

RWID#:
ALI17RLE019289

STATE OF ALABAMA
COUNTY (PARISH) OF SHELBY © **BELLSOUTH**

This instrument is number 1 of 2 originals

RF-8415
(4-1999)

Preparer's name and address: R/W COORDINATOR
ROOM 102N
3196 HIGHWAY 280 SOUTH
BIRMINGHAM, AL 35243

Release of Easement (Servitude)

THIS INSTRUMENT made this 11th day of October, 1999 by BELLSOUTH TELECOMMUNICATIONS, INC., formerly Southern Bell Telephone and Telegraph Company and successor by merger to South Central Bell Telephone Company, a Georgia corporation having an office at 675 West Peachtree Street, N. E., Atlanta, Georgia 30375.

Witnesseth:

WHEREAS, heretofore and by an instrument in writing bearing the day of OCTOBER 28, 1971, and recorded on NOVEMBER 19, 1971, in Deed Book 271, Page(s) 144+145, SHELBY County (Parish), OFFICE OF JUDGE OF PROBATE Records, (hereinafter referred to as the "Original Easement" (Servitude)), SOUTH CENTRAL TELE. CO., its successors and assigns, was granted a right of way and easement (servitude) for its communications lines over, through, and across certain property in the Town/City of CAHABA HEIGHTS, County (Parish) of SHELBY, State of ALABAMA, described in the Original Easement (Servitude), and also, upon, over and/or under the highways upon or adjoining said property together with certain other rights as therein set forth; and

RESOURCE MANAGEMENT

WHEREAS, by accepting the Instrument, SERVE, INC., residing at _____, Town/City of _____, County (Parish) of _____, State of _____, (hereinafter referred to as "Owner"), represents that he/she is the owner of property burdened by the Original Easement (Servitude), and is desirous of having such property released from the burden of the Original Easement (Servitude); and

WHEREAS, the property to be released from the burden of the Original Easement is more particularly described as follows, (and hereinafter referred to as "Property Released"):

NORTH 1/2 OF SW 1/4 OF THE NW 1/4 SECTION 36, TOWNSHIP
18S, RANGE 2W; SEE ATTACHED EASEMENT - LOT 4A
RESOURCE CENTER.

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) paid by Owner, the receipt of which is hereby acknowledged, BellSouth Telecommunications, Inc. does hereby release unto the Owner of said property all the rights, title and interest which BellSouth Telecommunications, Inc. acquired by the Original Easement (Servitude) as it pertains to the Property Released. EXCEPTING AND RESERVING to BellSouth Telecommunications, Inc., its successors and assigns, however, all rights, privilege and authority acquired under said Original Easement (Servitude), over and/or under the highways upon or adjoining said property together with the rights appurtenant thereto.

Inst # 1999-49042

12/03/1999-49042
02:04 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
004 HHS 16.00

IN WITNESS WHEREOF, BellSouth Telecommunications, Inc. has caused this instrument to be duly executed the day and year first hereinafore written.

Sharon B. Parker
Witness

Witness

BELLSOUTH TELECOMMUNICATIONS, INC.

By John L. Benedict
Title: NETWORK VICE PRESIDENT - AL/MS

STATE OF Alabama

COUNTY (PARISH) OF Jefferson

On the 11th day of October, 1999 before me personally appeared John L. Benedict to me known, who being by me duly sworn, did depose and say that he/she is a Network Vice President of BellSouth Telecommunications, Inc., the corporation described in and which executed the above instrument, and that he/she signed his/her name thereto on behalf of said corporation.

James A. Sims, III
Notary Public

My Commission Expires: 7/19/2003

TO BE COMPLETED BY BELLSOUTH: (Release must be approved and concurred before execution.)

Release Approved:

John E. Jones
JOHN E. JONES
Area Manager (Type or Print Name)

Date:

9/20/99

Release Concurred:

Steven R. Chancellor
STEVEN R. CHANCELLOR
State Right Of Way Manager (Type or Print Name)

Date:

9/30/99

District <u>DHAM</u>	FRC	Wire Center/NOX <u>DAR MOUNTAIN</u>	Authority <u>134-0609</u>
Drawing <u>1</u>	Area Number	Plat Number <u>2233+2235</u>	RWID <u>AL117RUE019289</u>

RWID# AL117RVE019289
AL117PVT005428

BUSA 271 PAGE 144

ATTACHED SKETCH
134-0609 DWG. #2

NAME AND
ADDRESS
OF OFFEROR
Resource Management Services, Inc.
Box 7527
New Orleans, LA 70117
NAME
OF OFFEREE
The South Central Bell Telephone Company
134-0609
The Offeror (Resource Management Services, Inc.)
hereby offers to the Offeror (The South Central Bell Telephone Company)
a Right-of-Way Easement for the construction, maintenance, and use of
such lines or system of communications or related services as the Offeror may require, now or
hereafter, on the premises described below.

RIGHT-OF-WAY EASEMENT

In consideration of the sum of money hereinafter set out and other good and valuable consideration, the adequacy and receipt of which is hereby acknowledged to the Offeror (The South Central Bell Telephone Company), the undersigned, owner of the premises described below, do hereby grant to the South Central Bell Telephone Company, its successors, agents, assignees, lessees, and assigns, and associated companies, a right of way easement to construct, operate, maintain, use, and repair such lines or system of communications or related services as the Offeror may require, now or hereafter:

- (1) poles, guys, anchors, aerial cables and wires,
- (2) buried cables and wires, cable terminals, manholes, conduits, boxes and cabinets,
- (3) conduits, manholes, markers, underground cables and wires,
- (4) and other appliances, houses, appurtenances or structures

upon over and under a strip of land 5 feet wide across the following lands in Jefferson County, State of Alabama generally described as follows:

LOCATED SOUTH AND WEST OF U.S. HWY 280 - NORTH 1/2 OF
SW 1/4 OF NW 1/4, SECTION 46, T18S, R 2W

and, to the fullest extent the undersigned has the power to grant, if at all, over, along and under the roads, streets or highways adjoining or through said property.

The following rights are also granted to allow any other person or company to attach wires or lay cable or conduit within the right of way for communications or electric power transmission or distribution; ingress and egress to said premises at all times, to clear the land and keep it cleared of all trees, undergrowth or other obstructions within the easement area to trim and cut and keep trimmed and cut all dense, weak, leaning or dangerous trees or limbs over the easement area which might interfere with or fall upon the lines or systems of communications or power transmission or distribution.

The receipt of ONE and No 100 Dollars (\$00) is hereby acknowledged by the undersigned.

To have and to hold the above granted easement unto South Central Bell Telephone Company, its successors and assigns forever.

IN WITNESS WHEREOF, the undersigned has ~~signed and sealed this document~~ caused this instrument to be executed by its duly authorized agent

WILLIAM R. McVAIN
1971

Signed, sealed and delivered
in the presence of:

Witness
William R. McVain
Attest:
Corporate Officer

RESOURCE MANAGEMENT SERVICES, INC.
Name of Contracting
William R. McVain
Title: RESIDENT

