

**RIGHT-OF-WAY DEED FOR PUBLIC ROAD**

**KNOW ALL MEN BY THESE PRESENTS** that the undersigned, **Wittichen Supply Company**, an Alabama corporation, the Grantor of the County and State aforesaid, in and for the consideration of One Dollar (\$1.00), in hand paid by the **CITY OF PELHAM**, A Municipal Corporation, the Grantee, the receipt whereof being hereby acknowledged, and for the benefit which will accrue to the neighborhood, to the public generally and to our property, the undersigned Grantor, does hereby Give, Grant, Bargain, Sell and Convey unto the said City of Pelham, the Grantee, its successors and assigns, a right of way hereinafter described, over and across the lands of the undersigned for a public road, and full and free right, liberty, and authority to enter upon and to construct, operate and maintain such public road.

The right of way hereby granted, all of which is located in Shelby County, Alabama, is described as follows, to-wit:

**PARCEL 1**

A parcel of land situated in the Southwest one-quarter of Section 31, Township 19 South, Range 2 West, Shelby County, Alabama, being more particularly described as follows:

Commence at the Northeast corner of the Southwest one-quarter of the Northwest one-quarter of said Section and run South 88 degrees 09 minutes 00 seconds East along the North line for a distance of 447.14 feet; thence run South 01 degrees 19 minutes 31 seconds East for a distance of 1218.99 feet; thence run South 88 degrees 41 minutes 18 seconds East for a distance of 10.80 feet; thence run South 01 degrees 34 minutes 39 seconds East for a distance of 102.87 feet; thence run South 45 degrees 30 minutes 14 seconds West for a distance of 249.87 feet to the POINT OF BEGINNING; thence run along last described course for a distance of 29.54 feet; thence run North 46 degrees 11 minutes 09 seconds West for a distance of 43.13 feet; thence run North 40 degrees 42 minutes 59 seconds West for a distance of 95.41 feet; thence run South 54 degrees 32 minutes 58 seconds East for a distance of 140.47 feet to the POINT OF BEGINNING. Said parcel contains 2,239 square feet or 0.05 acres more or less.

**PARCEL 2**

A parcel of land situated in the Southwest one-quarter of Section 31, Township 19 South, Range 2 West, Shelby County, Alabama, being more particularly described as follows:

Commence at the Northeast corner of the Southwest one-quarter of the Northwest one-quarter of said Section and run South 88 degrees 09 minutes 00 seconds East along the North line for a distance of 447.14 feet; thence run South 01 degrees 19 minutes 31 seconds East for a distance of 1218.99 feet; thence run South 88 degrees 41 minutes 18 seconds East for a distance of 10.80 feet; thence run South 01 degrees 34 minutes 39 seconds East for a distance of 102.87 feet; thence run South 45 degrees 30 minutes 14 seconds West for a distance of 249.87 feet; thence run North 54 degrees 32 minutes 58 seconds West for a distance of 140.47 feet to the point of commencement of a curve to the left, said curve having a radius of 116.48 feet, a central angle of 30 degrees 43 minutes 57 seconds, a chord

bearing of North 65 degrees 49 minutes 01 seconds West for a chord distance of 61.73 feet; thence run along arc of said curve for a distance of 62.48 feet to the POINT OF BEGINNING; thence run South 67 degrees 48 minutes 08 seconds West for a distance of 163.76 feet; thence run North 21 degrees 44 minutes 12 seconds West for a distance of 0.72 feet; thence run North 58 degrees 37 minutes 02 seconds East for a distance of 88.18 feet to the point of commencement of a curve to the right, said curve having a radius of 113.67 feet, a central angle of 40 degrees 11 minutes 57 seconds, a chord bearing of North 78 degrees 43 minutes 01 seconds East for a chord distance of 78.13 feet; thence run along arc of said curve for a distance of 79.75 feet; to the POINT OF BEGINNING. Said parcel contains 1,605 square feet or 0.04 acres more or less.

**TO HAVE AND TO HOLD** the same unto the said City of Pelham, a municipal corporation, its successors and assigns, forever, for public road purposes. And for and in consideration of the above, the Grantor hereby releases said City of Pelham from all consequential damages, present or prospective to the property of the Grantor, arising out of construction, maintenance or repair of said road.

**IN WITNESS WHEREOF**, the undersigned has set his hand and seal, this the 11<sup>th</sup> day of APRIL, 2003.

**WITTICHEN SUPPLY COMPANY**

By: D.P. Henderson - Pres. (SEAL)  
Its

State of Alabama  
County of Shelby

I, the undersigned Notary Public, in and for said State and County, do hereby certify that DAVID P. HENDERSON, whose name as President of Wittichen Supply Company, is signed to the above and foregoing instrument, and who is known by me, acknowledged before me on this day, that being informed of the contents of said instrument, he/she, as such officer and with full authority, executed the same voluntarily for and as the act of said company on the day the same bears date.

Given under my hand and official seal of office on this the 9 day of APRIL, 2003.

Tommy Thompson  
NOTARY PUBLIC  
My Commission Expires: 1/10/05

The Grantees' address is:

2001 SE Tenth Street  
Bentonville, AR 72716-0550

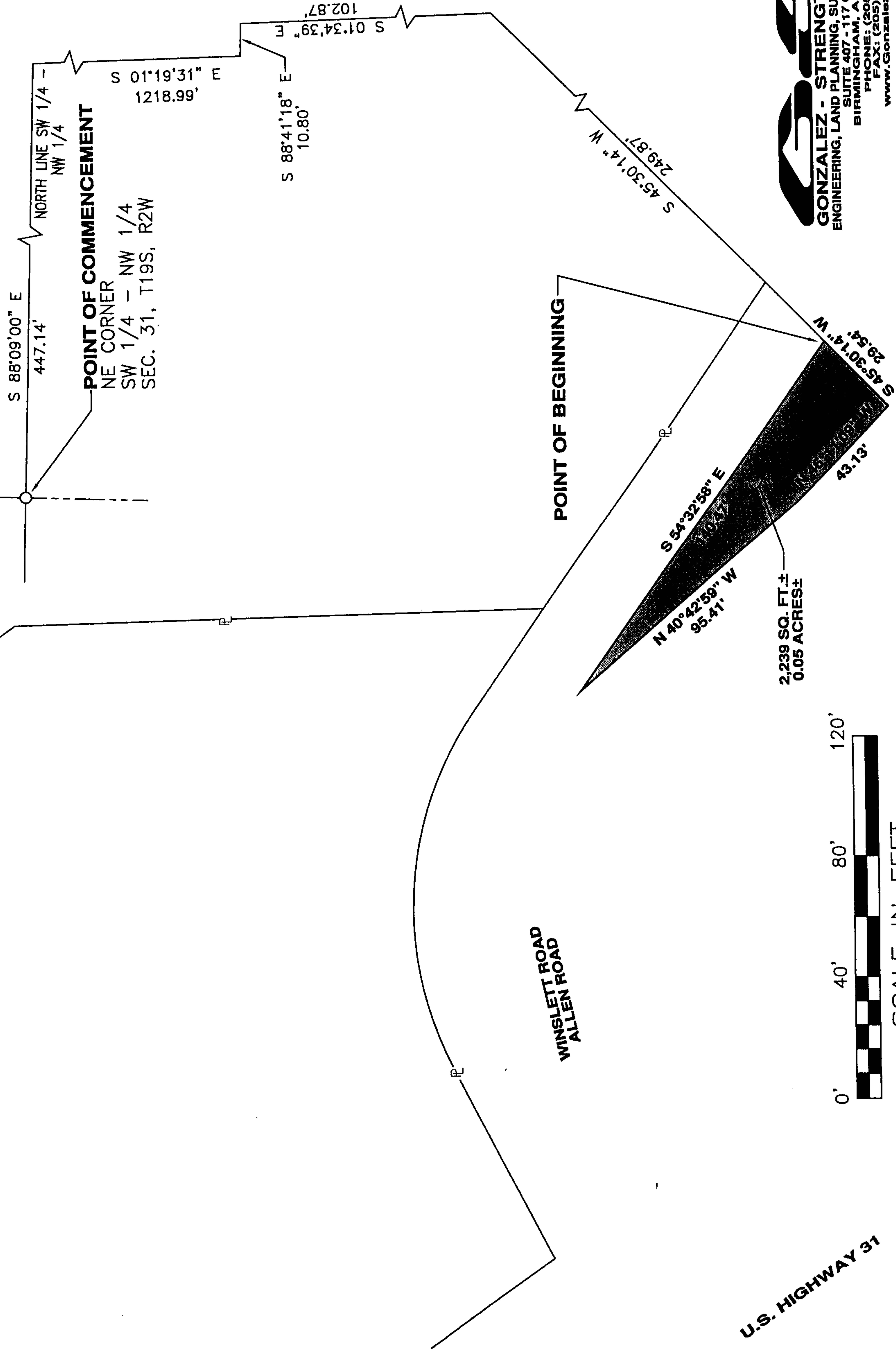
This instrument prepared by:

Douglas L. Anderson, Esquire  
Bowron, Latta & Wasden, P.C.  
Post Office Box 16046

Mobile, Alabama 36616



# TEMPORARY CONSTRUCTION EASEMENT EXHIBIT MAP



20030411000223010 Pg 4/4 23.00  
Shelby Cnty Judge of Probate, AL  
04/11/2003 16:13:00 FILED/CERTIFIED

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