

368132

STATE OF ALABAMA
COUNTY OF Jefferson

6011 BD-175(1976)
Interstate 65 Relocation
Off Valleydale Sub.
Harbert - Equitable

} 6033

KNOW ALL MEN BY THESE PRESENTS, That the undersigned Joint Venture

One and no/100- - - - - Dollars (\$ 1.00) to it, for and in consideration of the sum of

Power Company, a corporation, and South Central Bell Telephone Company, a corporation, the receipt whereof is acknowledged, it does hereby grant to said Alabama Power Company and South Central Bell Telephone Company, their successors and assigns, the right to construct, operate and maintain lines of poles and towers and appliances necessary in connection therewith, for the transmission of electric power and communication service, with the right to string thereon from time to time electric power and communication wires and cables, together with the right to install, maintain and operate underground conduits, cables, or other facilities for the purpose of conducting communication wires underneath the surface of the ground and the right to permit other corporations and persons to attach wires and cables to said poles and towers and to install wires or cables within conduits upon, over, under and across the following described land situated in Shelby County, Alabama:

All streets, avenues, alleys, public ways, public utility easements and/or said additional easements within _____

Riverchase East, First Sector, Commercial Subdivision, Less and except Lots 1, 3, 4, 6B, 6C, and 7.

Subdivision, as recorded in Map Book 6, page 99, in the office of the Judge of Probate,

Shelby County, Alabama.

Together with all the rights and privileges necessary or convenient for the full enjoyment or use thereof, including the right of ingress and egress to and from said lines; and including the right to install guys and anchors within twenty feet of aforesaid poles on property immediately adjacent to said street, avenues, alleys, public ways, public utility easements and/or said additional easements; and to overhang with wires and crossarms, for a distance not to exceed five (5) feet, the property immediately adjacent to said streets, avenues, alleys, public ways, public utility easements, and/or said additional easements; and the right to cut, trim, and keep clear all trees and undergrowth within ten (10) feet of the above described lines and the right to cut danger timber within falling distance of said lines; and also the right to string wires across properties adjacent to said streets, avenues, alleys, public ways and easements.

In event said service wires strung across properties adjacent to said streets, avenues, alleys, public ways, and/or public utility easements interfere with future building development and/or improvement on said properties adjacent thereto, the Alabama Power Company and/or South Central Bell Telephone Company will relocate said service wires on the same properties without cost to the owner so as not to interfere with said development and/or improvement, and the right to so relocate said service wires on said properties is hereby granted.

In the event it becomes necessary, in the opinion of Grantees herein, to install service poles on the property lines between adjacent lots within said subdivision for the purpose of providing electric and telephone service to such lots, the right to install such poles and appliances is hereby granted.

TO HAVE AND TO HOLD the same to the said Companies, their successors and assigns forever.

IN WITNESS WHEREOF, _____ have hereunto set _____ hand _____ and seal _____, this the _____ day of _____, 19_____

WITNESS:

| | | | | |
|-----------------------------------|-----|------------|------|---|
| THIS INSTRUMENT WAS PREPARED BY: | | | | |
| NAME <u>R.C. COGIN LAND DEPT.</u> | | | | |
| ADDRESS <u>ALABAMA POWER CO.</u> | | | | |
| SOURCE OF TITLE _____ | | | | |
| BOOK _____ | | PAGE _____ | | |
| SUBDIVISION | LOT | PLAT BK | PAGE | |
| QQ | Q | S | T | R |
| | | | | |
| | | | | |

IN WITNESS WHEREOF, the said HARBERT - EQUITABLE JOINT VENTURE

has caused this instrument to be executed in its name by T. M. DIXON, AS Vice-President, Harbert Equitable Joint Venture Harbert Construction Corporation, AS its President and attested by LEO A. MOREHOUSE JR., its Secretary, and its corporate seal to be affixed, on the 1 day of DECEMBER, 1976

Harbert - Equitable Joint Venture

By: [Signature]
Its President
VICE

ATTEST: [Signature]
Secretary



19770301000018730 1/2 \$.00
Shelby Cnty Judge of Probate, AL
03/01/1977 12:00:00AM FILED/CERT

BOOK 304 PAGE 25

26 PAGE 304 BOOK

STATE OF _____
County of _____

I, _____, a Notary Public, in and for said County in said State, hereby certify that _____ whose name _____ signed to the foregoing instrument and who _____ known to me, acknowledged before me on this day that being informed of the contents of the instrument _____ executed the same voluntarily, on the day the same bears date.

Given under my hand and official seal, this the _____ day of _____, 19____.

Notary Public



19770301000018730 2/2 \$.00
Shelby Cnty Judge of Probate, AL
03/01/1977 12:00:00AM FILED/CERT

STATE OF ALABAMA
COUNTY OF Jefferson

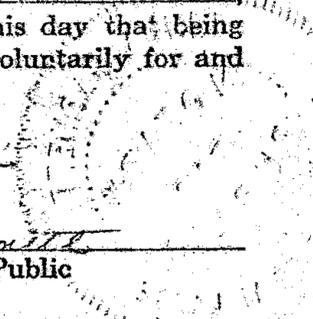
I, Lulu Smith, a Notary Public, in and for said County in said State, hereby certify that Laurin M. Dixon whose name as vice President of Herbert Equitable Joint Venture, Herbert Constructors Corporation, as managing members a corporation, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that being informed of the contents of the instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal, this the 2nd day of December, 1976.

Ad. Jan 50
Rec. 300
Ind. 100
\$4.50

STATE OF ALABAMA
INSTRUMENT WAS FILED
1977 MAR 1 PM 3:48
JUDGE OF PROBATE

Lulu Smith
Notary Public
My Commission Expires April 16, 1978



6011 DSO BD-175 1976

Interstate 65 Relocation LINE

Parcel No. 368132

THE STATE OF ALABAMA
Shelby County

UTILITY EASEMENT — SUBDIVISION

FROM

Herbert-Equitable Joint Venture

TO

ALABAMA POWER COMPANY

THE STATE OF ALABAMA,
County } ss.

I hereby certify that the within instrument was filed in my office for record on the

_____ day of _____,

19____, at _____ o'clock _____ M., and

duly recorded in Deed Book _____,

Page _____ and examined.

Judge of Probate of said County

2/24/77