

RIGHT OF WAY EASEMENT

STATE OF ALABAMA  
SHELBY COUNTY

KNOW ALL MEN BY THESE PRESENT:

THAT IN CONSIDERATION OF \$1.00 and exchange of right of way easements  
PAID TO L. Douglas Joseph  
(HEREINAFTER REFERRED TO AS GRANTOR, BY Rodney E. Davis

(HEREINAFTER REFERRED TO AS GRANTEE, THE RECEIPT OF WHICH IS HEREBY  
ACKNOWLEDGED, THE GRANTOR DOES HEREBY GRANT, BARGAIN, SELL, TRANSFER AND  
CONVEY UNTO THE GRANTEE, ITS SUCCESSORS AND ASSIGNS (OR THEIR HEIRS,  
AND ASSIGNS), A PERPETUAL EASEMENT WITH THE RIGHT TO ERECT, CONSTRUCT,  
INSTALL AND LAY AND THEREAFTER USE, OPERATE, INSPECT, REPAIR,  
MAINTAIN, THE RIGHT OF WAY OR ROADWAY AND/OR UTILITIES, OVER, ACROSS  
AND THROUGH THE LAND OF THE GRANTOR SITUATED IN Shelby COUNTY,  
STATE OF ALABAMA, SAID RIGHT OF WAY EASEMENT BEING MORE PARTICULARLY  
DESCRIBED AS FOLLOWS:

EXHIBIT "A" ATTACHED HERETO

IT IS UNDERSTOOD AND AGREED THAT SHOULD THE COUNTY OF SHELBY REQUIRE A  
60 FOOT RIGHT OF WAY, THE PARTIES HERETO AGREE TO GRANT SUCH ADDITIONAL  
PROPERTY NECESSARY TO WIDEN THE RIGHT OF WAY EASEMENT OF 60 FEET.

THE RIGHT OF WAY EASEMENT HAS NOT BEEN DEFINITELY DESCRIBED ON THIS  
DATE; HOWEVER, THE GRANTOR RESERVES THE RIGHT TO RELOCATE THE ROAD FROM  
ITS PRESENT LOCATION, SO LONG AS IT ADEQUATELY SERVES THE GRANTEE'S  
NECESSARY ACCESS.

THE GRANTOR HEREBY RESERVES THE RIGHT TO USE SAID RIGHT OF WAY EASEMENT  
FOR HIS PURPOSES.

THE GRANT AND OTHER PROVISIONS OF THIS RIGHT OF WAY EASEMENT SHALL  
CONSTITUTE A COVENANT RUNNING WITH THE LAND FOR THE BENEFIT OF THE  
GRANTEE AND THE GRANTOR, AND THEIR HEIRS, SUCCESSORS AND ASSIGNS.

IN WITNESS WHEREOF, THE GRANTOR HAS EXECUTED THIS INSTRUMENT THIS THE  
28th DAY OF MAY, 1997.

L. Douglas Joseph  
L. DOUGLAS JOSEPH

06/10/1997-18118  
08:21 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
003 MCD 14.00

1997-18118

Cashier Title

EXHIBIT "A"

A 50 foot right-of-way easement over and along that certain Street known as Grey moor Drive, as shown on survey of Grey moor Woods prepared by R. C. Farmer and Associates, Inc., which subdivision is situated in the SE 1/4 of the SE 1/4 of Section 5, and the SW 1/4 of the SW 1/4 of Section 4 and in the NW 1/4 of Section 9, all in Township 20 South, Range 1 West, which subdivision plat is to be recorded in the Probate Office of Shelby County, Alabama.

Also conveyed is a 50 foot right of way easement from the south line of said Grey moor Drive run South to the North line of the property of Rodney E. Davis which is situated in the NW 1/4 of said Section 9, Township 20 South, Range 1 West, Shelby County, Alabama.

STATE OF ALABAMA)  
COUNTY)

GENERAL ACKNOWLEDGEMENT

Notary Public

I, the undersigned, Judge of Probate, in and for said County in said State, hereby certify that \_\_\_\_\_

L. Douglas Joseph whose name 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 the instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and Official seal this 28th day of May, 19<sup>97</sup>.

Martha B. Ferguson  
~~Judge of Probate~~ Notary public

Inst # 1997-18118

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