

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

THIS AGREEMENT made and entered into on this the 15th day of December, 2008, by and between the Alabaster Water Board, a public corporation (hereinafter, the “**Board**”), and Jimmy W. and Joyce Mullins Bice (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 10’ 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.

AGREEMENT FOR UTILITIES EASEMENT

Page 2 of 3

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.

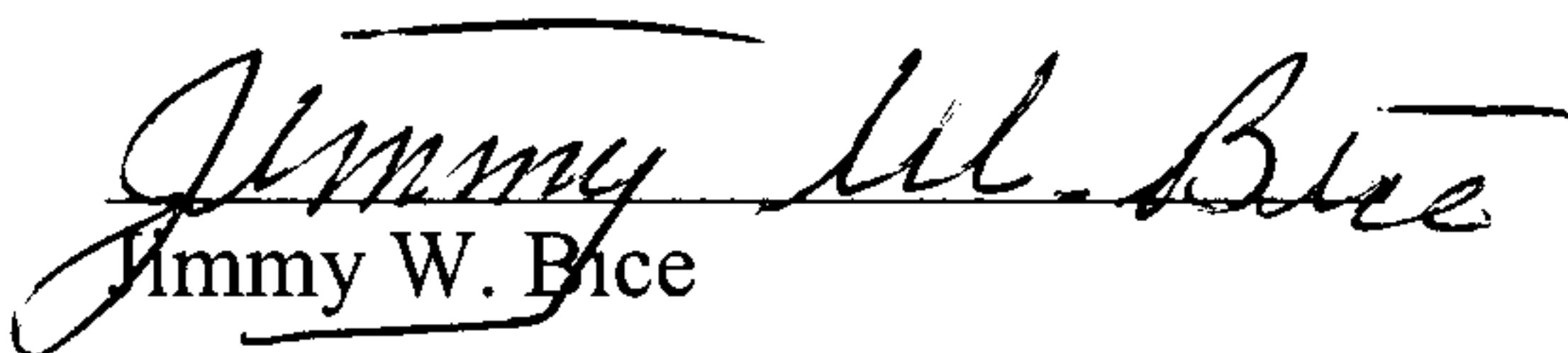
CONSIDERATION FOR EASEMENT

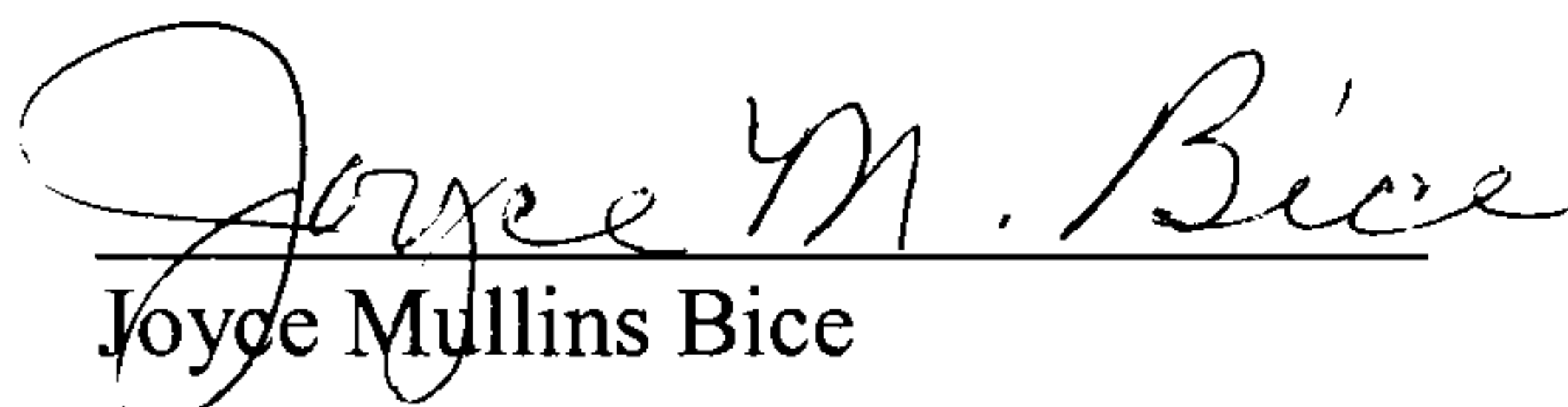
5. As good and valuable consideration for the express grant of construction and permanent easement contained herein, the Board shall pay to Owner one dollar (\$1.00). Owner hereby acknowledges the value and sufficiency of the stated consideration for the easement granted.

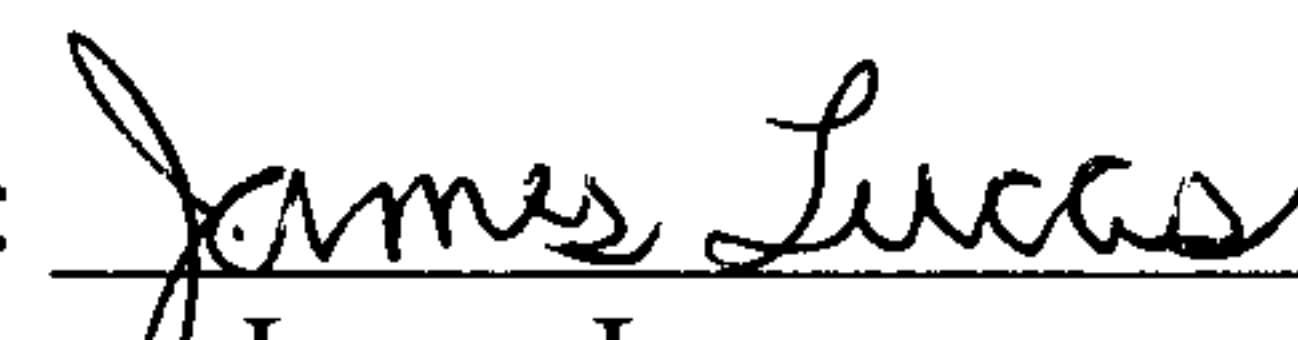
IN TESTIMONY to all the mutual covenants and promises set forth hereinabove, Owner does hereby grant the easements described herein, and, the Alabaster Water Board does hereby agree to be bound by the terms and conditions of this Agreement, and has caused this Agreement to be executed by its Manager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

OWNER / GRANTOR


ALABASTER WATER BOARD/ GRANTEE


Jimmy W. Bice


Joyce Mullins Bice

By: 
James Lucas
Its Manager

ATTESTED TO

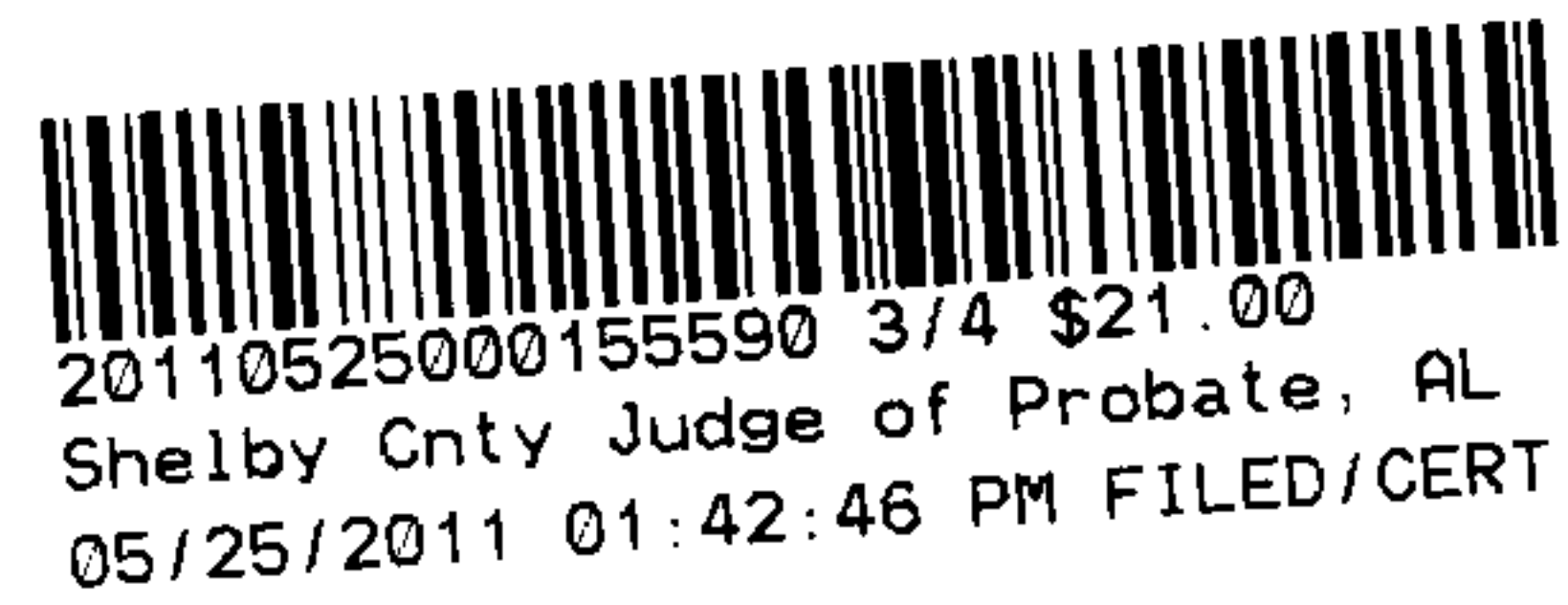
By: 
My Commission Expires
April 26, 2010

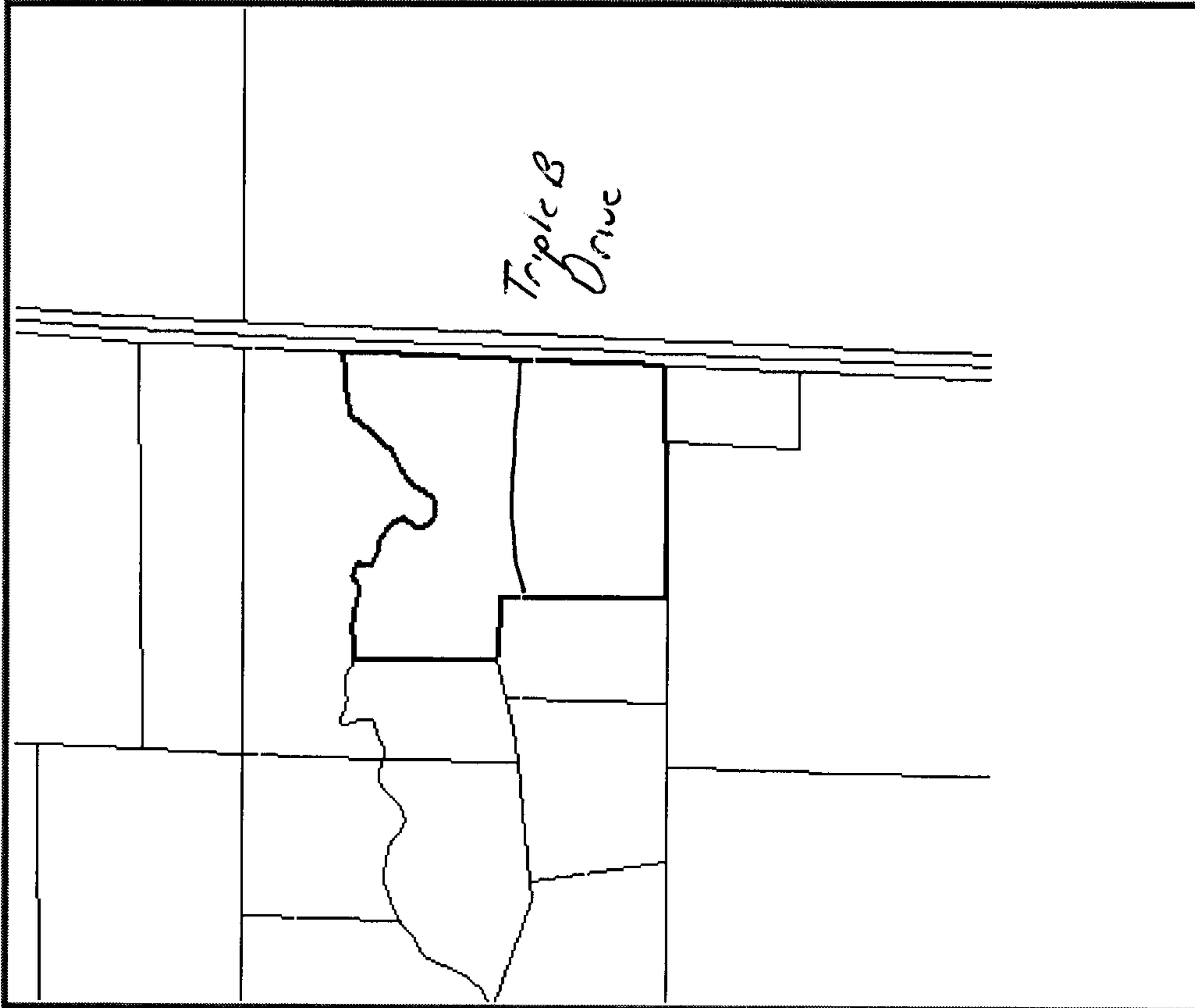


20110525000155590 2/4 \$21.00
Shelby Cnty Judge of Probate, AL
05/25/2011 01:42:46 PM FILED/CERT

Exhibit A

Begin at NE corner of property and proceed eastward to the west side of Triple B Drive at the Point of Beginning of a 6' permanent water utility easement and 4' temporary construction easement and proceeding parallel with Triple B Drive to the end point of easement located at the current site of the meter installation. The permanent easement shall lie within the property owned by the Owner recorded as parcel number 27 2 03 0 001 009.000



Property Information - 27 2 03 0 001 009.000**Owner Information**

Name 1	Name2	Address 1	Address 2	City	State	Zip Code
BICE JIMMY W & JOYCE MULLINS		130 TRIPLE B 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	17.469999999999999	760818.95999999996	

Description

BEG C/L SHOAL CRK INTS S R/W CO HWY 22 SEC3 T22S R3W TH E ALG R/W TO E BDY NW 1/4 SW1/4 TH S 736.5' TH W 495.3' TH S 190' TH W TO C/L SD CRK TH NLY ALG C/L CRK TO POB

Document Information

Recorded Date	Recorded Number
---------------	-----------------



20110525000155590 4/4 \$21.00
Shelby Cnty Judge of Probate, AL
05/25/2011 01:42:46 PM FILED/CERT