

THIS INSTRUMENT PREPARED BY:
 RODNEY MANASCO
 VOLKERT, INC.
 3809 MOFFETT ROAD
 MOBILE, AL 36618

CITY OF FOLEY) PROJECT NO. AC0A59521- ATRP(003)
 COUNTY OF BALDWIN) TRACT NO. 7

**RIGHT OF WAY DEED
 FOR PERMANENT EASEMENT**

KNOW ALL MEN BY THESE PRESENTS, that for and in consideration of sum Ten and No/100 dollars (\$10.00), cash in hand paid to the undersigned by the City of Foley, the receipt of which is hereby acknowledged, I (we), the undersigned grantor(s), **BC FOLEY, LLC** have this day bargained and sold, and by these presents do hereby grant, bargain, sell and convey unto the City of Foley a permanent easement and right of way including all right, title and interest in and to all timber growing or at any time located within the right of way and easement limits, upon the land hereinafter described, together with the right to locate or relocate utilities, and to enter upon such described land and grade, level, fill, drain, pave, build, maintain, repair, and rebuild a road or highway, together with such bridges, culverts, ramps, and cuts as may be necessary, on, over and across such right of way easement. The easement and right of way hereby granted is more particularly located and described as follows:

A part of the SW ¼ of the NE ¼, of Section 4, all in Township 8 South, Range 4 West identified as Tract No. 7 on Project No. ACOA59521-ATRPO in Baldwin County, Alabama and being more fully described as follows:

PDE 1 of 1:

Commencing at the Northwest corner of Blue Collar Country Exempt Sub-Amended Slide 2522-F in the Probate Court of Baldwin County, Alabama, Thence S 00°10'37" W along the present R/W of Juniper Street a distance of 361.65 feet to a point on the permanent drainage easement line of Juniper Pond and the POINT OF BEGINNING (said point is offset tie to present R/W of Juniper Street right of and perpendicular to Juniper Street centerline at station 44+88.36);

Thence N89°48'05" E along the permanent drainage easement line a distance of 296.75 feet to a point on the permanent drainage easement line of Juniper Pond (said point is offset 387.94 feet right of and perpendicular to Juniper Street centerline at station 44+89.41);

Thence S 00°00'01" W along the permanent drainage easement line a distance of 400.00 feet to a point on the permanent drainage easement line of Juniper Pond (said point is offset 387.97 feet right of and perpendicular to Juniper Pond centerline at station 40+89.41);

Thence S 89°59'59" W along the permanent drainage easement line a distance of 297.98 feet to a point on the permanent drainage easement line of Juniper Pond (said point is offset tie to

present R/W of Juniper Street right of and perpendicular to Juniper Pond centerline at station 40+89.39);

Thence N 00°10'37" E along the present R/W line of Juniper Street a distance of 398.98 feet to the POINT OF BEGINNING of the Property herein described, containing 2.727 acres, more or less.

And as shown on the right of way map of record deposited in the office of the Judge of Probate as an aid to persons and entities interested therein and as shown on the Property Sketch attached hereto and made a part hereof.

TO HAVE AND TO HOLD, the said easement and right of way including all right, title, and interest in and to such timber aforementioned unto the City of Foley and unto its successors and assigns forever.

And the said grantor(s) hereby covenant(s) with the City of Foley that I (we) am (are) lawfully seized and possessed of the afore-described tract or parcel of land; that I (we) have a good and lawful right to sell and convey it; that it is free from all encumbrances; and that I (we) will warrant and forever defend the title and quiet possession thereto against the lawful claims of all persons whomsoever.

The grantor hereby grants permission, with right of ingress to and egress from, grantor's adjoining property at any time during construction period of project for purpose of moving grantor's buildings and/or structures from the above described right of way.

September IN WITNESS WHEREOF, the grantor has executed this instrument on this 16 day of ~~August~~, 2015.

BC FOLEY, LLC

James J. Martin
By (Print): James J. Martin
As its: Managing Partner

jk

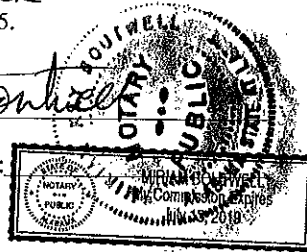
ACKNOWLEDGMENT

STATE OF ALABAMA
COUNTY OF BALDWIN

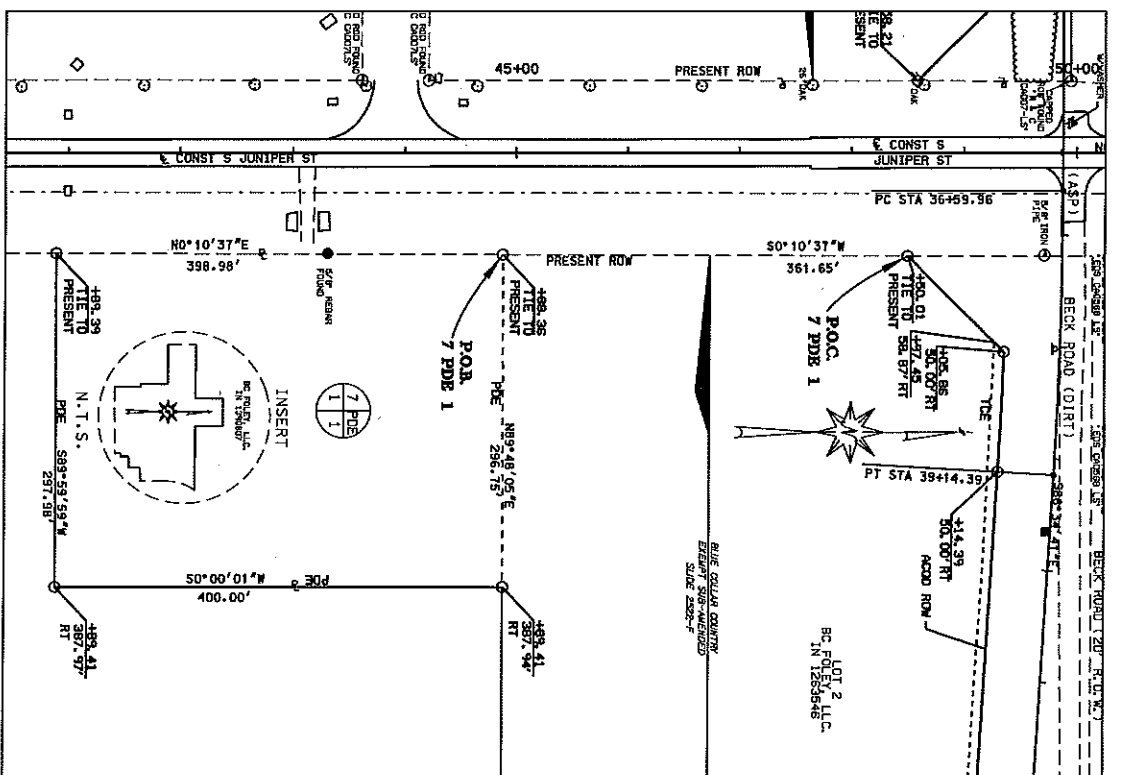
I, the undersigned authority, a Notary Public in and for said county in said State, hereby certify that JAMES T. MARTIN, whose name as MANAGING PARTNER of BC FOLEY, LLC, an Alabama limited liability company, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, he/she, as such MANAGING PARTNER and with full authority, executed the same voluntarily for and as the act of said company.

Given under my hand and official seal on this 16 day of ~~August~~ ^{SEPTEMBER}, 2015.

Miriam Bonhise
NOTARY PUBLIC
My Commission Expires:
(NOTARY SEAL)



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THIS IS NOT A
BOUNDARY SURVEY

CITY OF FOLEY

TRACT NO.	TRACT 7	PROJECT	AC0489521-ATRP(003)
OWNER	BC FOLEY, LLC.	COUNTY	BALDWIN
TOTAL BEFORE	479.458 AC	SCALE	1" = 100'
R.O.W. REQUIRED	N/A	DATE	8/19/15
REMAINDER		REVISED	
P.D.E. REQUIRED	2.727 AC	SHEET	1 OF 1