

This instrument prepared without
examination of title by:

**Mary P. Thornton
Dominick, Fletcher, Yeilding,
Wood & Lloyd, P.A.
2121 Highland Avenue
Birmingham, Alabama 35205**

EASEMENT FOR USE OF RIGHT OF WAY

STATE OF ALABAMA)
) **KNOW ALL MEN BY THESE PRESENTS:**
SHELBY COUNTY)

WHEREAS, Cedar Lane is a thirty foot (30') wide right of way situated in Shelby County, Alabama which was the subject of certain easements granted by instruments recorded in Deed Book 194, pages 412 and 414, and Deed Book 183, page 434, in the Probate Office of Shelby County, Alabama which right of way is shown on Exhibit A attached hereto and made a part hereof ("Cedar Lane"); and

WHEREAS, Grantors are owners of certain parcels of real property situated in Shelby County, Alabama which are accessed by means of Cedar Lane as shown on Exhibit A attached hereto and made a part hereof; and

WHEREAS, Grantee is the owner of a certain parcel of real property adjoining Cedar Lane in Shelby County, Alabama which property is legally described in Exhibit B attached hereto and made a part hereof ("Grantee's Property"); and

WHEREAS, Grantors desire to grant unto Grantee a permanent and perpetual non-exclusive easement over, across, through and under Cedar Lane for the purpose of pedestrian and vehicular ingress and egress to and from Grantee's Property and for the purpose of making improvements to the Cedar Lane right of way.

NOW THEREFORE, that for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration in hand paid to the undersigned, the receipt and sufficiency of which are hereby acknowledged, the undersigned **DONALD W. ATTAWAY, JOHN W. ATTAWAY, JR., DONNA A. KING, JOYCE ATTAWAY, JOHN E. KNIGHT and DIANE K. RUSSELL** ("Grantors"), do hereby grant, bargain, sell, and convey to **TAYLOR PROPERTIES, L.L.C.** ("Grantee"), a permanent and perpetual non-exclusive easement over, across, through and under Cedar Lane for the purpose of pedestrian and vehicular ingress and egress to and from Grantee's Property and for the purpose of making improvements to the Cedar Lane right of way.

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

IN WITNESS WHEREOF, Grantors, Donald W. Attaway, Donna A. King, Joyce Attaway, John E. Knight and Diane K. Russell have hereto set their signatures and seals this 29th day of May, 1997.

Donald W. Attaway

Donna A. King
Donna A. King

Joyce Ataway
Joyce Ataway

151 # 1997-19635

06/23/1997-19635
03:37 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
007 MCD 28.00

007	MCD	28.00
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John W. Attaway, Jr.
John W. Attaway, Jr.

John E. Knight
John E. Knight

Diane K. Russell
Diane K. Russell

STATE OF ALABAMA)
SHELBY COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Donald W. Attaway, whose name 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 such conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal, this 29th day of May, 1997.

Donald W. Attaway
Notary Public

[SEAL]

My commission expires:

2-24-1999

STATE OF ALABAMA)
SHELBY COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Donna A. King, whose name 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 such conveyance, she executed the same voluntarily on the day the same bears date.

Given under my hand and seal, this 29 day of MAY, 1997.

Barbara W Moore
Notary Public

[SEAL]

My commission expires:

My Commission Expires June 13, 1998

STATE OF ALABAMA)
SHELBY COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Joyce Attaway, whose name 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 such conveyance, she executed the same voluntarily on the day the same bears date.

Given under my hand and seal, this 29th day of May, 1997.

Anna Attaway
Notary Public

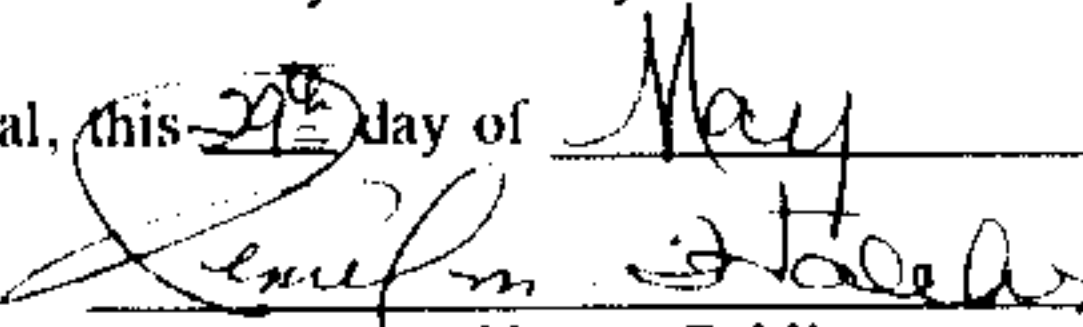
[SEAL]

My commission expires:

My Commission Expires Feb. 14, 2001.

STATE OF ALABAMA)
SHELBY COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that John E. Knight, whose name 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 such conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal, this 29th day of May, 1997.

Notary Public


[SEAL]

My commission expires:

2-24-1999

STATE OF ALABAMA)
SHELBY COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Diane K. Russell, whose name 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 such conveyance, she executed the same voluntarily on the day the same bears date.

Given under my hand and seal, this 29th day of MAY, 1997.

Notary Public

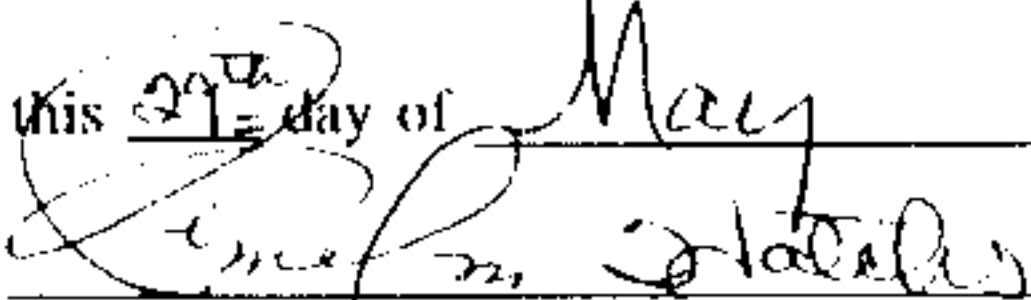
[SEAL]

My commission expires:

My Commission Expires June 13, 1998

STATE OF ALABAMA)
SHELBY COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that John W. Attaway, Jr. whose name 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 such conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal, this 29th day of May, 1997.

Notary Public

[SEAL]

My commission expires:

2-24-1999

OWNERS' PROPERTY

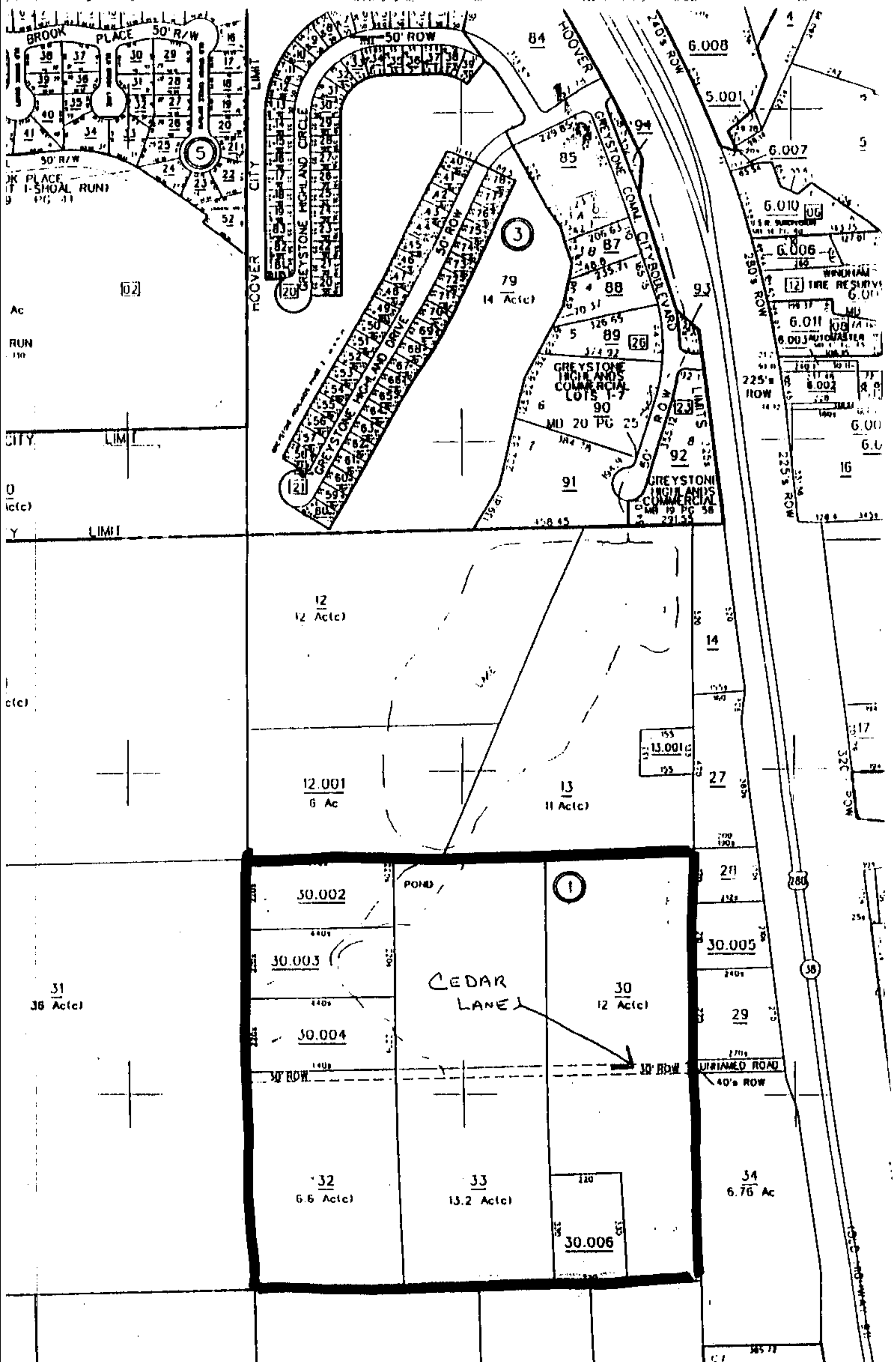


EXHIBIT A
OWNERS' PROPERTY

	<u>Parcel ID #</u>
Donald W. and Hazel Attaway	03-3-05-0-001-030
Robert & Donna King	" " -030.006
John W. Attaway, Jr. & Joyce Attaway	" " -033
John E. Knight	" " -032
Janet Lorene Knight	" " -030.004
Lee Edward Knight	" " -030.003
Diane K. Russell	" " -030.002

TAYLOR'S PROPERTY

State of Alabama)
Shelby County)

"AS-BUILT SURVEY"

I, Laurence D. Weyand, Registered Engineer-Land Surveyor, certify that I have surveyed the land shown hereon and described below; that there are no rights-of-way, easements, or joint driveways over or across said land visible on the surface except as shown; that there are no electric or telephone wires (excluding wires which serve the premises only) or structures or supports therefor, including poles, anchors and guy wires, on or over said premises except as shown; that there are no encroachments on said land except as shown; that I have consulted the Federal Insurance Administration Flood Hazard Boundary Map and found that this property is not located in a special flood hazard area; that improvements are located as shown above; that this survey meets the minimum technical standards for surveys as required by the State of Alabama (using 14" long 35 iron rebar); and that the correct description is as follows:

Part of the SE 1/4 of Section 5, Township 19 South, Range 1 West, Shelby County, Alabama, being more particularly described as follows:

Beginning at the SE corner of the NE 1/4 of the SW 1/4 of said Section 5, run in a westerly direction along the south line of said NE 1/4 of SW 1/4 for a distance of 30.0 feet to an existing iron rebar set by Laurence D. Weyand; thence turn an angle to the right of 87 degrees 33 minutes 14 seconds and run in a northerly direction for a distance of 629.21 feet to an existing iron rebar set by Laurence D. Weyand; thence turn an angle to the right of 89 degrees 52 minutes 45 seconds and run in an easterly direction for a distance of 315.82 feet to an existing iron rebar set by Laurence D. Weyand and being on the west right-of-way line of U.S. Highway #280; thence turn an angle to the right of 83 degrees 41 minutes 13 seconds and run in a southerly direction along the west right-of-way line of said U.S. Highway #280 for a distance of 27.1 feet to an existing iron rebar set by Laurence D. Weyand; thence turn an angle to the left of 11 degrees 25 minutes 30 seconds and run in a southeasterly direction along the west right-of-way line of said U.S. Highway #280 for a distance of 102.07 feet to an existing iron rebar set by Laurence D. Weyand; thence turn an angle to the right of 11 degrees 23 minutes and run in a southerly direction along said west right-of-way line of U.S. Highway #280 for a distance of 498.03 feet to an existing concrete right-of-way monument; thence turn an angle to the right of 7 degrees 05 minutes and run in a southerly direction along the west right-of-way line of U.S. Highway #280 for a distance of 25.94 feet to an existing iron rebar set by Laurence D. Weyand; thence turn an angle to the right of 81 degrees 30 minutes 38 seconds and run in a westerly direction for a distance of 376.39 feet, more or less, to the point of beginning. Containing 3.49 acres, more or less.

According to my survey of: APRIL 3, 1997

Order No.: 26276

Purchaser: Fuller

Address: U.S. Highway #280

Flood Zone: C-1-A #61091 0005A

Laurence D. Weyand
Laurence D. Weyand
Reg. P.E.-L.S. #10373
159 Oymor Road, SE: 342-0066
Homewood, AL 35209

