600 North 18th Street Post Office Box 2641 Birmingham, Alabama 35291

Tel 205.257.1000

4/700 -00-0745-00 NWtof SEt 513, T225, RIE Shelby County 70086483 July 25, 2001

A SOUTHERN COMPANY

JUNCE SHELBY COUNTY

Mr. Ed Sherman Assistant Staff Manager, Real Estate BellSouth Telecommunications 3535 Colonade Parkway South Room E7J Birmingham, Alabama 35243

Re: Joint Use of Right of Way with Alabama Power Company Underground Electric Service to Richard Allen Shelby County, Alabama

Dear Mr. Sherman:

Alabama Power Company has received a request to provide electric service for the new residence of Richard Allen located in the Willow Island Subdivision, and situated in the NW 1/4 of the SE 1/4, Section 13, Township 22 South, Range 1 East, Shelby County. Alabama Power is requesting use of the Utility Easement acquired from John T. Atchison and wife, Marie F. Atchison; Lewis B. Walker and wife, Imogene T. Walker dated August 15, 1962 and recorded in Deed Book 222, Pages 189-190 in the Office of the Judge of Probate, Shelby County. This instrument provides for the mutual use of the easement for underground conduit by permission of BellSouth Telecommunications, the Successor to Southern Bell Telephone and Telegraph Company. A copy of this Utility Easement is attached hereto and made a part hereof. Also attached is Alabama Power Company Estimate No. 61700-00-07450 indicating in yellow the route of the underground line located within the easement which is approximately 5 feet in length.

If this request is satisfactory, please indicate such by signing where indicated below and return the original to this office in the enclosed self-addressed, pre-stamped envelope. If you have any further questions or concerns, please call me at 257-4009.

Alabama Power Company appreciates your assistance in bringing electric service to Mr. Allen.

Yours very truly Dan L. Handwick, B.

Dan L. Hardwick, III

Corporate Real Estate

Approved as to terms/) by: coward therman & -Its: MANAGER-REAL ESTATE NEGOTIATIONS

Date: 7/30/2001

THIS INSTRUMENT PREPARED By Dan & Mardell on ALABAMA POWER COMPANY P. O. BOX 2641 BIRMINGHAM, AL 85291

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PRCN	CT	ACTVY	EWO	PROJ	LOC	FERC/SUB	RRCN

SKETCH OF PROPOSED WORK - SIMPLIFIED W. E. POSTING Agreed Serv. Date Estimate No. Location Customer RICHARD ALLEN 17310 CO RD 42 61700-00-07450 Date Drawn by Town District Division 10/26/00 MEGAINEY BIRMINGHAM SHELBY 50UTH Add'i Info Range Township Section County "XY" 19436 XD111 22\$ 15 13 COLUMBIANA #2 SHELBY Map Reference Date R/W Assigned **Date R/W Cleared Acquisition Agent** LOC Transformer Loading NW4 OF SET S13 T225 RIE Voltage Shelby Cty. Sec. Pri 1. CUSTOMNER TO PAY 4450 FOR U.G. SAC 2. APCO TO PERFORM ALL WORK PHONE CO. Co. Name CATV CO. Co. Name **ACCESSIBLE** 2295 TREE CREW **ROCKHOLE** PERMITS RECYD I: IVC RISER 工: 1#1/6 12#4/6 RW AL SVC (156) P.L = 18.3 LVA CITY .9 MILES COUNTY STATE LOCATION SKETCH MISSALL Co Ro X3 OTHER SCALE PAGE 1 OF 2 Ft. Per Inch Date Cost. Completed By

Fam. C 1001C 154-- 007

UTILITY EASEMENT - SUBDIVISION - INDIVIDUAL

STATE OF ALABAMA COUNTY OF SHELBY Jack T. Atchison and KNOW ALL MEN BY THESE PRESENTS, That the undersigned wife, Marie F. Atchison Lewis B. Walker and

wife, Imogene T. Walker, for and in consideration of the sum of One Dollars, (\$1.00) to us in hand paid by Alabama Power Company, a corporation, and Southern Bell Telephone and Telegraph Company, a corporation the receipt whereof is acknowledged, we hereby grant to said Alabama Power Company and Southern Bell Telephone and Telegraph 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 willow said additional easements within WILLOW ISLAND SUBDIVISION

County. Probate, SHELBY

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 streets, avenues, alleys, publ ways, public utility easements and/or said additional easements; and to overhang with wires and crossarms, for a distance not to exceed five feet, the property immediately adjacent to said streets, avenues, alleys, public ways, public utility easements, and/o: 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

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danger timber within falling distance of said lines; and also the right to string service 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 Southern Bell Telephone and Telegraph 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.

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

assigns, forever.
Jack T. Atchison and wife, Marie F. Atchison IN WITNESS WHEREOF, the said <u>Lewis B. Walker and wife, Imogene T. Wa</u> lker
executed this instrument on this the 15th
day of August , 1962. Jacob T Cticheson (SEAL) Marie F. Etcheson (SEAL)
STATE OF ALABAMA COUNTY OF Shelby State of ALABAMA COUNTY OF Shelby
I, Frank T. Brandon Sr., a Notary Public, in and for said County Jack T. Atchison and wife, Marie Atchison in said State, hereby certify that Lewis R. Walker and wife, Imagene T. Walker
, whose name s 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, they executed the same volun-
tarily on the day the same bears date.
Given under my hand and official seal, this the 15th day of Aug. STATE OF ALA. SMELBY CO. I CERTIFY THIS INSTRUMENT WAS FILED ON 8 AM 9-7 1962 RECORDED & \$ MTG. TAX Notary Public
& \$ 5 C DEED TAX HAS BEEN

PD. ON THIS INSTRUMENT.

