

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 Rodney E. Davis

(HEREINAFTER REFERRED TO AS GRANTOR, BY L. Douglas Joseph

(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.



Rodney E. Davis

Inst # 1997-18120

06/10/1997-18120
08:21 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 HCD 14.00

Inst # 1997-18120

Cahaba Title

EXHIBIT "A"

A 50 foot right-of-way easement running South from the Branch separating the property of L. Douglas Joseph and Rodney E. Davis, the same being an extension from Greythorne Drive, across property of Rodney E. Davis situated in the W 1/2 of NW 1/4 of Section 9, Township 20 South, Range 1 West, to a point on the North line of that certain 60 foot right-of-way described in the conveyance by Gulf States Paper Corporation to L. Douglas Joseph recorded in Real 84 Page 801 in said Probate Office; being situated in 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 _____

Rodney E. Davis

_____ 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, 1997.


~~Judge of Probate~~ Notary Public

Inst # 1997-18120

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