

This instrument was prepared without benefit of title evidence by:

William R. Justice

P.O. Box 587, Columbiana, Alabama 35051

PERMANENT EASEMENT DEED



20200709000285190 1/5 \$35.00
Shelby Cnty Judge of Probate, AL
07/09/2020 01:12:03 PM FILED/CERT

STATE OF ALABAMA

SHELBY COUNTY

KNOW ALL MEN BY THESE PRESENTS:

That for and in consideration of the sum of Ten Dollars (\$10.00) cash and other good and valuable consideration in hand paid by the Alabaster Water Board, the receipt whereof is hereby acknowledged, the undersigned City of Alabaster, Alabama, a municipality (hereafter the GRANTOR) hereby grants, sells, and conveys to the Alabaster Water Board (hereafter the GRANTEE), its agents, successors, and assigns a permanent non-exclusive 20-foot wide easement and right of ingress and egress to and from, also over and across a parcel of land for the purpose of constructing, operating, maintaining and repairing a water line or lines, pipes, valves, and associated equipment, at the sole discretion of the GRANTEE. Said utility easement being more particularly described as follows:

Commence at the Southeast property corner of parcel 23 1 02 3 001 046.000 being the land described in deed recorded as Instrument # 20190610000203460 in the Probate Office of Shelby County, Alabama, said point being located on the northern Right-of-Way of 11th Avenue Southwest; said point being the point of beginning. From this point of beginning, proceed along the northern Right-of-Way line of 11th Avenue Southwest S 79 deg. 04 min. 07.75 sec. E for a distance of 269.43 feet to a point; thence proceed S 79 deg. 02 min. 26.59 sec. E a distance of 40 feet to a point; thence proceed S 79 deg. 14 min. 13.11 sec. E a distance of 126.28 feet to a point, said point being at the intersection of the northern Right-of-Way of 11th Avenue Southwest and the Western Right-of-Way of State Route 119; thence proceed along the Western Right-of-Way of State Route 119 N 11 deg. 29 min. 33.12 sec. E a distance of 404.72 feet to a point; thence proceed N 11 deg. 23 min. 35.24 sec. E a distance of 40 feet to a point; thence proceed N 11 deg. 31 min. 36.20 sec. E a distance of 116.31 feet to a point; thence proceed N 77 deg. 53 min. 45.28 sec. W a distance of 131.65 feet to a point; thence proceed S 10 deg. 32 min. 33.00 sec. W a distance of 20.01 feet to a point; thence proceed S 77 deg. 53 min. 45.28 sec. E a distance of 111.31 feet to a point; thence proceed S 11 deg. 29 min. 33.12 sec. W a distance of 521.50 feet to a point; thence proceed N 79 deg. 06 min. 32.94 sec. W a distance of 415.88 feet to a point; thence proceed S 10 deg. 59 min. 26.40 sec. W a distance of 20.00 feet to point, said point being the point of beginning and describing a permanent utility easement containing approximately 21,812.14 square feet (0.50 Acre) more or less.

See drawing of easement attached hereto as Exhibit 2.

The GRANTEE shall have the right and privilege of a perpetual use of said easement for such

*NW 1/4 of the SW 1/4 of Section 34, Township 2D South,
Range 3 West, Shelby County AL*

public purpose, together with all rights and privileges necessary or convenient for the full use and enjoyment thereof, including the right to cut and keep clear all trees, undergrowth and other obstructions from said strip and on the lands of the undersigned adjacent to said strip when deemed reasonably necessary for the avoidance of danger to or interference with the public use of the easement.

Should GRANTEE need to excavate or otherwise disturb the surface of the property for the purposes heretofore expressed, GRANTEE will first notify GRANTOR and the parties shall coordinate the timing and location of such work to minimize any interference with GRANTOR'S use of its property. Any and all pavement or other improved surface in the disturbed areas within said easement will be put back in its condition prior to the disturbance, and any grassed or landscaped areas will be restored to match adjacent natural ground and a suitable grass mixture for the season shall be applied.

TO HAVE AND TO HOLD to the said GRANTEE, its successors and assigns forever.

IN WITNESS WHEREOF, the said GRANTOR has hereto set its signature and seal, this the 15th day of JUNE, 2020.

City of Alabaster, Alabama

by Marty B. Handlon
Marty B. Handlon, Mayor

STATE OF ALABAMA
COUNTY OF SHELBY


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I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Marty B. Handlon, whose name as mayor of the City of Alabaster, Alabama, a municipality, is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, she as such mayor and with full authority executed the same voluntarily for and as the act of said municipality.

Given under my hand and official seal this 15th day of JUNE, 2020.

John Mark Fry
Notary Public

My commission expires: JANUARY 3, 2022

Council Member ELLIS introduced the following Resolution, which was
seconded by Council Member FARRELL.



RESOLUTION 061520-C

**GRANT UTILITY EASEMENT TO ALABASTER WATER BOARD
FOR WATER LINE RELOCATION RELATED TO NEW POLICE DEPARTMENT**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALABASTER, ALABAMA AS FOLLOWS:

WHEREAS, Alabaster Water Board services city residents, providing a valuable public service; and

WHEREAS, the easements, rights and privileges granted hereby shall apply to, and the word "Property" as used in this instrument shall mean the real property more particularly described in Exhibit A.

WHEREAS, the purpose of the requested 20 ft permanent easement and right of ingress and egress to and from, also over and across a parcel of land for the purpose of constructing, operating, maintaining and repairing a water line or lines, pipes, valves, and associated equipment, at the sole discretion of the Grantee.

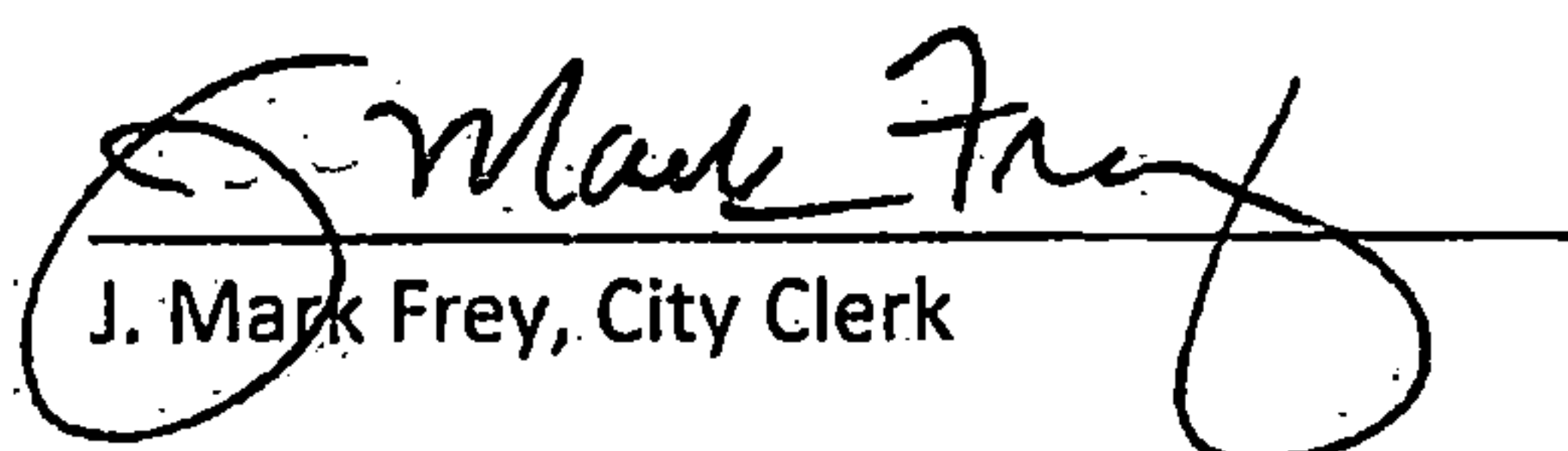
WHEREAS, it is in the best interests of the public to grant such Easement.

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALABASTER, AS FOLLOWS:

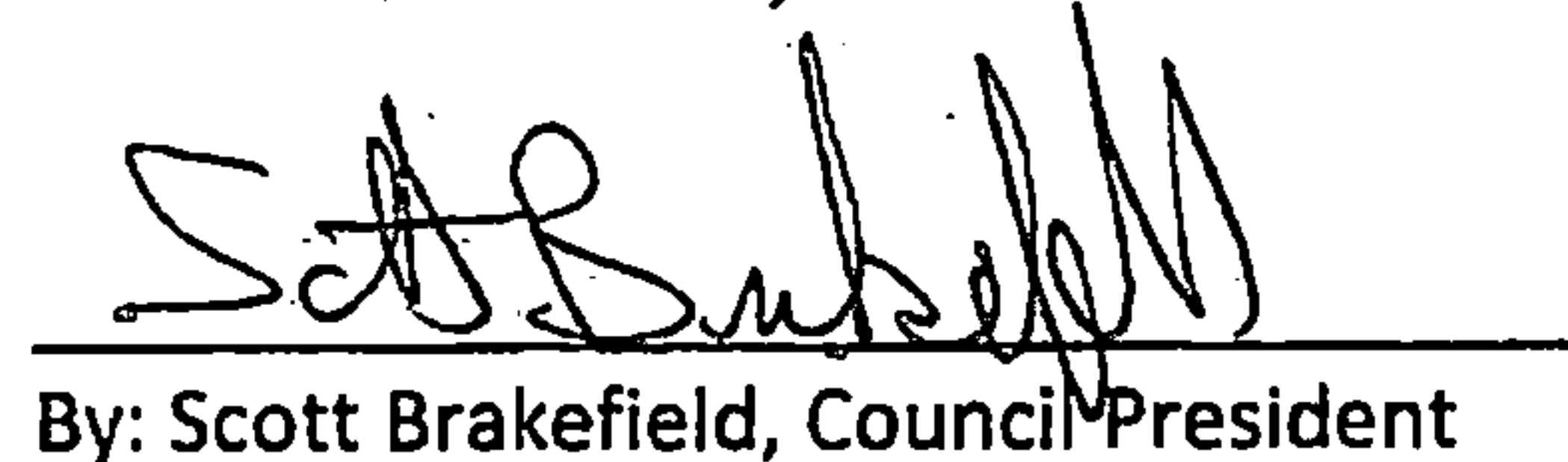
1. The Council hereby grants the requested 20 ft permanent easement to the Alabaster Water Board.
2. The Easement attached as "Exhibit A" is hereby authorized to be executed by the Mayor and attested by the City Clerk and recorded as required by law.

ADOPTED AND APPROVED THIS 15TH DAY OF JUNE 2020.

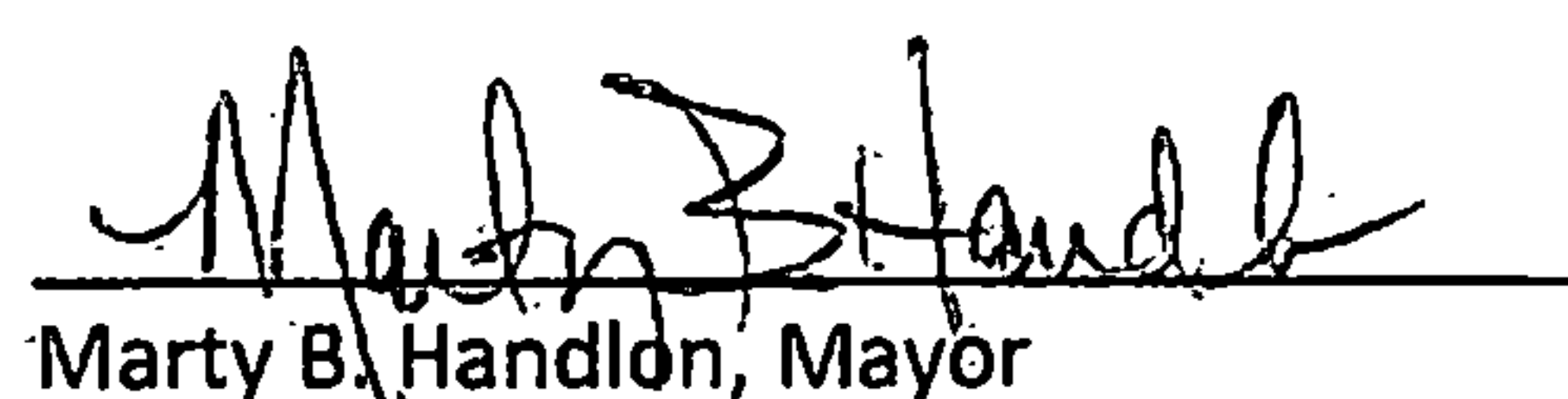
ATTEST:

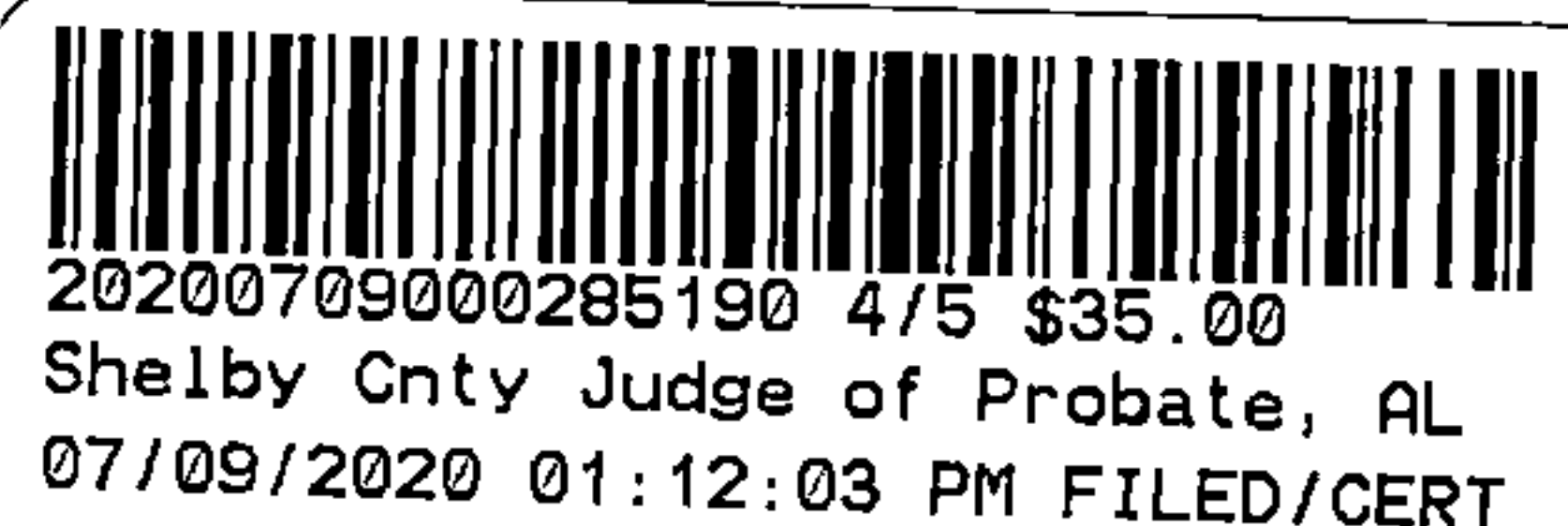

J. Mark Frey, City Clerk

CITY OF ALABASTER, ALABAMA


By: Scott Brakefield, Council President

APPROVED:


Marty B. Handlon, Mayor



Marty B. Handlon
Mayor



J. Mark Frey
City Clerk

Administration

June 18, 2020

I, J. Mark Frey, as the undersigned qualified Clerk for the City of Alabaster, Alabama, and by State Law, the custodian of all records of the City of Alabaster, Alabama, do hereby certify that the attached, **Resolution 060120-C Grant Utility Easement To Alabaster Water Board for Water Line Relocation Related to New Police Department**, also attached hereto, is a true correct copy of the original documents on file in the permanent records of the Clerk's office at City Hall within the corporate limits of the City of Alabaster, Alabama, kept in the ordinary course of business for the City.

In witness whereof, these documents are true and accurate, and I have hereunto set my hand and affixed the official seal of the City of Alabaster, Alabama on this the 18th day of June 2020.


J. Mark Frey, City Clerk



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