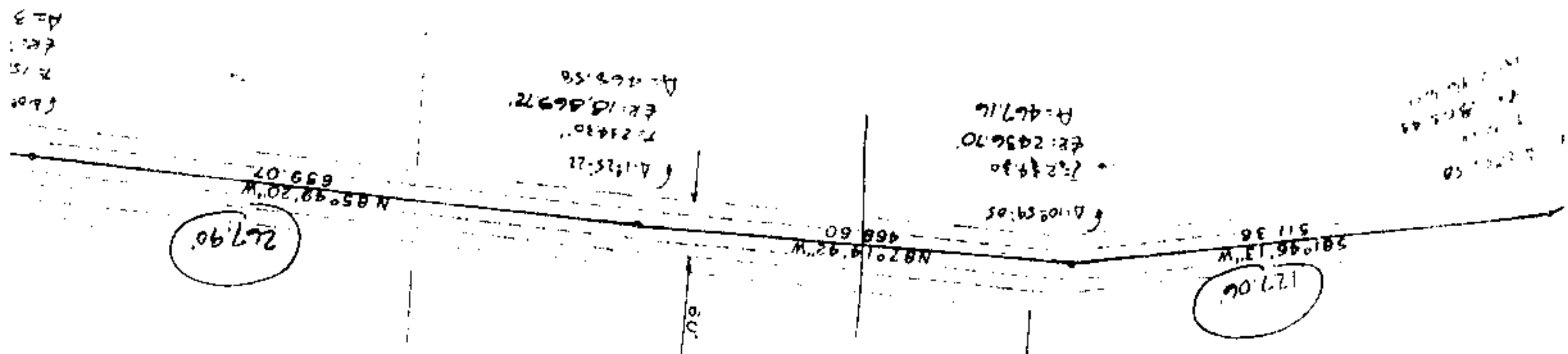
DEWEY
GARNETTE JR.

86-8
ROAD

14:11:27
 15:00:00
 16:00:00
 17:00:00

44-1991-17
44-668-127
7100 00
44-2845-57

THE
MEAD CORPORATION



C. H. FULTON
&
W. S. PRITCHARD

JOHN M. BENTON

14
23

240 1/04

☐ Yes ☒ No

THE UNIVERSITY OF CHICAGO

[illegible]

State of Alaska, a Registered Land Surveyor in the State of Alaska, hereby certifies that the above is a true and correct plat of the property described, the survey being completed by me on the 31st of December, 1976.

FREDERICK H. ROBERTS & ASSOCIATES
 ONEBOND, ALABAMA 376-7125

A: 195.33'
 ER: 367.90'
 T: 100.00'
 Δ: 30° 15' 20"

HW 1/4 of SW 1/4
Sec. 7-T21S-R2W

THE MEAD CORPORATION

SW 1/4 of NW 1/4

THE MEAD CORPORATION

SE 1/4 of NW 1/4

$\Delta = 150^\circ$
 $\angle 1 = 107.15^\circ$
 $\angle 2 = 107.15^\circ$
 $\angle 3 = 107.15^\circ$

4405

"EXHIBIT B"

RIGHT OF WAY DEED

ENGINEERING - 28

STATE OF ALABAMA,

Shelby ~~County~~ County

KNOW ALL MEN BY THESE PRESENTS: That for and in consideration of the sum of

100.00 No/100

Dollars (\$ 100.00)

cash in hand paid by Shelby County, the receipt whereof is hereby acknowledged, we, the undersigned, do hereby

grant, bargain, sell and convey unto the said Shelby County, its successors and assigns, a right-of-way for public

purposes, said right of way being sixty feet in width or thirty feet on each side

of a center line located and described as follows, to-wit:

Commence at the NE Corner of Section 7, Township 21 South, Range 2 West, and run South 1°00' West 137.21 feet; thence turn right 0°51'40" and run Southerly 371.83 feet; thence turn left 1°11' and continue Southerly 429.71 feet to the Point of Beginning for the afore mentioned centerline description; thence from the last described course turn right 29°45'50" and run Southwesterly 149.74 feet to the point of a curve to the right; said curve having a radius of 379.41 feet and an included angle of 13°07'; thence continue Southwesterly along the arc of said curve 86.86 feet to the point of a curve to the right; said curve having a radius of 206.25 feet and an included angle of 23°53'; thence continue Southwesterly along the arc of said curve 85.97 feet to the point of tangent to said curve; thence continue Southwesterly tangent to the last described curve 837.01 feet to the point of a curve to the right; said curve having a radius of 400.89 feet and an included angle of 14°13'07"; thence continue Southwesterly along the arc of said curve 99.49 feet to the point of tangent to said curve and the point of ending of said centerline description.

lying and being in Shelby County, Alabama.

For the consideration aforesaid, the undersigned do grant, bargain, sell and convey unto said County the right and privilege of a perpetual use of said lands for such public purpose, together with all rights and privileges necessary or convenient for the full use and enjoyment thereof, including the right of ingress to and egress from said strip and the right to cut and keep clear all trees, undergrowth and other obstructions on the lands of the undersigned adjacent to said strip when deemed reasonably necessary for the avoidance of danger in and about said public use of said strip.

In consideration of the benefit of the property of the undersigned by reason of the construction of said road, the undersigned hereby release ~~Shelby~~ County, the State of Alabama, and/or the United States of America, and/or any of their agents, from all damages present or prospective to the property of the undersigned arising or resulting from the construction, maintenance and repair of said road, and the undersigned do hereby admit and acknowledge that said road if and when constructed will be a benefit to the property of the undersigned.

The undersigned covenant with said Shelby County that the undersigned are seized in fee-simple of said premises and have a good right to sell and convey the same and that the same are free from all encumbrances and the undersigned will warrant and defend the title to the aforesaid strip of ground and against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, all on this 21st

day of August 1978

WITNESSES:

Barber Supply Co Inc
Shelby County (SEAL)
(SEAL)

STATE OF ALABAMA)
SHELBY COUNTY)

Subject No.

Parker Supply Co. Inc

RIGHT OF WAY DEED

I, the undersigned authority, in and for said State of Probate in and for said State of Shelby County, hereby certify that the within con-

veyance was filed in my office at

lock M. on the day of

19 and duly

recorded in Deed Record page

ed this day of

Judge of Probate

STATE OF ALABAMA)
SHELBY COUNTY)
SHELBY

I, the undersigned authority, in and for said County, in said State, hereby certify that

Whose name signed to the foregoing conveyance, and who known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this day of 19

Notary Public

STATE OF ALABAMA)
SHELBY COUNTY)
SHELBY

I, the undersigned authority, in and for said County, in said State, hereby certify that

Whose name signed to the foregoing conveyance, and who known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this day of 19

Notary Public

STATE OF ALABAMA)
SHELBY COUNTY)
SHELBY

I, the undersigned authority, in and for said County, in said State, hereby certify that

Dale Parker

Whose name as President of the *Parker Supply Co. Inc*

a corporation 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, 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 official seal, this day of August 19 78

[Signature]
Inst. # 1997-12577

Notary Public

04/23/1997-12577
10:59 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
010 NCD 31.00