

STATE OF ALABAMA)
SHELBY COUNTY)

QUIT CLAIM DEED

WHEREAS, Lynco, Inc. is the Developer of the Daventry Subdivision, a residential subdivision recorded in Map Book 25, Page 137, Probate Office of Shelby County, Alabama.

WHEREAS, Oak Mountain Business Park, LLC, an Alabama limited liability company ("Oak Mountain") is the owner of a parcel of land of approximately 45 acres lying adjacent to and immediately west of the western boundary line of the Daventry Subdivision.

WHEREAS, Oak Mountain is the owner of a 40-foot easement running along the westerly boundary of the Daventry Subdivision southerly to Shelby County Highway No. 22, acquired pursuant to Warranty Deed filed for record on 8/5/99 as Inst. No. 1999-32904.

WHEREAS, Lynco has requested that Oak Mountain quitclaim to the City of Calera the Easement under the condition that that the City of Calera impose a 10-foot public utility easement running along the westerly boundary of the Daventry Subdivision, it being intended that Oak Mountain would have the right to install within the public utility easement a sanitary sewer line to the sewer trunk line located in Highway 22, to serve the Oak Mountain's property.

WHEREAS, Oak Mountain is willing to relinquish all of its right, title and interest in and to the Easement and to convey the same to the City of Calera, Alabama, upon the condition set forth above.

NOW, THEREFORE, Oak Mountain does and by these presents hereby remise, release, quitclaim and convey unto The City of Calera all of its right, title and interest in and to the following described real property situated in Shelby County, Alabama, to-wit:

A strip of land forty (40) feet in width lying adjacent to and parallel with the Western boundary of the Daventry Subdivision, said subdivision being recorded in Map Book 25, Page 137, in the Probate Office of Shelby County, Alabama,

TO HAVE AND TO HOLD to said City of Calera, Alabama, forever.

Given under my hand and seal this the 28th day of September, 1999.

OAK MOUNTAIN BUSINESS PARK, L.L.C.

BY: 

Larry Clayton, Managing Member

Inst # 1999-41794

10/07/1999-41794
09:32 AM CERTIFIED

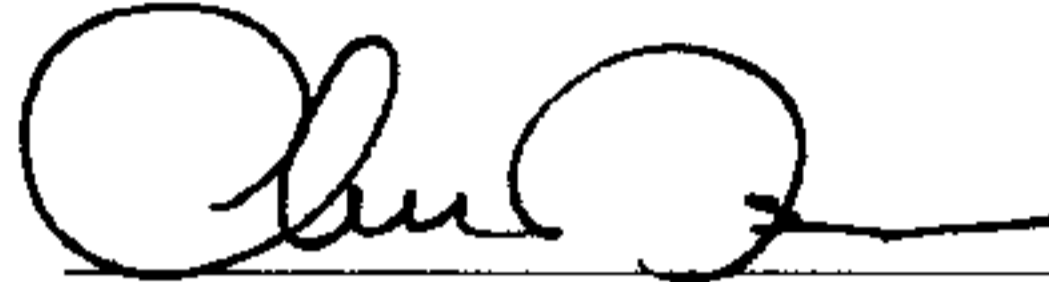
SHELBY COUNTY JUDGE OF PROBATE

003 MMS 14.00

STATE OF ALABAMA)
SHELBY COUNTY)

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that Larry Clayton, whose name as Managing Member of Oak Mountain Business Park, L.L.C., an Alabama limited liability company, is signed to the foregoing Quit Claim Deed and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he, in his capacity as such Managing Member and with full authority, executed the same voluntarily for and as the act of said corporation on the day the same bears date.

Given under my hand this the 28th day of September, 1999.



Notary Public

My Commission Expires: 4-11-2000

[NOTARIAL SEAL]

Mayor Roy Introduced the following Resolution:


"BE IT RESOLVED that the City of Calera accepts the QUIT CLAIM DEED dated 28 September, 1999 from Oak Mountain Business Park, L.L.C. for the 40 foot easement as recorded in Map Book 25, Page 137 in the records of Shelby County; and

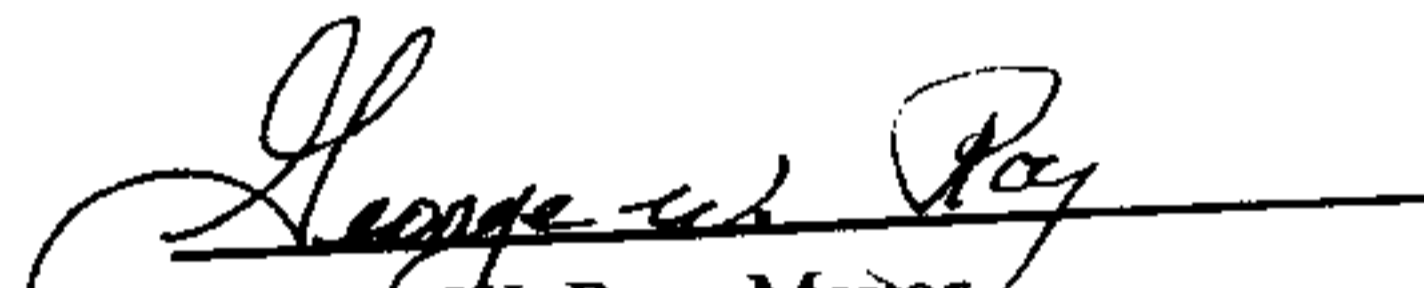
BE IT FURTHER RESOLVED that the City of Calera vacates the eastern 30 feet of that 40 foot easement to the adjacent property owners, but reserves a temporary 10 foot easement for construction of a utility line, with that easement being east of, and parallel with, and contiguous with the east line of the unvacated 10 foot permanent easement, with the temporary construction easement to expire upon completion of construction of a sewage force main within the easement; and

BE IT FURTHER RESOLVED that the City Clerk is directed to record this RESOLUTION, and the QUIT CLAIM DEED as an attachment thereto in the public records of Shelby County."

Council Member Glasgow moved that said Resolution be adopted, which motion was seconded by Council Member Crawford carried unanimously.

Adopted this 4th day of October, 1999.


Linda Steele, City Clerk


George W. Roy, Mayor

Inst # 1999-41794

10/07/1999-41794
09:32 AM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE

003 HHS 14.00