

THIS INSTRUMENT PREPARED BY:

Billy F. Gilliland
 Rust Environment & Infrastructure
 3535 Grandview Parkway, Suite 325
 Birmingham, Alabama 35243

RIGHT-OF-WAY DEED FOR PUBLIC ROAD

STATE OF ALABAMA)

PROJECT NO. STPBH-7124(3)

SHELBY COUNTY)

TRACT NO. 1

KNOW ALL MEN BY THESE PRESENTS, that we, the undersigned, Joel Elwyn Bearden and Ralph Webster Bearden, as Trustees of the Joel E. Bearden Family Trust dated Nov. 17, 1988, of the County and State aforesaid, in and for the consideration of Sixteen Thousand Five Hundred and no/100ths of the County and State aforesaid, the receipt whereof is hereby acknowledged and for the further consideration of the benefit accruing to us and to the public from the construction or improvement of a public road through our lands, in Shelby County, do hereby give, grant, bargain, sell and convey to Shelby County, its successors or assigns, a Right-of-Way hereinafter described, over and across our said lands in Shelby County, Alabama, for a public road, said Right-of-Way herein conveyed being more particularly described as follows, and as shown on the sketch attached hereto and made a part hereof by reference, to-wit:

Commencing at the southeast corner of Section 2, Township 20, South Range 3 West; Shelby County Alabama; thence west along the south line of said 1/4 - 1/4 a distance of 1948.24 feet to the east right-of-way of County Road 105; thence northeasterly along said east right-of-way a distance of 743.74 feet to the point of beginning; thence continue along said east right-of-way a distance of 32.75 feet to the PC of said road; said road having a radius of 419.24 feet and a delta angle of 56° 59' 38" thence a distance of 417.03 feet along the arc; thence northerly at a angle to the right of 31° 19' 25" to the tangent a distance of 55.68 feet; thence southeasterly at a interior angle of 26° 01' 39" a distance of 81.25 feet; thence southerly along the arc of said a road a distance 405.54 feet; said road having a radius of 449.45 feet and a delta angle of 51° 41' 52"; thence southerly along said right-of-way a distance of 32.75 feet; thence westerly at a angle to the right of 98° 08' 10" a distance of 15.00 feet to the point of beginning, containing 0.22 plus or minus acres.

10/26/1998 02:31 PM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE

003 CRH .00

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

And we(I) do for myself and for my heirs, executors, and administrators covenant with the said Grantees, their successors, and assigns, that I(we) am(are) lawfully seized in fee simple of said premises, that they are free from all encumbrances, unless otherwise noted, that I(we) have a good right to sell and convey the same as aforesaid, that I(we), my heirs, executors, and administrators shall warrant and defend the same to the said Grantees, their successors and assigns forever, against the lawful claims of all persons.

TO HAVE AND TO HOLD by Shelby County, or its Assigns, and for and in consideration of the benefits to our property by reason of the construction or improvement of said road, we hereby release the County aforesaid, and all of its employees and officers, and the State of Alabama and all its employees and officers from all consequential damages, present or prospective, to our property, arising out of the construction, improvement, maintenance or repair of said road, and that said road is a benefit to our property is hereby admitted and acknowledged. All agreements, covering the moving, relocation and/or changing of the building and/or structures located wholly or partially on the above described right-of-way shall be in writing and approved by the State Department of Transportation before same shall be valid and binding on the said State Department of Transportation. The grantor hereby grants permission with right of ingress and egress to grantor's adjoining property at any time during construction period of project for purpose of moving grantor's buildings and/or structures from the above described right-of-way.

IN WITNESS WHEREOF, we have hereunto set our hands and seal this the 23 day of October, 1998.

WITNESS:

Joel Elwyn Bearden
 Joel Elwyn Bearden, Trustee
 Joel E. Bearden Family Trust dated Nov. 17, 1988

Ralph W. Bearden
 Ralph Webster Bearden, Trustee
 Joel E. Bearden Family Trust dated Nov. 17, 1988

1398-41877

ACKNOWLEDGEMENT

STATE OF _____)
_____ COUNTY)

I, _____, a Notary Public, in and for said County and State, hereby certify that _____, whose name(s) is/are signed to the foregoing conveyance, and who is/are known to me, acknowledged before me on this day that, being informed of the contents of this 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

MY COMMISSION EXPIRES: _____

ACKNOWLEDGEMENT FOR CORPORATION

STATE OF ALABAMA)
COUNTY OF SHELBY)

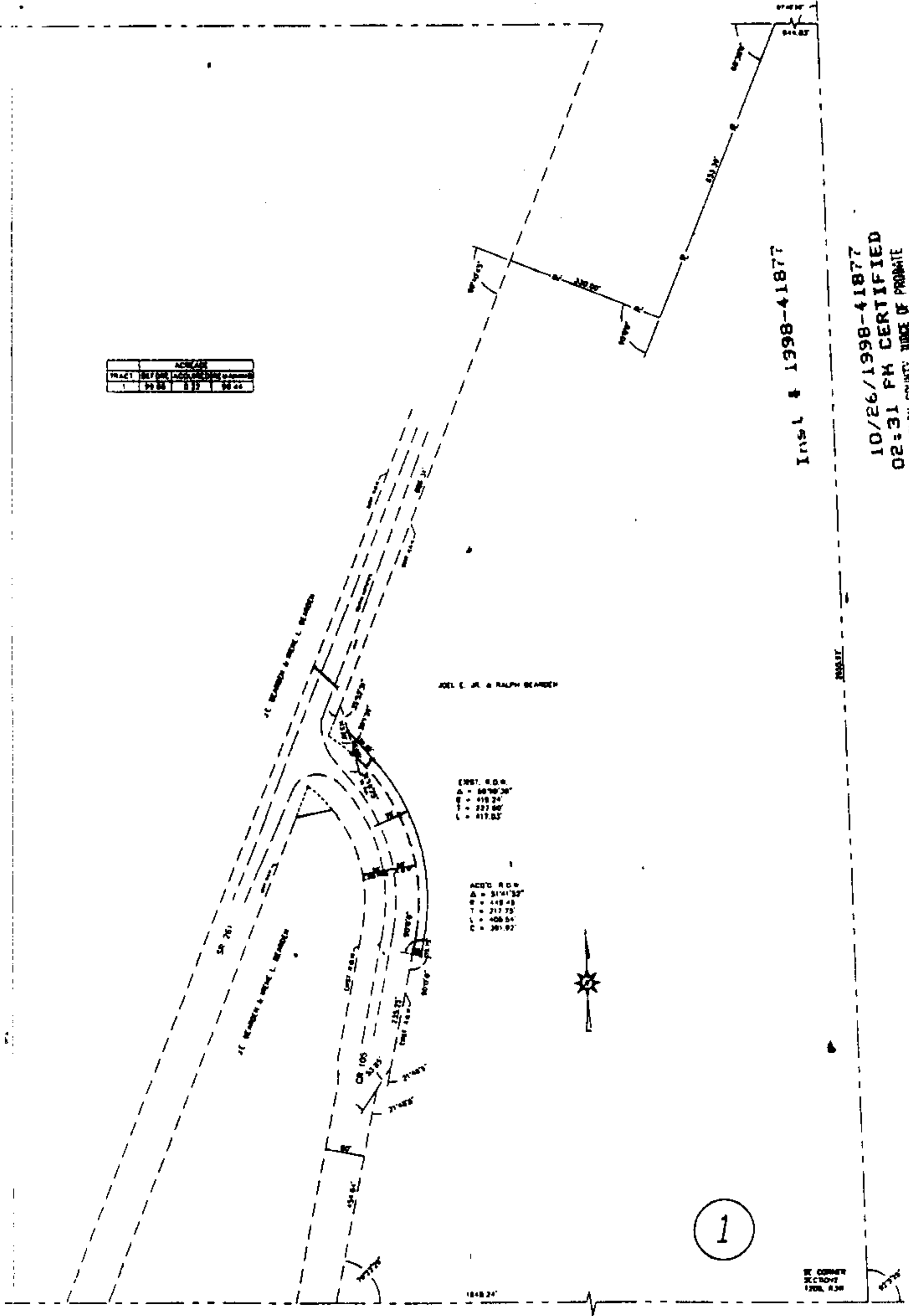
I, the undersigned authority, a Notary Public, in and for said County and State, hereby certify that Joel Elwyn Bearden and Ralph Webster Bearden, whose ~~name(s)~~
as Trustees of the Trust ~~Company~~ ~~xxxxxx Corporation~~ ~~is/are~~
~~signed to the foregoing conveyance and who is/are known to me~~
~~and~~
~~acknowledged before me on this day that~~ being informed of the contents of this conveyance ~~xxxxxxxxxx~~ as such Trustees ~~xxxxxx~~ and with full authority, executed the same voluntarily, for and as the act of said ~~xxxxxx Corporation~~ Trust on the day the same bears date.

Given under my hand and official seal this 23rd day of October ~~September~~, 1998.

Raula Head NOTARY PUBLIC

MY COMMISSION EXPIRES: Jan 19, 2000

ACRES			
TRACT	SECTION	ACRES	PERCENTAGE
1	20	8.33	88.44



JOEL E. JR. & RALPH BEARDEN

EXIST. R.O.W.
A = 6070.26'
B = 418.24'
C = 221.80'
D = 217.83'

ACQD. R.O.W.
A = 3141.32'
B = 418.24'
C = 217.75'
D = 408.54'
E = 281.92'

Inst. 1998-41877

10/26/1998-41877
02:31 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 006

SECTION 2, TOWNSHIP 20 SOUTH, RANGE 3 WEST

LEGEND

— EXISTING PROPERTY LINE
— PROPERTY LINE (REQUIRED)

R.O.W. CONVEYANCE SKETCH
(This is not a Survey)

DATE: MAY 1997
DRAWN: WSB
CHECKED: PA
SHEET NO. 1 OF 1

JOEL E. JR. & RALPH BEARDEN

PREPARED BY:



Cecil Jones & Associates, Inc.
A NEEL-SCHAFER COMPANY
CONSULTING ENGINEERS • PLANNERS • LANDSCAPE ARCHITECTS

