

THIS INSTRUMENT PREPARED BY
SHELBY COUNTY HIGHWAY DEPT.
506 HIGHWAY 70
COLUMBIANA, ALABAMA 35051



20041210000676350 Pg 1/4 .00
Shelby Cnty Judge of Probate, AL
12/10/2004 11:50:00 FILED/CERTIFIED

DEED FOR TEMPORARY EASEMENT

STATE OF ALABAMA)

TRACT NO. 3

COUNTY OF SHELBY)

KNOW ALL MEN BY THESE PRESENTS: that for and in consideration of the sum of Five Thousand Nine Hundred and no/100--- ^(\$5,900.00) Dollars cash in hand paid, receipt whereof is hereby acknowledged, we (I), the undersigned grantor(s) Freeway Express, Inc. have (has) this day bargained and by these presents do hereby grant, bargain, convey, transfer, and deliver unto the State of Alabama a temporary easement and right of way for the following purposes, to-wit: The right to enter upon the hereinafter described land and grade, level, fill, drain, pave and build a road or highway, together with such bridges, culverts, ramps, and cuts as may be necessary, on, over, and across the ground embraced within the boundaries of a tract or parcel of my (our) land situated in the County of Shelby, State of Alabama.

The easement and right of way hereby granted is more particularly located and described as follows, to-wit: And as shown on the right of way map of Project No. STPBH-7132(003) of record in the Alabama Department of Transportation, a copy of which is also deposited in the Office of the Judge of Probate of Shelby County, Alabama as an aid to persons and entities interested therein and as shown on the property plat attached hereto and made a part hereof:

Easement No.1: Beginning at a point 55.76 feet right of the CR 52 centerline of Project No. STPBH-7132(003) station 54+13.00 being the point of beginning of the property herein to be conveyed; thence S19°27'08"W for a distance of 20.24 feet to a point 76.00 feet right of said centerline station 54+13.00; thence N69°18'22"W for a distance of 68.29 feet to a point 76.00 feet right of said centerline station 53+48.00; thence N21°56'07"W for a distance 21.13 feet to a point on the existing southern present right-of-way line of CR 52; thence S68°32'58"E for a distance of 67.41 feet to the point of beginning.

Easement No.2: Beginning at a point 52.23 right of the CR 52 centerline of Project No. STPBH-7132(003) station 52+00.00 being the point of beginning of the property herein to be conveyed; thence S27°35'17"W for a distance of 23.77 feet to a point 76.00 feet right of said centerline station 52+00.00; thence N61°14'48"W

11/10/04

for a distance of 64.09 feet to a point on the Grantor's western property line; thence north along the Grantor's western property line for a distance of 29.67 feet to the intersection of the Grantor's western property line and the southern present right-of-way line of CR 52; thence S59°25'15"E along the southern present right-of-way line for a distance of 79.29 feet to the point of beginning.

Both easements totaling 0.07 acre, more or less.

Upon completion of said project, all right, title and interest to said temporary easement shall cease and the grantee hereby relinquishes same.

To have and to hold the said easement and right of way unto the State of Alabama and unto its successors and assigns for a period of 2 years, or until the completion of Project No. STPBH -7280(600) , whichever is later.

And the said grantor(s) hereby covenant(s) with the State of Alabama that we (I) are (am) lawfully seized and possessed of the afore-described tract or parcel of land; that we (I) have a good and lawful right to convey it; and it is free from all encumbrances; and that I (we) will warrant and forever defend the title and quiet possession thereto against the lawful claims of all persons whomsoever.

As a further consideration for the payment of the price above-stated, we (I) hereby release the State of Alabama, its employees and officials, from all claims for damage, from whatsoever cause, present, or prospective, incidental, or consequential, to the exercise of any of the rights herein granted.

The grantor hereby grants permission, with right of ingress and egress, to grantor's adjoining property at any time during construction period of project for purpose of moving grantor's buildings and/or structures from the above-described right of way.

In witness whereof we (I) have hereunto set our (my) hand(s) and seal(s) this the 10th day of December, 2004.

FREEWAY EXPERS, INC.

Harmon Allen (L.S.)
BY: Harmon Allen, Its President

_____(L.S.)

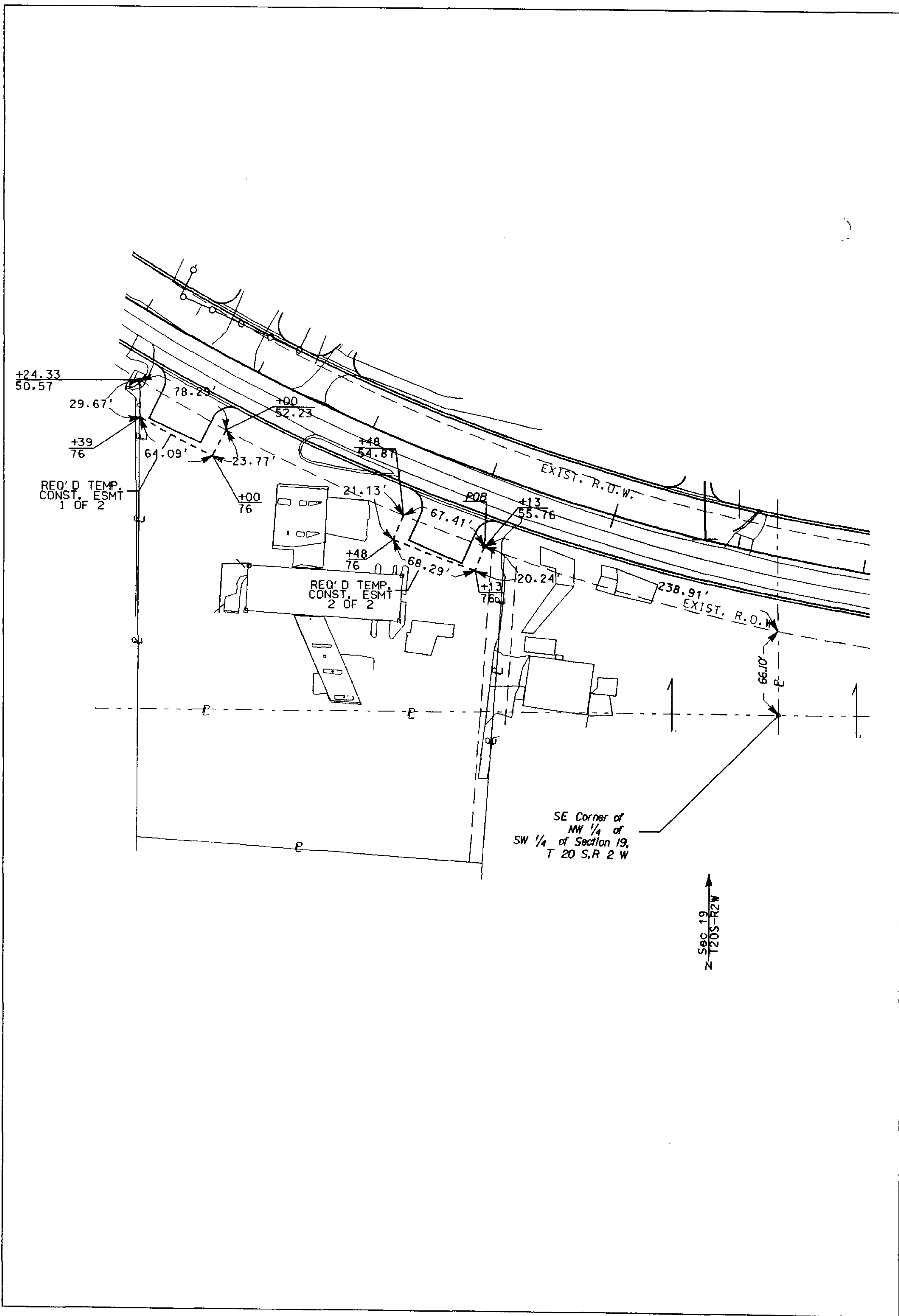
STATE OF ALABAMA
SHELBY COUNTY

I, the undersigned, a notary public in and for said county in said state, hereby certify that Harmon Allen, whose name as President for Freeway Express, Inc., a corporation, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal the 10th day of December, 2004.

Charles E. Fulmer
Notary Public

My Commission Expires: 10-6-08



TRACT NUMBER 3
OWNER: FREEWAY
EXPRESS, INC.
TOTAL ACREAGE: 1.90
R/W REQ'D: 0.00
REMAINDER: 1.90
TEMP. CONST. ESMT: 0.07

ALABAMA DEPT. OF TRANSPORTATION
PROJ. NO. STPBH-7132(003)
COUNTY: SHELBY
SCALE: 1" = 100'
DATE: 2-4-03
REVISED: