

## SHELBY COUNTY

**AGREEMENT FOR WATER UTILITY EASEMENT and  
INSTALLATION OF FUTURE WATER LINES**

THIS AGREEMENT made and entered into on this the 20<sup>th</sup> day of May, 2008, by and between the Alabaster Water Board, a public corporation (hereinafter, the "**Board**"), and Carolyn L. Stephens (hereinafter, "**Owner**").

WHEREAS, the Board deems it necessary to install and maintain certain water transmission lines and mains as part of the advancement and maintenance of the Board's water transmission system; and,

WHEREAS, Owner is the lawful owner of certain real property in and upon which the Board desires to install necessary water transmission lines and/or water mains; and,

WHEREAS, the Board desires to obtain from the Owner both a temporary and permanent 15' wide water utilities easement across Owner's land to install necessary water transmission lines and/or water mains,

NOW, THEREFORE, be it known by these presents that, in consideration of the mutual covenants and promises between the parties hereto, it is hereby agreed as follows:

**EXPRESS GRANT OF EASEMENT**

1. Owner hereby expressly grants to the Board sufficient construction and permanent easement on the Owner's land as specifically described in Ex. A attached hereto.

2. The Owner shall allow the Board to enter the construction easement to construct said water transmission main, and to perform maintenance activities as deemed necessary by the Board.

3. Owner retains the right to use the lands within the easement as the Owner desires, except as noted herein. Owner agrees not to use the lands within the easement in a manner that adversely affects the water transmission main. Owner further agrees not to construct any structure within the lands in the easement. After the water transmission main has been installed, Owner may construct a fence, drainage pipe, or roadway across the easement. Should the Board desire and so request, however, Owner shall allow the entrance of equipment and materials on the easement for the purposed of maintaining said water transmission main when necessary.

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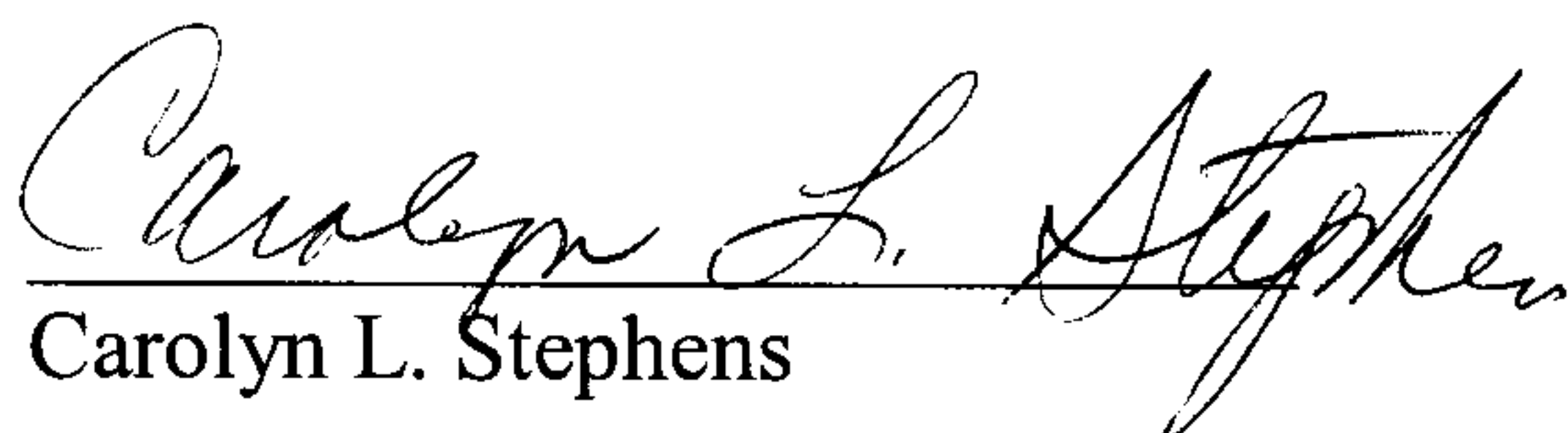
4. Owner grants the Board the right to remove trees, vegetation and other underbrush within the easement as required for the construction and/or maintenance activities associated with the transmission main.

**CONSIDERATION FOR EASEMENT**

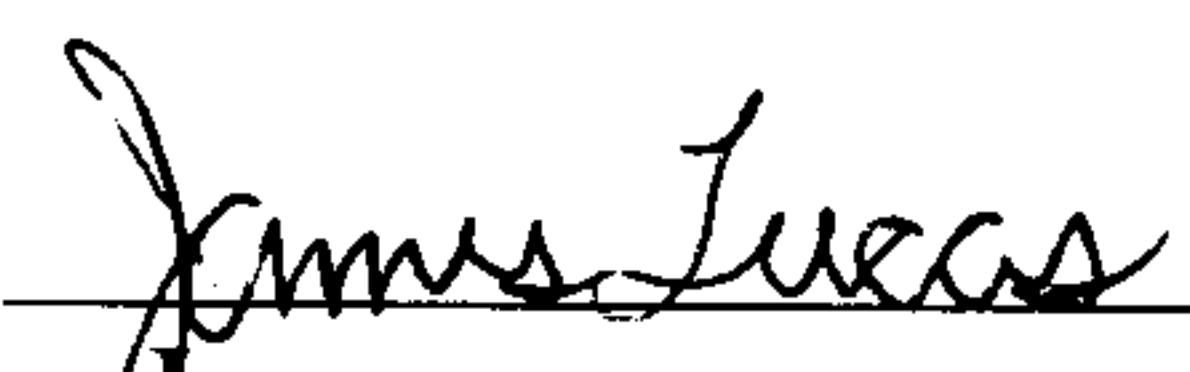
5. As good and valuable consideration for the express grant of construction and permanent easement contained herein, the Board shall pay to Owner three hundred dollars (\$300.00). The Board agrees to rebuild the barbed wire fence on the southern edge of the property. Further, the Board agrees to install a fire hydrant in the easement granted by the Owner. Owner hereby acknowledges the value and sufficiency of the stated consideration for the easement granted.

IN TESTIMONY to all the mutual covenants and promises set forth hereinabove, Owner does hereby grant the easements described herein, and, the Alabaster Water Board does hereby agree to be bound by the terms and conditions of this Agreement, and has caused this Agreement to be executed by its Manager and duly attested on the date first above written.

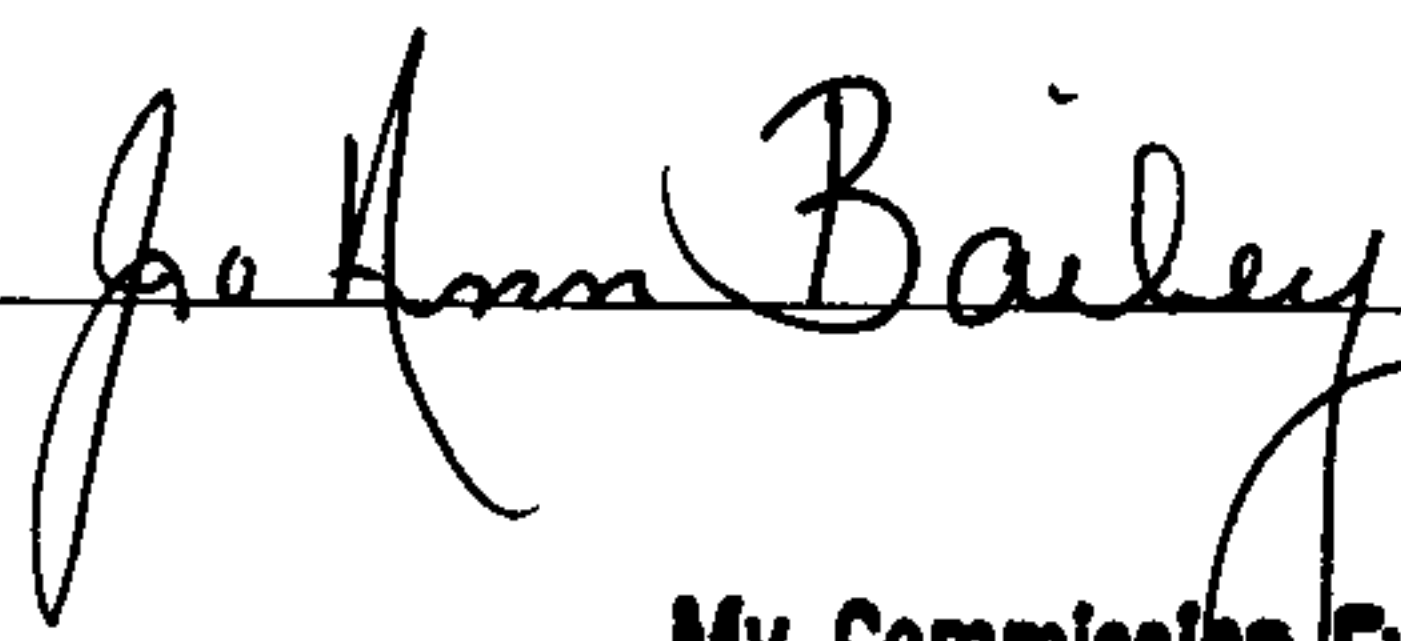
**OWNER / GRANTOR**

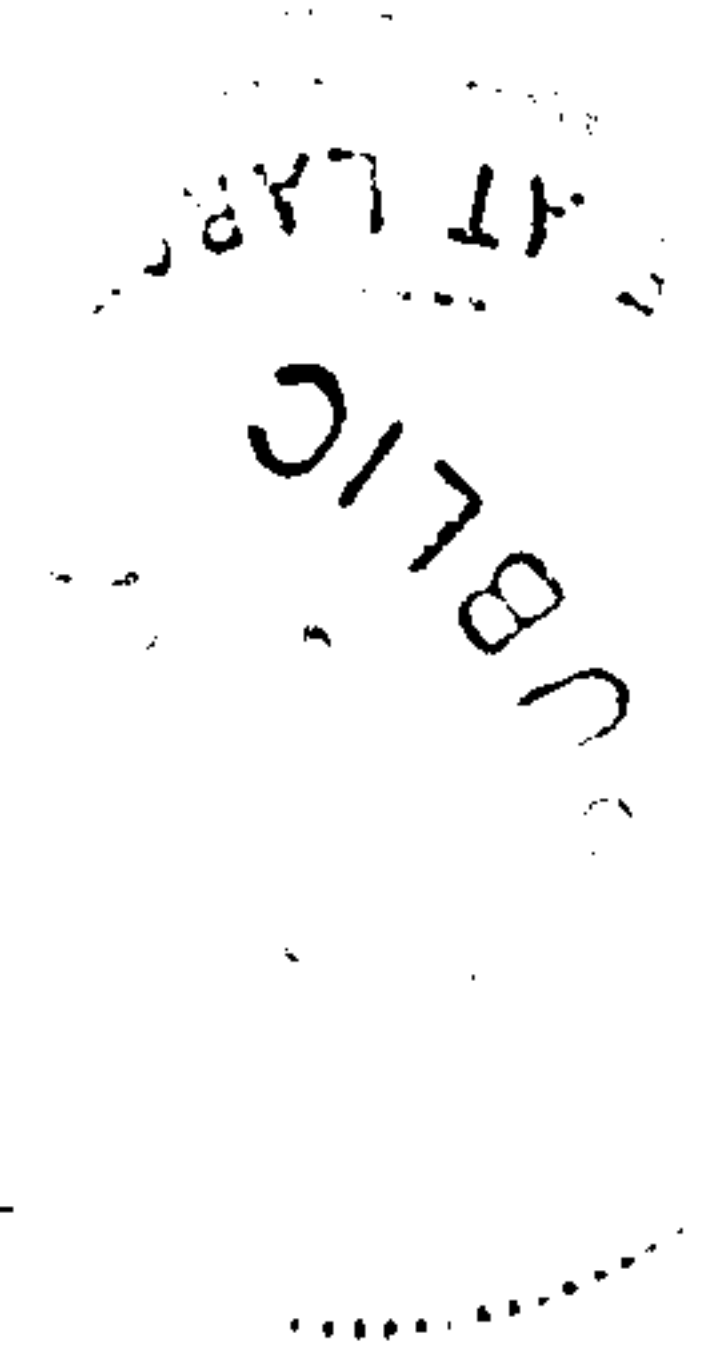
  
Carolyn L. Stephens

**ALABASTER WATER BOARD/ GRANTEE**

By:   
James Lucas  
Its Manager

ATTESTED TO

By:   
My Commission Expires  
April 26, 2010




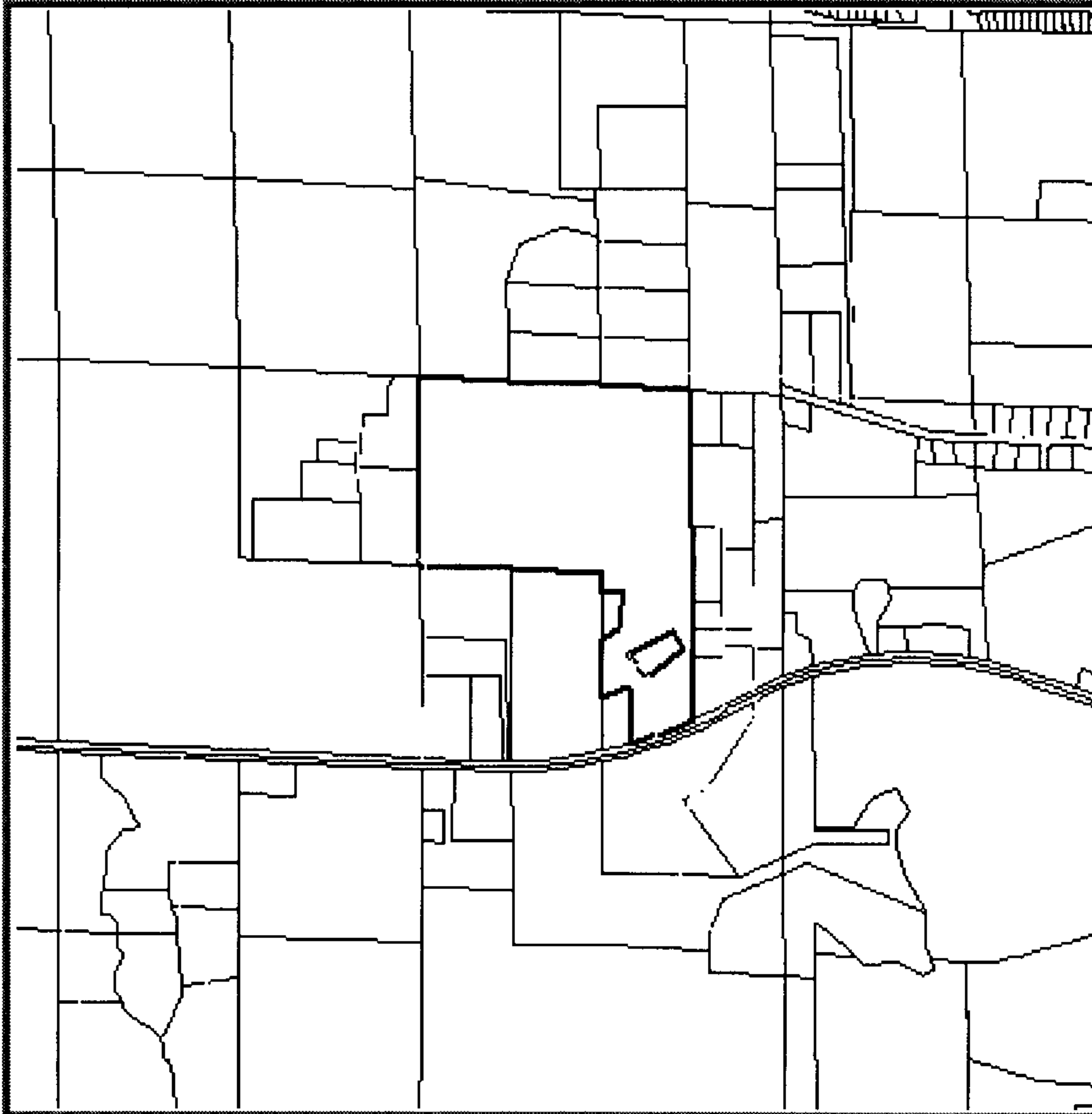
  
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Shelby Cnty Judge of Probate, AL  
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Exhibit A

Begin at SE corner of property at the Point of Beginning of a 15 foot permanent water utility easement and 10' temporary construction easement and proceed westward along the southern property line to the SW corner end point of easement located on the southern property line of the property. The permanent easement shall lie within the property owned by the Owner recorded as parcel number 27 2 03 0 001 002.000.



**Property Information - 27 2 03 0 001 002.000****Owner Information**

Name 1	Name2	Address 1	Address 2	City	State	Zip Code
STEPHENS CAROLYN L		240 STEPHENS DRIVE		MONTEVALLO	AL	35115

Subdivision	Primary Lot	Secondary Lot	Block	Section	Township	Range
			000	3	22S	03W

Map Book	Map Page	Lot Dimension 1	Lot Dimension 2	Number of Acres	Square Feet
0	0	0	0	74	3223440

**Description**

NW1/4 NE1/4 & W1/2 NE1/4 NE1/4 ALSO BEG NW COR W1/2 SE 1/4 NE1/4 S132 E154.3S 283 SW132.8 S430 NE210 S420 NE480 ALG ROW N1015 W TO POB EXCEPT 1.41 AC IN W1 /2 SE1/4 NE1/4

**Document Information**

Recorded Date	Recorded Number
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20080905000354760 4/4 \$20.50  
Shelby Cnty Judge of Probate, AL  
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