

20081215000465250 1/4 \$20.50
Shelby Cnty Judge of Probate, AL
12/15/2008 11:22:30AM FILED/CERT

*500.00

This instrument prepared by:
Rob Rimer
The Westervelt Company, Inc.
P. O. Box 48999
Tuscaloosa, AL 35404-8999
Source of Title: Deed Book Page

Grantee's Address:
The Westervelt Company, Inc.
C/O Rob Rimer
P. O. Box 48999
Tuscaloosa, AL 35404-8999

Shelby County, AL 12/15/2008
State of Alabama
Deed Tax: \$.50

STATE OF ALABAMA)

RIGHT-OF-WAY EASEMENT

SHELBY COUNTY)

KNOW ALL MEN BY THESE PRESENTS: That, **BRIERFIELD LAND AND TIMBER , INC., AND SGD TIMBER ACQUISTION, INC.**, herein referred to as GRANTOR, for and in consideration of the sum of **TEN Dollars (\$10.00)** and other good and valuable consideration, in hand paid by **The WESTERVELT COMPANY, INC.**, herein referred to as GRANTEES, the receipt whereof is hereby acknowledged, GRANTOR does hereby give, grant, bargain, sell and convey unto the said Grantees, their heirs, successors and assigns, a nonexclusive easement 50 feet in width for a right-of-way for ingress and egress and public utilities, across the following described property:

DESCRIPTION:

A 50 ft Ingress/Egress easement over and across a part of the Northwest quarter of the Northwest quarter (NW1/4-NW1/4) of Section 12, Township 24 North, Range 13 East, Shelby County, Alabama, being described as lying Northeast and adjacent to the following described line:

As a point of commencement start at the Northeast corner of said Nw1/4-Nw1/4 and run S89d22'36"W and along the North boundary of said Nw1/4-Nw1/4 for a distance of 365.77 ft to the Northeast corner of the Ralph E. Corley (Ala. L.S. 17255) survey of a four (4) acre parcel as designated on plat as "CALERA B-AL-059-057, 809268", and being the point of beginning of the line described herein; thence run S27d08'07"E and along the Northeast or East boundary of said parcel for a distance of 386.64 ft to a point; thence continue along said Northeast or East boundary S36d12'07"E for a distance of 239.10 ft to the Southeast corner of said parcel; thence continue S36d12'07"E and along a prolongation of said Northeast or East boundary for a distance of 85 ft more or less to its intersection with the East boundary of said Nw1/4-Nw1/4 and the point of ending of the line described herein; said point also lying 610 ft more or less South of the Northeast corner of said Nw1/4-Nw1/4.

See attached plat labeled "Exhibit" and made part of this document.

SUBJECT TO all right of ways, easements and restrictions which may exist as a matter of record or exist de facto.

GRANTOR RESERVES unto itself, its agents, employees, successors and assigns, the right to use said right-of-way.

TO HAVE AND TO HOLD the aforementioned easement to the Grantees, their heirs, successors and assigns, subject however, to the following term:

The easement hereby granted is non-exclusive and Grantor reserves to itself, successors and assigns the right to use said easement.

Grantees hereby agree to indemnify and hold harmless Grantor for any and all liability for personal injuries, property damage, or for loss of life or property resulting from, or in any way connected with, the condition or use of the above described property, or any means of ingress thereto or egress therefrom, regardless of whether or not such injuries or damage are alleged to be caused in whole or in part by Grantees, their heirs, agents, employees or assigns.

Grantor does hereby agree that the current road, as identified on the attached plat as "By-Pass" may be used until a road is constructed by grantee, their heirs, successors or assigns, on the easement herein conveyed.

IN WITNESS WHEREOF, the Grantor and Grantees have hereunto caused this instrument to be executed on this the 5th day of DECEMBER, 2008.

BRIERFIELD LAND AND TIMBER, INC.


By: [Signature]
President

SGD TIMBER ACQUISITION, INC.

By: [Signature]
PRESIDENT

STATE OF ALABAMA)

BIBB COUNTY)


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I, the undersigned authority, a Notary Public in and for said county, in said state, hereby certify that) KERMIT L. STEPHENS, as PRESIDENT of **BRIERFIELD LAND AND TIMBER, INC.**, who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 5th day of DECEMBER, 2008.

Thomas G. Lightsey
Notary Public in and for the
State of Alabama at Large
My commission expires: 5/10/2011

STATE OF ALABAMA)

BIBB COUNTY)

I, the undersigned authority, a Notary Public in and for said county, in said state, hereby certify that) SCOTT G. DAVIS, as PRESIDENT of **SGD TIMBER ACQUISTION, INC.**, who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 5th day of DECEMBER, 2008.

Thomas G. Lightsey
Notary Public in and for the
State of Alabama at Large
My commission expires: 5/10/2011



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