

AN EASEMENT
FOR THE CONSTRUCTION, OPERATION, AND MAINTENANCE
OF UTILITIES BY THE CITY OF CALERA

This EASEMENT, executed this 1st day of August, 2004, for the construction, operation, and maintenance of utilities with appurtenances, by The City of Calera, hereinafter called the OWNER across the property of the LANDOWNERS, Henry L. Nichols, Frederick A. Nichols, and Joan N. Alexander, as shown on the attached sketch, is granted by the LANDOWNER to the OWNER for valuable considerations, the receipt and sufficiency of which are acknowledged by the LANDOWNER, for herself, and her heirs, executors, successors, and assigns.

One temporary easement, to go with the land to allow the OWNER, its employees and agents to survey the proposed location of the sewer main for the purpose of defining the location of the permanent easement and also to allow for the construction of the sewer main. Temporary easement to include the right of access by the OWNER, its employees and agents, or officials, and necessary related equipment. The temporary easement shall stay in effect until a proposed sanitary sewer line has been installed within said easement.

One permanent easement, to go with the land to allow the OWNER, its employees and agents to construct, operate, repair, and maintain the OWNER'S utilities including the right of access by the OWNER, its employees and agents, or officials, and necessary related equipment. Included is the right to uncover any utilities, with the obligation to leave the LANDOWNER'S property in good repair after completion of any repair to the utilities.

The temporary easement is described as follows:

Located in the City of Calera, Shelby County, Alabama an easement being 50 foot wide centered along a line as shown in Exhibit 1, generally being along an Unnamed Tributary of Buxahatchee Creek.

The permanent easement is described as follows:

Located in the City of Calera, Shelby County, Alabama within the aforementioned temporary easement an easement being 20 foot wide, centered upon a sanitary sewer main to be installed. The exact easements are to be more accurately defined upon completion of the survey and design of the sewer system. A description of the permanent location of the easements will be provided to all parties once defined.

Executed the date shown above in four copies.

LANDOWNERS:

By:


Henry L. Nichols

By:

for the estate of 
James S. Nichols, executrix
Frederick A. Nichols

By:


Joan N. Alexander

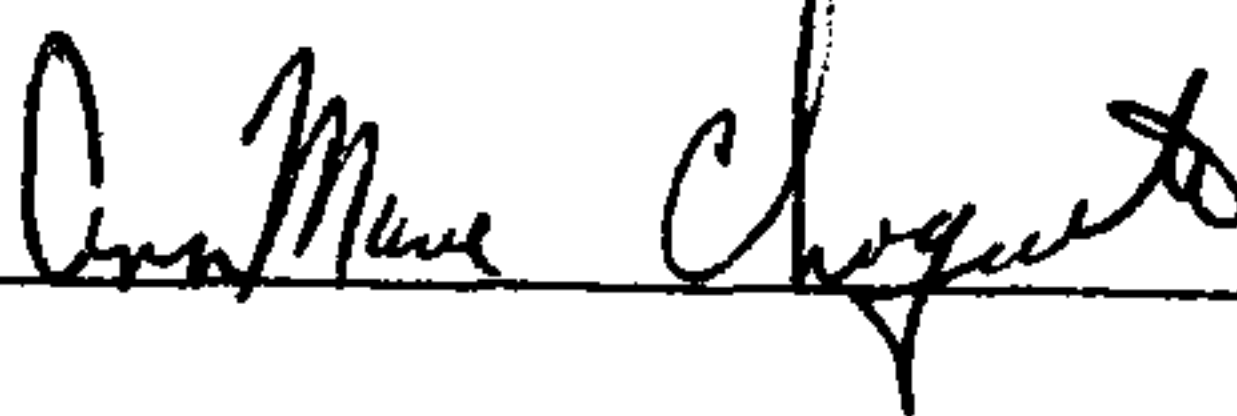
For The City of Calera

By:

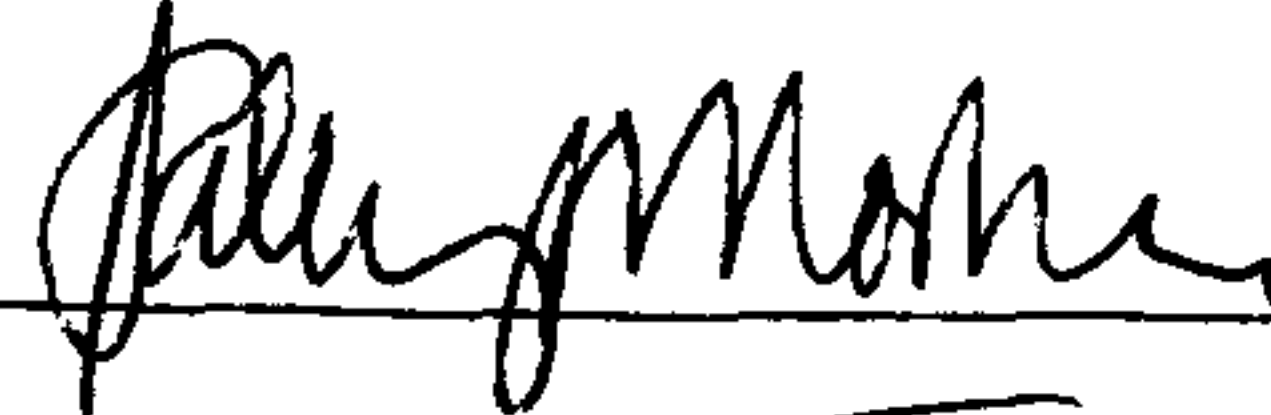

George Roy, Mayor

WITNESS:

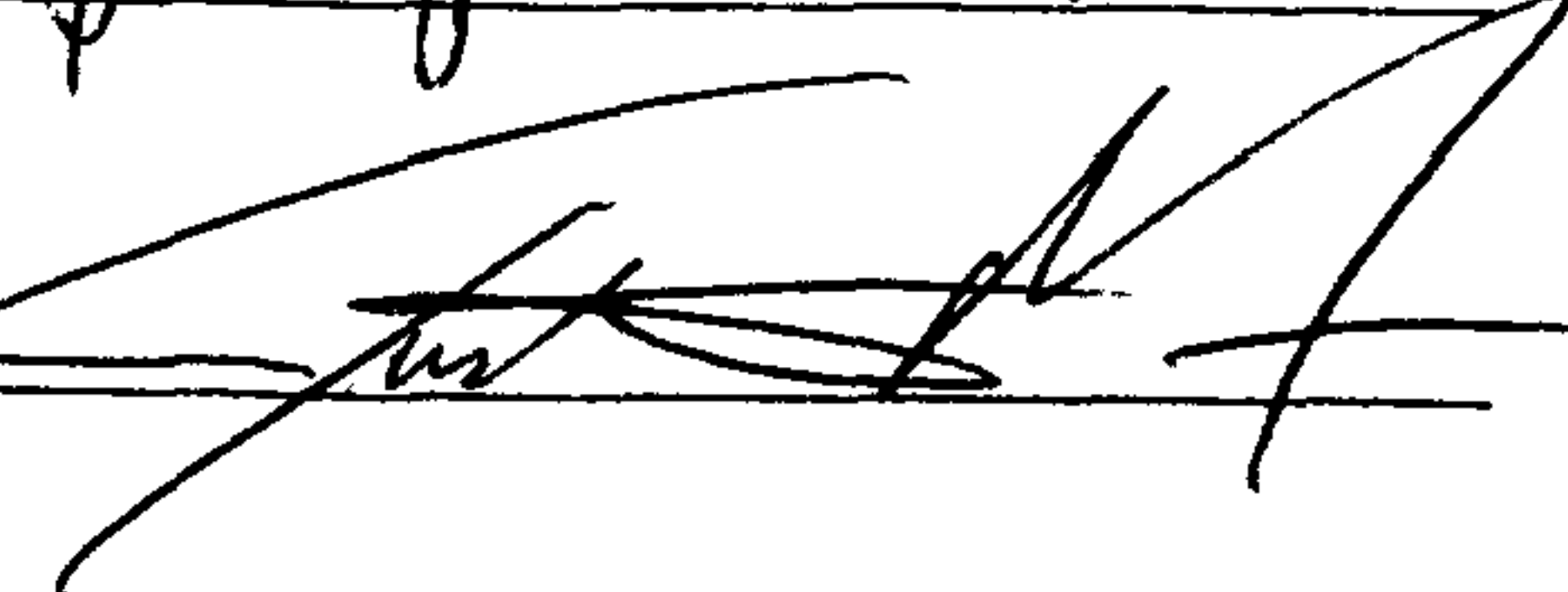
By:



By:



By:

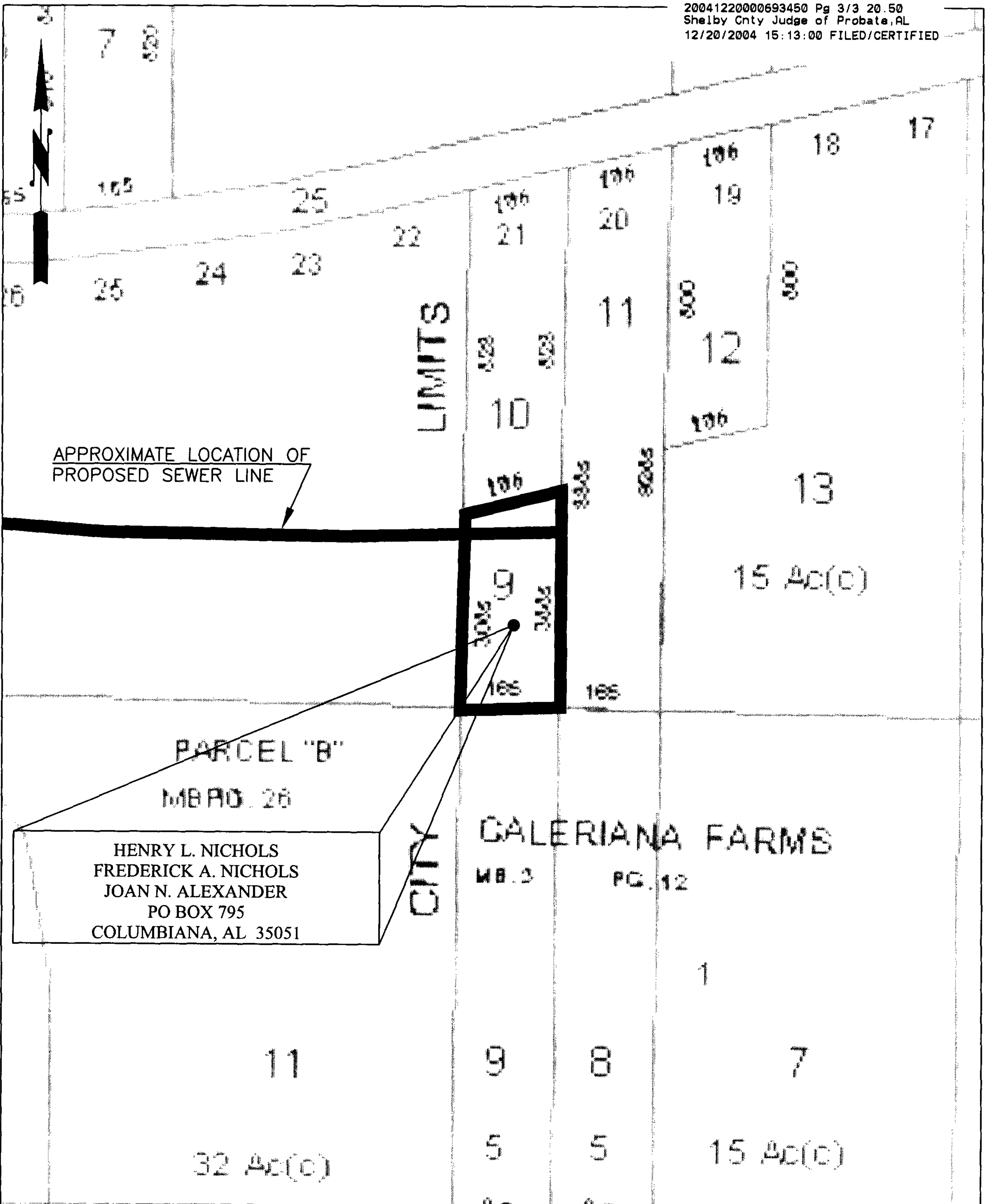


WITNESS

By:


Linda Steele, City Clerk

Recorded the _____ day of _____, 2004 in Deed Book
_____ Page _____, of public records of Shelby County, Alabama.



APPROXIMATE SCALE:
1"=200'

EXHIBIT 1