

9/04

20060829000425630 1/2 \$104.00
Shelby Cnty Judge of Probate, AL
08/29/2006 01:27:48PM FILED/CERT

Right of Way
EAST PELHAM T.S.-ALABASTER S.S. 115 KV T.L. (TL-27-4-2)
BIRMINGHAM DIVISION
37111272-300

70173512
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 }

Charles M. TYNDALE & wife Elveree C. TYNDALE
[hereinafter known as Grantor(s)], for and in consideration of the sum of Eighty-Nine Thousand
Six-Hundred Twenty-Two & 40/100 \$189,620.00 Dollars
(\$ 89,620.00) to us in hand paid by Alabama Power Company, a corporation, (hereinafter known
as Grantee), 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, two strips of land **varying** in width, as said strips 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 strips 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 strips and the right to cut such timber outside of said strips which in falling would come within
five (5) feet of any conductor on said strips, and the right to install, maintain and use anchors and guy
wires on land adjacent to said strips, and the right to install grounding devices on grantors' fences now or
hereafter located on such strips and on fences or other structures of grantors now or hereafter located
adjacent to such strips, and the right to prevent the use of such strips 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 strips at a location which do not endanger or interfere with works that have been or may at some
future date be constructed on such strips, said strips and the lands of which the same is a part being
described as follows:

**Two strips of land varying in width which lie within the West Half of the Northeast Quarter (W½ of NE¼) and
the Northwest Quarter (NW¼) of Section 18, Township 21 South, Range 02 West, Shelby County, Alabama,
such strips being more particularly described as follows:**

To reach the point of beginning of the first strip, commence at the Northwest Corner of Section 18, Township
21 South, Range 02 West; thence run S21°49'15"E a distance of 961.55 feet to a point; thence turn a
deflection angle to the left and run S85°38'22"E a distance of 229.07 feet to a point, such point being the
point of beginning of the right of way herein described; therefrom, the strip is varying in width and lies 50
feet right of and up to railroad right of way left of a survey line and the continuations thereof which begins at
such point of beginning and continues S85°38'22"E a distance of 967.80 feet to a point; thence survey line
turns a deflection angle to the right of 05°18'09" and runs S80°20'13"E a distance of 305 feet, more or less, to
a point, such point being called Point A for reference hereinafter; such point also being the point of ending of
the right of way herein described.

To reach the point of beginning of the second strip, commence at said Point A referenced above and
continue S80°20'13"E a distance of 297.58 feet to a point; thence turn a deflection angle to the right of
13°35'45" and run S66°44'28"E a distance of 566.06 feet to a point, such point being the point of beginning of
the right of way herein described; therefrom, the strip is varying in width and lies 50 feet right of and up to
railroad right of way left of a survey line and the continuations thereof which begins at such point of
beginning and continues S66°44'28"E a distance of 32.00 feet to a point; thence survey line turns a deflection
angle to the right of 13°51'49" and runs S52°52'39"E a distance of 335 feet, more or less, to a point, such
point being the point of ending of the right of way herein described.

The grantors covenant with the said Grantee, 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 Grantee, 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, WC have hereunto set our hand S and seal _____, this
the 19th day of June 2006.

WITNESS:

Charles M. Tynal (SEAL)
Elveree C. Tynal (SEAL)

_____ (SEAL)

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

STATE OF ALABAMA }
COUNTY OF Jefferson }

I, MILTON J. JOHNSON, a Notary Public in and for said County in said State, hereby certify that CHARLES M. TYNDAL & ELVEREE C. TYNDAL, 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 voluntarily, on the day the same bears date.

Given under my hand and official seal this the 19th day of June, 2006.

Milton J. Johnson

My Commission Expires: 8-3-09


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 _____, 2006.

My Commission Expires: _____

STATE OF }
COUNTY OF }


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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 _____, 2006.

My Commission Expires: _____

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 _____, 2006.

Shelby County, AL 08/29/2006
State of Alabama

Deed Tax: \$90.00

My Commission Expires: _____