

479498

STATE OF ALABAMA

COUNTY OF Shelby

1187

1700-00-00254-5-00

KNOW ALL MEN BY THESE PRESENTS, That the undersigned WINDY OAKS PARTNERSHIP

one and no 100-----Dollars (\$ 1.00) to it in hand paid by Alabama Power Company, a corporation, and South Central Bell Telephone Company, a corporation, the receipt whereof is acknowledged, 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

Windy Oaks - Phase I

Subdivision, as recorded in Map Book 9, page 115, 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 prepared in
the Corporate Real Estate
Dept. of Alabama Power Co.
Birmingham, Ala.

By R. C. Coggins

GRANTEE'S ADDRESS
ALABAMA POWER CO.
P. O. BOX 2641
BIRMINGHAM, AL 35201
ATT: CORP. REAL ESTATE

(Seal)

(Seal)

IN WITNESS WHEREOF, the said Windy Oaks Partnership
has caused this instrument to be executed in its name by Ron L. Martin
as its President and attested by , its Secretary, and its corporate seal to be
affixed, on the 11th day of November, 1985

ATTEST:

Carol Joyce Hancy
Secretary

Windy Oaks Partnership
By: Ron L. Martin
Its President

STATE OF Alabama
County of Shelby

I, Carol Joyce Yancy, a Notary Public, in and for said County in said State, hereby certify that Ray E. Martin whose name 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 executed the same voluntarily, on the day the same bears date.

Given under my hand and official seal, this the 11th day of November, 1985

Carol Joyce Yancy
Notary Public



STATE OF ALABAMA
I CERTIFY THIS
INSTRUMENT WAS FILED

1986 MAR 21 PM 1:05

STATE OF ALABAMA
COUNTY OF _____

Thomas J. Henderson
JUDGE OF PROBATE

1. Deed Tax \$.50
2. Mtg. Tax _____
3. Recording Fee 5.00
4. Indexing Fee 1.00
TOTAL 6.50

I, _____, a Notary Public, in and for said County in said State, hereby certify that _____, whose name as President of _____

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 _____ day of _____, 19____

Notary Public

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BOOK

LINE

Parcel No. 479498

THE STATE OF ALABAMA

County _____

UTILITY EASEMENT — SUBDIVISION

FROM

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