

STATE OF ALABAMA)
COUNTY OF SHELBY)

ESTABLISHMENT OF TEMPORARY EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, that the undersigned, William Brogdon and Carole S. Brogdon (hereinafter referred to as "Brogdon") are the owners of Lot 2302; and

WHEREAS, Eddleman Properties, Inc. (hereinafter referred to as "Eddleman") is the owner of Lot 2301, all according to the survey of Brook Highland, 23rd Sector, an Eddleman Community, as recorded in the Office of the Judge of Probate of Shelby County, Alabama, in Map Book 26, page 127.

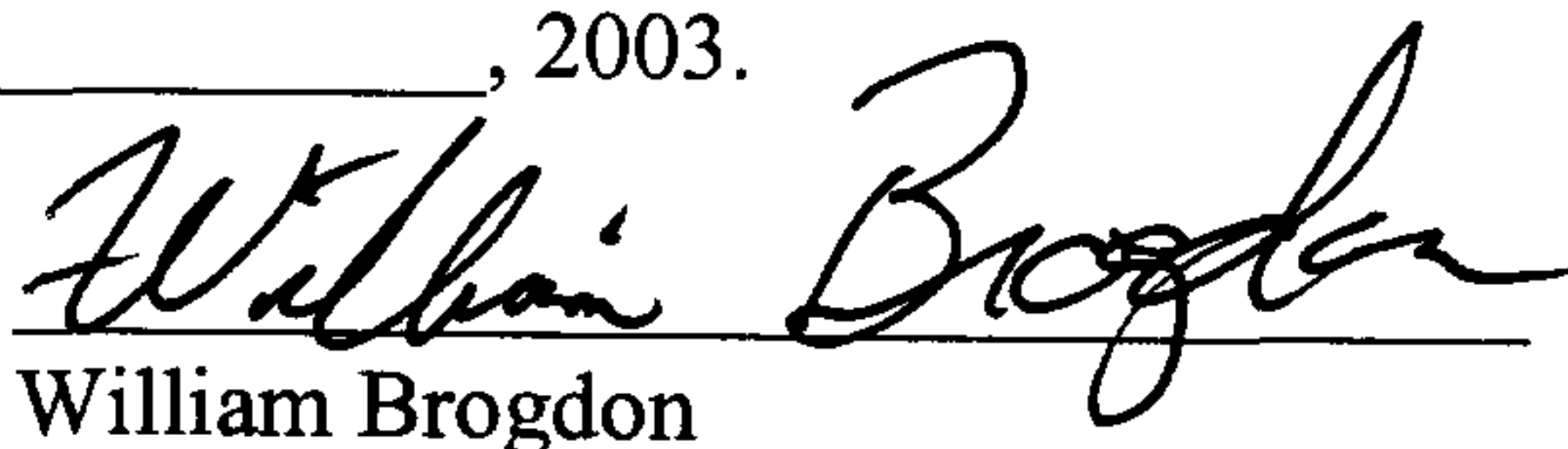
WHEREAS, Eddleman and Brogdon desire to establish a temporary easement for a driveway for ingress, egress and utilities over and across Lot 2302 in favor of Eddleman and its respective successors and assigns.

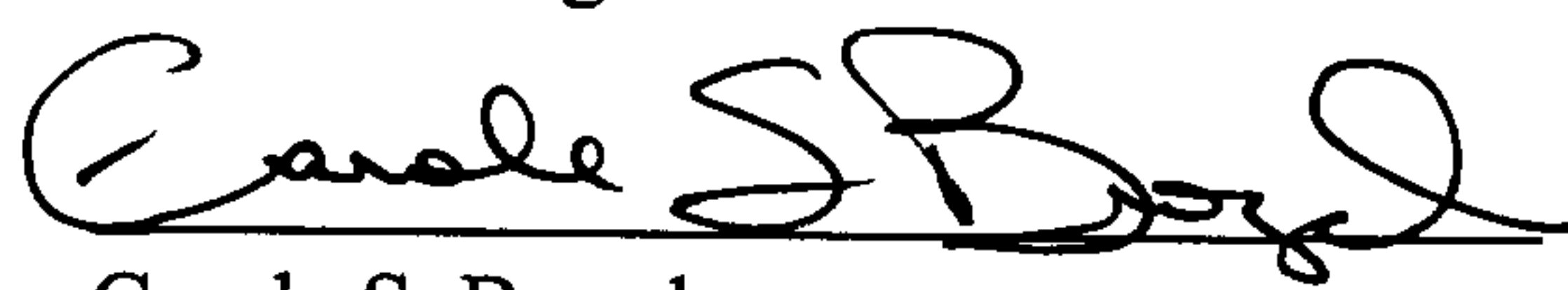
Accordingly, Brogdon hereby grants, bargains, sells and conveys unto Eddleman, its successors and assigns the following easement:

There is hereby established an exclusive, temporary driveway easement, for ingress and egress and utilities over and across the property described on Exhibit "A" which is attached hereto and made a part hereof. Upon the recording of a resurvey of Lots 2301 and 2302, Brook Highland, 23rd Sector, an Eddleman Community, recorded in Map Book 26, Page 127, in the Probate Office of Shelby County, Alabama, together with deeds from each owner to the other owner being recorded and giving title to the property described on Exhibit "A" to Eddleman, its successors and assigns, the temporary easement shall terminate.

TO HAVE AND TO HOLD unto the said GRANTEE, its successors and assigns, forever.

Dated this 9th day of May, 2003.


William Brogdon


Carole S. Brogdon

Eddleman Properties, Inc.

By 
Douglas D. Eddleman

Its: 

CLAYTON T. SWEENEY, ATTORNEY AT LAW

STATE OF ALABAMA)
COUNTY OF SHELBY)

I, the undersigned, a Notary Public in and for said county in said State, hereby certify that William Brogdon and Carole S. Brogdon, whose names are signed to the foregoing instrument and who are known to me, acknowledged before me that being informed of the contents of the foregoing instrument, they, voluntarily executed the same on the day the same bears date.

Given under my hand and official seal this 10th day of May, 2003. •

Harland Elliott
Notary Public

My Commission Expires: 4-1-2007

STATE OF ALABAMA)
COUNTY OF Jefferson)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Douglas D. Eddleman, whose name as President of Eddleman Properties, Inc., a corporation is signed to the foregoing instrument, and who is known to me, acknowledged before me this day that, being informed of the contents of the instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of the corporation.

Given under my hand and official seal this 9th day of May, 2003.

[Signature]
Notary Public

My Commission Expires: 6-5-2003

This Instrument Prepared By:
Clayton T. Sweeney
Attorney at Law
2700 Highway 280 East, Suite 160
Birmingham, AL 35242

An easement for a drive situated in Brook Highland 23rd Sector, an Eddleman Community, as recorded in Map Book 26, on Page 127, in the Office of the Judge of Probate, Shelby County, Alabama, being more particularly described as follows:

Commence at the Southeast corner of Lot 2301 in said Brook Highland 23rd Sector, also being on the North right of way line of Ridge Circle in said Brook Highland 23rd; thence run in a Northeasterly direction along the Southeast line of said Lot 2301 and the Northwest line of Lot 2302, in said Brook Highland 23rd Sector, for a distance of 343.84 feet to a point; thence turn an angle to the right of 52 degrees, 45 minutes, 26 seconds and run in a Northeasterly direction along the South line of said Lot 2301 and the North line of said Lot 2302 for a distance of 67.39 feet to the point of beginning; thence turn an angle to the right of 83 degrees, 58 minutes, 53 seconds and run in a Southeasterly direction for a distance of 17.53 feet to a point, said point also being on the North line of an existing 30 foot easement for ingress and egress, said point also being on a curve to the right, having a central angle of 06 degrees, 32 minutes, 49 seconds and a radius of 245.58 feet; thence run in a Northeasterly direction along the arc of said curve for a distance of 28.06 feet to a point; thence turn radial to last stated curve and run in a Northwesterly direction for a distance of 16.09 feet to a point on the South line of said Lot 2301 and the North line of said Lot 2302; thence turn an angle to the left of 90 degrees, 31 minutes, 41 seconds and run in a Southwesterly direction along the South line of said Lot 2301 and the North line of said Lot 2302 for a distance of 30.00 feet to the point of beginning; said easement containing 479 square feet, more or less.