

# AGREEMENT AND EASEMENT FOR IMPROVEMENT OF IVY WAY

STATE OF ALABAMA )  
COUNTY OF SHELBY )

20031105000734530 Pg 1/3 .00  
Shelby Cnty Judge of Probate, AL  
11/05/2003 09:47:00 FILED/CERTIFIED

KNOW ALL MEN BY THESE PRESENTS, that we, the undersigned, for the consideration of THREE THOUSAND SEVEN HUNDRED AND 00/100 DOLLARS and the acknowledgement that we will receive a greater benefit to our lands through the widening and paving of Ivy Way through our lands, in Shelby County;

FURTHERMORE, we understand that by widening and paving Ivy Way, the County will continue to provide public use of Ivy Way only in its present location;

THEREFORE, we, the undersigned property owners, for the above consideration, do hereby bargain, sell, and convey to Shelby County a sixty (60) foot Right-of-Way Easement for construction, improvement, and maintenance of a public road, Ivy Way, as agreed upon and staked out by the Shelby County Highway Department, as required to properly grade and drain a public roadway described as follows:

Beginning at a point on the centerline of Ivy Way and the intersection of County Road 49, in the Southwest Quarter of Section 12, Township 20 South, Range 1 West, thence southerly along Ivy Way for a distance of approximately .30 miles to the end of current County maintenance.

We do hereby, further give Shelby County permission to remove or otherwise relocate trees, mailboxes, driveway pipes, and other public safety hazards within the Right-of-Way as necessary to complete the proposed improvements.

We agree to waive our rights to claims against Shelby County or any of its agents or assigns for property damage, timber damage, or any other damage within above described right-of-way which may occur in connection with the construction of this project.

We also grant permission to Shelby County to improve inlet and outlet ditches for the purpose of properly providing for drainage. Should Shelby County ever abandon this roadway, all right-of-way shall revert respective to the undersigned, their heirs, or assigns. The undersigned conveys said easement only over and along the real property owned by him/her/it.

Signed and witnessed on this the 25<sup>th</sup> day of JULY, 2003.

Witness:

[Signature]

By: Wanda Faye Manzella

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Shelby Cnty Judge of Probate, AL  
11/17/2003 10:37:00 FILED/CERTIFIED

## ACKNOWLEDGEMENT FOR INDIVIDUAL

State of Alabama )  
SHELBY County )

I, SCOTT HOLLADAY, a Notary Public, in and for said county and State, hereby certify that WANDA FAYE MANZELLA

whose names(s) ~~is~~ are signed to the foregoing conveyance, and who ~~is~~ are known to me, acknowledged before me on this day that , being informed of its contents of this conveyance, SHE

executed the same voluntarily, for and as the act of said corporation on the day the same bears date.

Given under my hand and official seal this 25<sup>th</sup> day of JULY, 2003.

[Signature] Notary Public

My Commission Expires: MARCH 18, 2005