

## EASEMENT

State of Alabama  
County of Jefferson

This agreement made this 29th day of DECEMBER 1997 by and between BOBBY GENE RUTHERFORD, DONALD RUTHERFORD, WANDA R. GAME, and MARTHA HOWARD, all married persons [known as "Grantors"] and ROBERT A. HAVELKA and IDA W. HAVELKA, [known as "Grantees"]. None of the real estate made the subject of this transaction has ever been the homestead of any of the grantors of their spouses.

In consideration of the sum of \$10.00 and other good and valuable consideration, the Grantor does hereby grant unto the Grantee a permanent easement for a right of way hereinafter described over, on, upon and across certain land of the grantor in SHELBY County, Alabama for thoroughfare, said right of way being granted more particularly as follows to wit:

Begin at the SW corner of the SE 1/4 of the SW 1/4 of Section 16, Township 19 South, Range 2 West, Shelby County, Alabama; thence run northeasterly along the NE 1/4 SW 1/4 diagonal line of said 1/4-1/4 Section a measured a distance of 85.46 feet (deed 85.22 feet); thence turn right 30 degrees 52 minutes 46 seconds and run northeasterly a distance of 283.67 feet to a point of curve to the left said curve having a radius of 130.0 feet and a central angle of 42 degrees 48 minutes 47 seconds; thence continue northeasterly along said curve an arc distance of 97.14 feet, thence continue northeasterly; tangent to said curve a distance of 8.08 feet to a point of curve to the right, said curve having a radius of 925.0 feet and a central angle of 7 degrees 34 minutes 30 seconds; thence continue northeasterly along said curve an arc distance of 122.29 feet; thence continue northeasterly tangent to said curve a distance of 77.77 feet to a point of curve to the left; said curve having a radius of 385.0 feet and a central angle of 27 degrees 39 minutes; thence continue northeasterly along said curve an arc distance of 185.79 feet; thence continue northeasterly, tangent to said curve a distance of 124.77 feet to a point of curve to the right, said curve having a radius of 372.05 feet and a central angle of 3 degrees 55 minutes 40 seconds; thence continue northeasterly along said curve an arc distance of 25.51 feet; thence from the tangent of said curve, turn right 35 degrees 51 minutes 03 seconds and run northeasterly a distance of 60.78 feet; thence turn right 152 degrees 50 minutes 11 seconds to the tangent of a curve, said curve having a radius of 487.40 feet and a central angle to the left of 13 degrees 43 minutes 44 seconds and run southwesterly along said curve an arc distance of 116.79 feet; thence continue southwesterly, tangent to said curve a distance of 96.50 feet to a point of curve to the right, said curve having a radius of 306.40 feet and a central angle of 25 degrees 55 minutes 52 seconds; thence continue southwesterly along said curve an arc distance of 138.67 feet; thence continue southwesterly, tangent to said curve a distance of 88.50 feet; thence turn right 5 degrees 42 minutes 46 seconds and continue southwesterly a distance of 76.39 feet, thence turn left 8 degrees 08 minutes 51 seconds and continue southwesterly a distance of 120.50 feet to a point of curve to the right said curve having a radius of 117.18 feet and a central angle of 43 degrees 53 minutes 04 seconds; thence from the last described course, turn left 3 degrees 01 minutes 12 seconds to the tangent of said curve, and continue southwesterly along said curve an arc distance of 89.75 feet; thence continue southwesterly, tangent to said curve a distance of 284.55 feet, thence turn left 4 degrees 08 minutes 15 seconds and continue southwesterly a distance of 72.34 feet to the point of beginning. Being situated entirely within Shelby County, Alabama.

Inst # 1998-00691

09/14/09/1998-00691  
09:34 AM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE  
002 HCD 11.50

*Alabama Title*

To have and to hold unto the same Grantees and their assigns for the uses and purposes of ingress and egress. This easement is to run with the land forever.

In witness whereof, the said grantors, BOBBY GENE RUTHERFORD, DONALD RUTHERFORD by his attorney in fact, WANDA R. GAME, WANDA GAME, and MARTHA HOWARD have set unto their hand and seal this 29th day of DECEMBER 1997.

Bobby Gene Rutherford  
BOBBY GENE RUTHERFORD

Wanda R. Game  
DONALD RUTHERFORD by his attorney in fact  
WANDA R. GAME

Wanda R. Game  
WANDA R. GAME

Martha Howard  
MARTHA HOWARD

State of Alabama  
County of Jefferson

I, Karen F. Bean, a notary public in and for said county and state did appear MARTHA HOWARD, BOBBY GENE RUTHERFORD, DONALD RUTHERFORD by his duly authorized attorney in fact, Wanda R. Game, and WANDA R. GAME, whose names are signed to the foregoing conveyance and who are known to me acknowledged before me on this day that, being informed of the contents of the conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand and seal this the 29th day of DECEMBER 1997.

NOTARY PUBLIC: Karen F. Bean

My commission expires: 2/25/98

Inst # 1998-00691

Prepared by: MARK TIPPINS 4 Office Park Circle #215  
Birmingham, Alabama 35223.

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SHELBY COUNTY JUDGE OF PROBATE  
002 HCD 11.30