

#1502



20040312000127070 Pg 1/2 15.50  
Shelby Cnty Judge of Probate, AL  
03/12/2004 08:12:00 FILED/CERTIFIED

Permit – Line Clearing, Danger Tree, Guy Right  
NORTH HELENA T.S.-NORTH HELENA 115 KV. TAP  
37260450-300  
BIRMINGHAM DIVISION

70084801

This instrument prepared in the  
Corporate Real Estate Office  
Alabama Power Company  
P.O. Box 2641  
Birmingham, AL 35291  
By: Marilyn Haynie

STATE OF ALABAMA )  
COUNTY OF SHELBY )

KNOW ALL MEN BY THESE PRESENTS, That the undersigned SHELBY DEVELOPMENT COMPANY, INC.

for and in consideration of the sum of TWELVE HUNDRED Dollars (\$ 1,200.00 ) to ~~them~~ in hand paid by Alabama Power Company, a corporation, the receipt whereof is hereby acknowledged, does hereby grant to said Alabama Power Company, its successors and assigns, the right to cut and trim and to keep cut and trimmed, and remove any timber or other woody growth, including overhanging limbs, for a distance of 15 feet onto Grantor's property adjacent to public road right of way on which the electric transmission lines of Grantee are to be constructed, and the right to install guy wires and anchors on Grantor's property both within and beyond such 15 feet, and the further right to cut and trim and to keep cut and trimmed and remove any timber (referred to below as danger trees) located beyond the above-mentioned 15 feet onto Grantor's property which in falling would come within five (5) feet of the electric transmission lines of Grantee to be constructed on public road right of way adjacent to Grantor's land. Such lands and rights are situated in:

**Southeast Quarter of the Northeast Quarter (SE¼ of NE¼) of Section 2, Township 20 South, Range 03 West, Shelby County, Alabama.**

The approximate center line of construction of such electric transmission lines is described as follows:

To reach the point of beginning of the center line of construction, commence at the Northwest corner of Section 2, Township 20 South, Range 03 West and run South 38°34'23"East a distance of 5334.58 feet to a point; thence turn a deflection angle to the left and run North 23°16'27" East a distance of 1413.74 feet to a point; thence turn a deflection angle to the right of 17°04'15" and run North 40°20'42" East a distance of 304.61 feet to a point; thence turn a deflection angle to the left of 08°04'42" and run North 32°16'00" East a distance of 255.98 feet to a point; such point being the point of beginning of said approximate center line of construction and the continuations thereof which begins at such point of beginning and continues North 32°16'00" East a distance of 192.03 feet to a point; thence turn a deflection angle to the right of 01°19'16" and run North 33°35'16" East a distance of 207 feet, more or less, to a point, such point being the point of ending.

The rights herein granted to cut, trim and keep cut and trimmed and remove danger trees beyond the 15-foot area in which all timber and woody growth is to be cut shall be limited to a maximum distance of \_\_\_\_\_ feet beyond such 15-foot area.

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

IN WITNESS WHEREOF, the said SHELBY DEVELOPMENT COMPANY INC has caused this instrument to be executed in its name by Sheryl Dorette as its President, and attested by Jimmie L. ALEXANDER, its CONSULTANT, and its corporation seal to be affixed, on this the 29 day of January, 2004.

ATTEST:  
Jimmie L. Alexander  
Its:

SHELBY DEVELOPMENT Company, INC.  
BY Sheryl Dorette  
Its: President

GRANTEE'S ADDRESS  
ALABAMA POWER COMPANY  
P.O. BOX 2641  
BIRMINGHAM, AL 35291  
ATT: CORP REAL ESTATE

STATE OF ALABAMA }  
COUNTY OF SHELBY }

I, VALERIE J. Acocella, a Notary \_\_\_\_\_ in and for said  
County in said State, hereby certify that Sheryl Berzette,  
whose name as President of SHELBY DEVELOPMENT company Inc., 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 24 day of January, 2004.

Valerie J. Acocella

My Commission Expires: My Commission Expires  
08-13-2005

STATE OF \_\_\_\_\_ }  
COUNTY OF \_\_\_\_\_ }

I, \_\_\_\_\_, a \_\_\_\_\_ 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 \_\_\_\_\_, 2003.

\_\_\_\_\_  
My Commission Expires: \_\_\_\_\_