

STATE OF ALABAMA

SHELBY COUNTY

EASEMENT

THIS INDENTURE made and entered into on this the 28 day of Feb 2001  
\_\_\_\_\_, by and between Sherman Holland

hereinafter called Grantors; and the City of Pelham, Alabama, hereinafter called the Grantee;

WITNESSETH:

WHEREAS, it has been found necessary to provide utilities to certain areas lying within the city limits of the City of Pelham, Shelby County, Alabama; that it has been found necessary to cross certain lands owned by the Grantors for the purpose of installing necessary sewer and/or water mains and other such integral parts of sewer and water systems;

WHEREAS, it has been found advantageous and to the best interest of Grantors and Grantee that an easement for such sewer and/or water mains be conveyed to the City of Pelham, Alabama.

THEREFORE, in consideration of one dollar (\$1.00) and other good and valuable consideration and the mutual benefits accruing to the Grantors and to the City of Pelham, Shelby County, Alabama, the Grantors have this day bargained and conveyed and by these presents do hereby grant and convey unto the City of Pelham, Shelby County, Alabama, the following right, privilege and easement, in, to, along, over, through, under, and across the hereinafter described lands: (SEE ATTACHED EXHIBIT "B")

03/08/2001-08316  
04:17 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
003 CJ1 17.00

Inst # 2001-08316

**IT IS AGREED** by and between the Grantors and Grantee that Grantors grant to the City of Pelham a permanent easement thirty (30) feet in width, this dimension being fifteen (15) feet to each side of the centerline of the proposed sewer and/or water line as described in Exhibit B.

**TO HAVE AND TO HOLD** the above described right, privilege, and easements unto the City of Pelham and to its assigns, together with the right of entry and re-entry from time to time as occasion may require for the purpose of exercising its said rights, privileges and easements, hereinabove described.

**IN WITNESS WHEREOF**, we, \_\_\_\_\_  
\_\_\_\_\_

have hereunto set our hands and seals on this the day and year first above written.

Clay Holland  
(Witness)

Sherran Ballantyne (SEAL)

K. P. J. Allen  
(Witness)

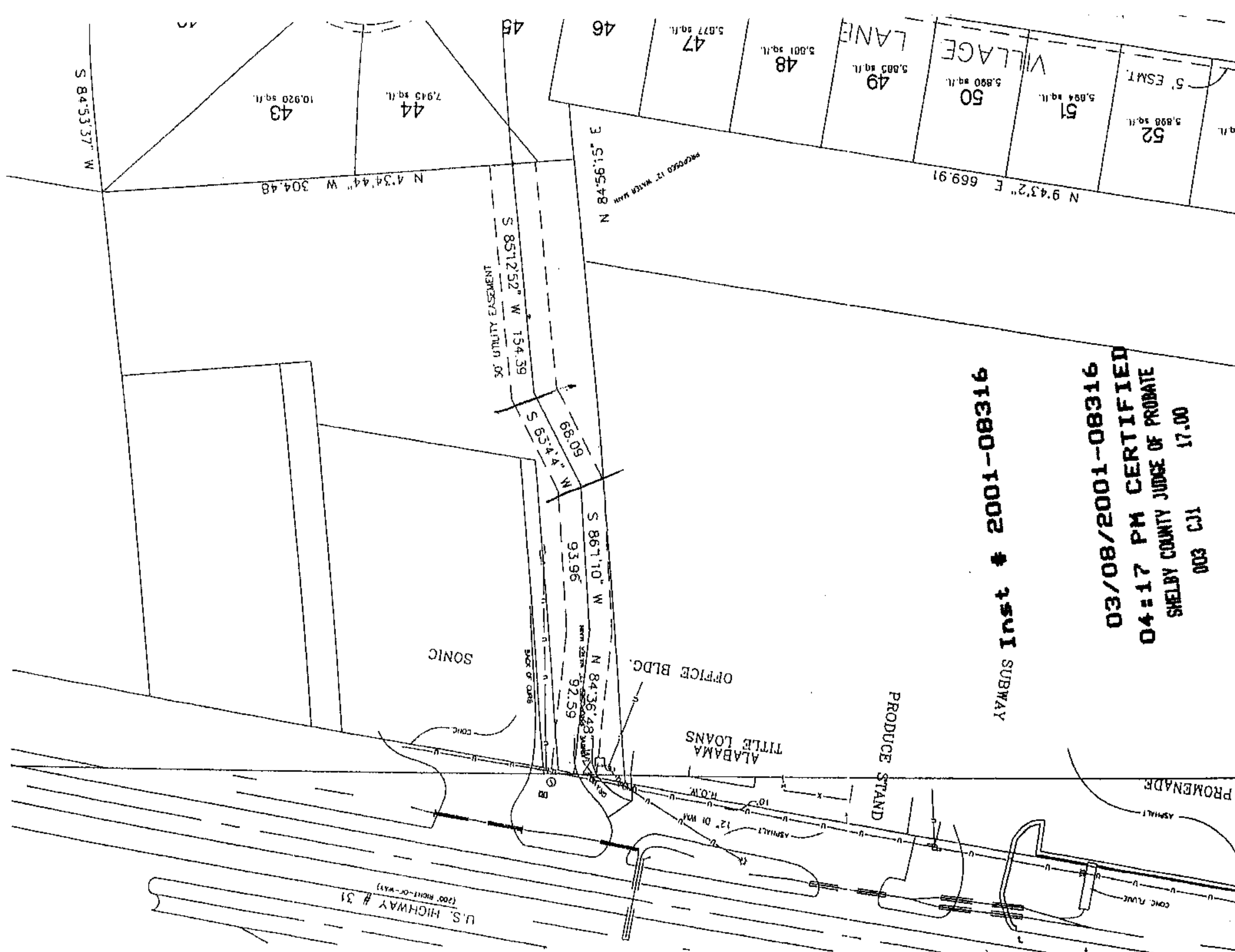
\_\_\_\_\_(SEAL)

\_\_\_\_\_  
(Witness)

\_\_\_\_\_(SEAL)

\_\_\_\_\_  
(Witness)

\_\_\_\_\_(SEAL)  
City Clerk



03/08/2001-08316  
04:17 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
003 C31 17.00

Inst # 2001-08316  
SUBWAY

EXHIBIT B

### 30' UTILITY EASEMENT

**COMMENCE** at the SE corner of the NE 1/4 of the SW 1/4 of said Section 25, Township 20 South, Range 3 West, Shelby County, Alabama; thence N 6 deg. 01' 11" W along said 1/4 line a distance of 1055.44'; thence S 85 deg. 39' 46" W a distance of 1239.35'; **TO THE POINT OF BEGINNING** of a 30' utility easement, lying 15' either side of and parallel to the following described centerline; thence S 85 deg. 12' 52" W a distance of 154.39'; thence S 63 deg. 4' 4" W a distance of 68.09'; thence S 86 deg. 01' 10" W a distance of 93.96'; thence N 84 deg. 36' 48" W a distance of 92.59' to end of easement and being a point lying on the easterly right-of-way of U. S. Highway 31.