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50040040

Right of Way

RW-17

E. C. Gaston-Coosa River 230 Kv T.L.
39420-101-360
GWO-88480(98)
Eastern Division

This instrument prepared in the
Corporate Real Estate Office,
Alabama Power Company
Birmingham, Alabama
By: *Marilyn Hays*

STATE OF ALABAMA)

COUNTY OF SHELBY)

John Foster and wife Earline G. Foster

for and in consideration of the sum of four thousand seven hundred seventy five ¹⁷⁵/₁₀₀ Dollars (\$4,775.00) to us in hand paid by Alabama Power Company, a corporation, the receipt whereof is acknowledged, do hereby grant to said Alabama Power Company, its successors and assigns, the right to construct, operate and maintain electric transmission and communication lines and all towers, poles, conduits, conductors, cables, insulators, anchors, guy wires, counterpoise conductors, and all other appliances necessary or convenient in connection therewith from time to time over, under and across, a strip of land 100 feet in width, as said strip is now located by the final location survey thereof heretofore made by said Company, over, under and across the lands of which it is hereinafter described as being a part, together with all the rights and privileges necessary or convenient for the full enjoyment or use thereof for the purposes above described, including the right of ingress and egress to and from said strip and the right to cut, remove, or otherwise kill, and keep clear by any means, including chemicals, all trees and undergrowth and all other obstructions under, on or above said strip and the right to cut such timber outside of said strip which in falling would come within five (5) feet of any conductor on said strip, and the right to install, maintain and use anchors and guy wires on land adjacent to said strip, and the right to install grounding devices on grantors' fences now or hereafter located on such strip and on fences or other structures of grantors now or hereafter located adjacent to such strip, and the right to prevent the use of such strip as a parking area for automobiles or other vehicles, as a storage area for machinery or materials, or as a road other than a road crossing such strip at a location which does not endanger or interfere with works that have been or may at some future date be constructed on such strip, said strip and the lands of which the same is a part being described as follows:

A strip of land 100 feet in width which lies within the Northwest Quarter of the Northeast Quarter (NW1/4 of NE1/4) of Section 2, Township 20 South, Range 2 East, Shelby County, Alabama.

Such strip being more particularly described as follows:

To reach the point of beginning, commence at the Northeast corner of Section 2, Township 20 South, Range 2 East; thence run West along the North boundary line of such Section 2 a distance of 1936.94 feet to a point on the North boundary line of the Grantor's property, such point being the point of beginning of the right of way herein described; therefrom, the strip lies 50 feet on each side of a center line and the continuations thereof which begins at such point of beginning and turns a deflection angle to the left of 28 degrees 38 minutes 15 seconds and runs South 61 degrees 44 minutes 53 seconds West a distance of 828 feet, more or less, to a point on the West boundary line of the Grantor's property, such point being the point of ending of the right of way herein described.

The grantors covenant with the said Company, that they are lawfully seized in fee of the above described land; that it is free from all encumbrance; that they have a good right to convey the same to the said Company, and that they will warrant and defend the said land to the said Company forever.

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

The grantors shall have the right to cultivate and use said strip of land for any purpose not inconsistent with the rights which the grantee may from time to time exercise hereunder.

IN WITNESS WHEREOF, we have hereunto set our hand 3 and seal \$, this the 22nd day of January 1997.

WITNESS:

John Foster (SEAL)
Earline G. Foster (SEAL)

Inst # 1997-07363 (SEAL)

03/10/1997-07363
12:04 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 MCD 26.00

Inst # 1997-07363

GRANTEE'S ADDRESS:
ALABAMA POWER CO.
P. O. BOX 2841
BIRMINGHAM, AL 35291
ATT: CORP. REAL ESTATE

STATE OF ALABAMA)

COUNTY OF Shelby)

I, Timothy F. Ponder a Notary Public in and for said County in
said State, hereby certify that John Foster and wife, Earline G. Foster
whose names are signed to the foregoing instrument and who are known to me, acknowledged before me
on this day that, being informed of the contents of the instrument have executed the same voluntarily, on
the day the same bears date.

Given under my hand and official seal this the 22nd day of January, 1997

Timothy F. Ponder
My Comm. Expires
Oct. 5, 1998

STATE OF ALABAMA)

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____

STATE OF ALABAMA)

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____

STATE OF ALABAMA)

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____

Inst # 1997-07363

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