

EASEMENT - DISTRIBUTION FACILITIES

STATE OF ALABAMA

COUNTY OF SHELBY

W.E. No. A6170-00-EG16

APCO Parcel No. 7003361-002

\$500<sup>00</sup>

Transformer No. S80308

20161013000376700

This instrument prepared by: Shannon Floyd

10/13/2016 02:34:41 PM

Alabama Power Company

ESMTAROW 1/3

P. O. Box 2641

Birmingham, Alabama 35291

KNOW ALL MEN BY THESE PRESENTS, That ~~Jennes Jay Gunther and wife Dawn Marie Greene~~ a married man.

as grantor(s), (the "Grantor", whether one or more) for and in consideration of One and No/100 Dollar (\$1.00) and other good and valuable consideration paid to Grantor in hand by Alabama Power Company, a corporation, the receipt and sufficiency of which are hereby acknowledged, does hereby grant to Alabama Power Company, its successors and assigns (the "Company"), the easements, rights and privileges below.

**Overhead and/or Underground.** The right from time to time to construct, install, operate and maintain, upon, over, under and across the Property described below, all poles, towers, wires, conduits, fiber optics, cables, communication lines, translosures, transformers, anchors, guy wires and other facilities useful or necessary in connection therewith (collectively, "Facilities"), for the overhead and/or underground transmission and distribution of electric power and communications, along a route selected by the Company, as generally shown on the Company's drawing attached hereto and made a part hereof, but which is to be determined by the actual location(s) in which the Company's facilities are installed. The width of the Company's easement will depend on whether the Facilities are underground or overhead: for underground, the easement will extend five (5) feet on each side of said Facilities as and where installed; for overhead Facilities, the easement will extend fifteen (15) feet on each side of the centerline of said Facilities as and where installed. The Company is granted the right to clear, and keep clear, all trees, undergrowth and other obstructions on a strip of land extending five (5) feet from each side of said underground Facilities, and to clear, and keep clear, all trees, undergrowth and other obstructions on a strip of land extending fifteen (15) feet from each side of the centerline of said overhead Facilities and the right in the future to install intermediate poles and facilities on said strip. Further, with respect to overhead Facilities, the Company is also granted the right to trim and cut, and keep trimmed and cut, all dead, weak, leaning or dangerous trees or limbs outside of the thirty (30) foot strip that, in the sole opinion of the Company, may now or hereafter endanger, interfere with, or fall upon any of said overhead Facilities.

Grantor hereby grants to the Company all easements, rights and privileges necessary or convenient for the full enjoyment and use thereof, including without limitation the right of ingress and egress to and from said Facilities, as applicable, and the right to excavate for installation, replacement, repair and removal thereof, and also the right to cut, remove and otherwise keep clear any and all structures, obstructions or obstacles of whatever character, on, under and above said Facilities, as applicable.

The easements, rights and privileges granted hereby shall apply to, and the word "Property" as used in this instrument shall mean, the following described real property situated in Shelby County, Alabama (the "Property"): a parcel of land located in the SW 1/4 of the NW 1/4 of Section 7, Township 22 South, Range 1 East, more particularly described in that certain instrument recorded in Instrument Number 20150721000246970 in the office of the Judge of Probate of said County.

In the event it becomes necessary or desirable for the Company from time to time to move any of the Facilities in connection with the construction or improvement of any public road or highway in proximity to the Facilities, Grantor hereby grants to the Company the right to relocate the Facilities and, as to such relocated Facilities, to exercise the rights granted above; provided, however, the Company shall not relocate said Facilities on the Property at a distance greater than ten feet (10') outside the boundary of the right of way of any such public road or highway as established or re-established from time to time. This grant and agreement shall be binding upon and shall inure to the benefit of Grantor, the Company and each of their respective heirs, personal representatives, successors and assigns and the words "Company" and "Grantor" as used in this instrument shall be deemed to include the heirs, personal representatives, successors and assigns of such parties.

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

IN WITNESS WHEREOF, the undersigned Grantor(s) has/have set his/her/their hand(s) and seal(s) this the 21<sup>st</sup> day of September, 2016.

Heather Greene  
Witness Signature

Heather Greene  
Print Name

Susan Stevens  
Witness Signature

Susan Stevens  
Print Name

Jennes Jay Gunther (SEAL)  
Jennes Jay Gunther (Grantor)

Dawn Marie Greene (SEAL)  
Dawn Marie Greene (Grantor)

All facilities on Grantor: X

Location to Location :

20161013000376700 10/13/2016 02:34:41 PM ESMTAROW 2/3

Do NOT Record

STATE OF ALABAMA

COUNTY OF \_\_\_\_\_

I, \_\_\_\_\_, a Notary Public, in and for said County in said State, hereby certify that \_\_\_\_\_

\_\_\_\_\_ whose name(s) [as \_\_\_\_\_] is/are signed to the foregoing instrument and who is/are known to me, acknowledged before me on this day that being informed of the contents of the instrument, he/she/they [in such capacity as aforesaid] executed the same voluntarily.

Given under my hand and official seal this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

[SEAL]

Notary Public  
My commission expires: \_\_\_\_\_

STATE OF ALABAMA

COUNTY OF \_\_\_\_\_

I, \_\_\_\_\_, a Notary Public, in and for said County in said State, hereby certify that \_\_\_\_\_

\_\_\_\_\_ whose name(s) [as \_\_\_\_\_] is/are signed to the foregoing instrument and who is/are known to me, acknowledged before me on this day that being informed of the contents of the instrument, he/she/they [in such capacity as aforesaid] executed the same voluntarily.

Given under my hand and official seal this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

[SEAL]

Notary Public  
My commission expires: \_\_\_\_\_

STATE OF ALABAMA

COUNTY OF \_\_\_\_\_

I, \_\_\_\_\_, a Notary Public, in and for said County in said State, hereby certify that \_\_\_\_\_

\_\_\_\_\_ whose name(s) [as \_\_\_\_\_] is/are signed to the foregoing instrument and who is/are known to me, acknowledged before me on this day that being informed of the contents of the instrument, he/she/they [in such capacity as aforesaid] executed the same voluntarily.

Given under my hand and official seal this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

[SEAL]

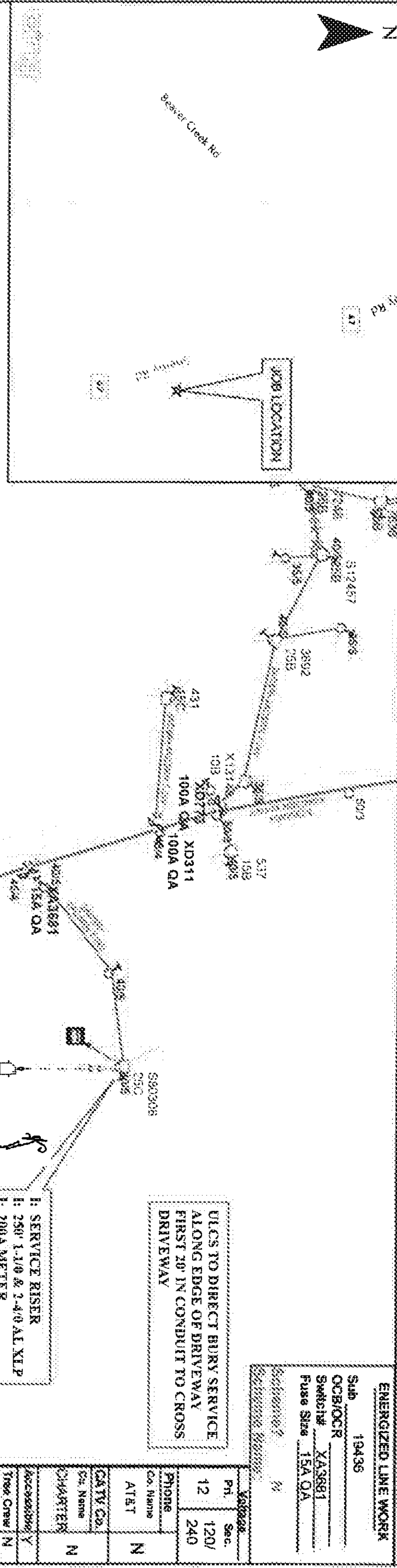
Notary Public  
My commission expires: \_\_\_\_\_

SKETCH OF PROPOSED WORK - SIMPLIFIED W.E.

Map Center UTM: 18QAG39 1208811  
 Map Center Lat Lon: 33.3344 -82.27201

ALABAMA POWER

Customer DAWN GUNTHER	Location 2757 HIGHWAY 47	Cont'd. Svc Date	County SHELBY	Section 7	Township 22S	Range 01E	Estimate No. A617000EG16	Missail No. Work Date Time Update
Division BIRMINGHAM	District SOUTH VARNONS	Town Shelby COLUMBIANA	UserID japutt	Created: 9/15/2016	Substation COLUMBIANA DS	X_ 19436 Y_ XA3681	Sub 19436 OCB/OCR XA3681 Switch# Fuse Size 15A GA	ENERGIZED LINE WORK



**FILED**  
 Official Public Records  
 Judge James W. Fuhrmeister, Probate Judge,  
 County Clerk  
 Shelby County, AL  
 10/13/2016 02:34:41 PM  
 S21.50 CHERRY  
 20161013000376700

RMW Agent *W. H. ...*  
 Date Assigned 9.16.16  
 Date Cleared 9.19.16  
 Parcel # 72223361-001

ENGINEER: RUTT LINC: 1372

Permits Req'd	RMW	Y
	STG	N
	Country	N
	State	N
	Substation	N
	Kvwr Loading	N/A
	Kvwr	25
	Volt Drop	3
	Flicker	3.9

19436

XA3681, 15A GA