

Source of Title:
Instrument #20160504000150020

EASEMENT – DISTRIBUTION FACILITIES

STATE OF ALABAMA

500.00

COUNTY OF SHELBY

This instrument prepared by: Dean Fritz

Alabama Power Company
2 Industrial Park Drive
Pelham, AL 35124

20180831000313770
08/31/2018 08:54:03 AM
ESMTAROW 1/3

KNOW ALL MEN BY THESE PRESENTS, That the undersigned John S Poczatek, a married man

_____ (hereinafter known as "Grantors", whether one or more) for and in consideration of One and No/100 Dollar (\$1.00) and other good and valuable consideration paid to Grantors in hand by Alabama Power Company, a corporation, the receipt and sufficiency of which are hereby acknowledged, do hereby grant to said Alabama Power Company, its successors and assigns (hereinafter the "Company"), the following easements, rights, and privileges:

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 determined by the location(s) in which the Company's facilities are to be installed. The width of the Company's right of way will depend on whether the Facilities are underground or overhead: for underground, the right of way will extend five (5) feet on all sides of said Facilities as and where installed; for overhead Facilities, the right of way will extend fifteen (15) feet on all sides of said Facilities as and where installed.

The Company is further granted all the rights or privileges necessary or convenient for the full enjoyment and use of said right of way for the purposes above described, including, without limitation, the right of ingress and egress to and from said Facilities, as applicable, the right to excavate for installation, replacement, repair and removal of said Facilities, the right in the future to install intermediate poles and facilities on said right of way, the right to install, maintain, and use anchors and guy wires on land adjacent to said right of way, and also the right to cut, remove, and otherwise keep clear any and all trees, undergrowth, structures, obstructions, or obstacles of whatever character, on, under and above said right of way, as applicable. 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 aforementioned right of way that, in the opinion of the Company, may now or hereafter endanger, interfere with, or fall upon any of said overhead Facilities.

The easements, rights and privileges granted hereby shall apply to, and the word "Property" as used in this instrument shall mean the real property more particularly described in that certain instrument recorded in **Instrument #20160504000150020**, in the Office of the Judge of Probate of the above named 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, Grantors hereby grant 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 Grantors, the Company and each of their respective heirs, personal representatives, successors and assigns and the words "Company" and "Grantors" 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 Grantors have executed this instrument on this the 28 day of August, 2018.

Witness Signature (non-relative)

Print Name

(Grantor) (SEAL)

John Poczatek
Print Name

For Alabama Power Company Corporate Real Estate Department Use Only

Il on Grantor: X Location to Location: _____

East 1/2 of the NE 1/4 of the SW 1/4 and in the North 1/2 of the NE 1/4 of the SW 1/4 Section 18, Township 20 South, Range 3 West

N.E. No. A6173-05-AK18

Transformer No. T00UF7

INDIVIDUAL NOTARY

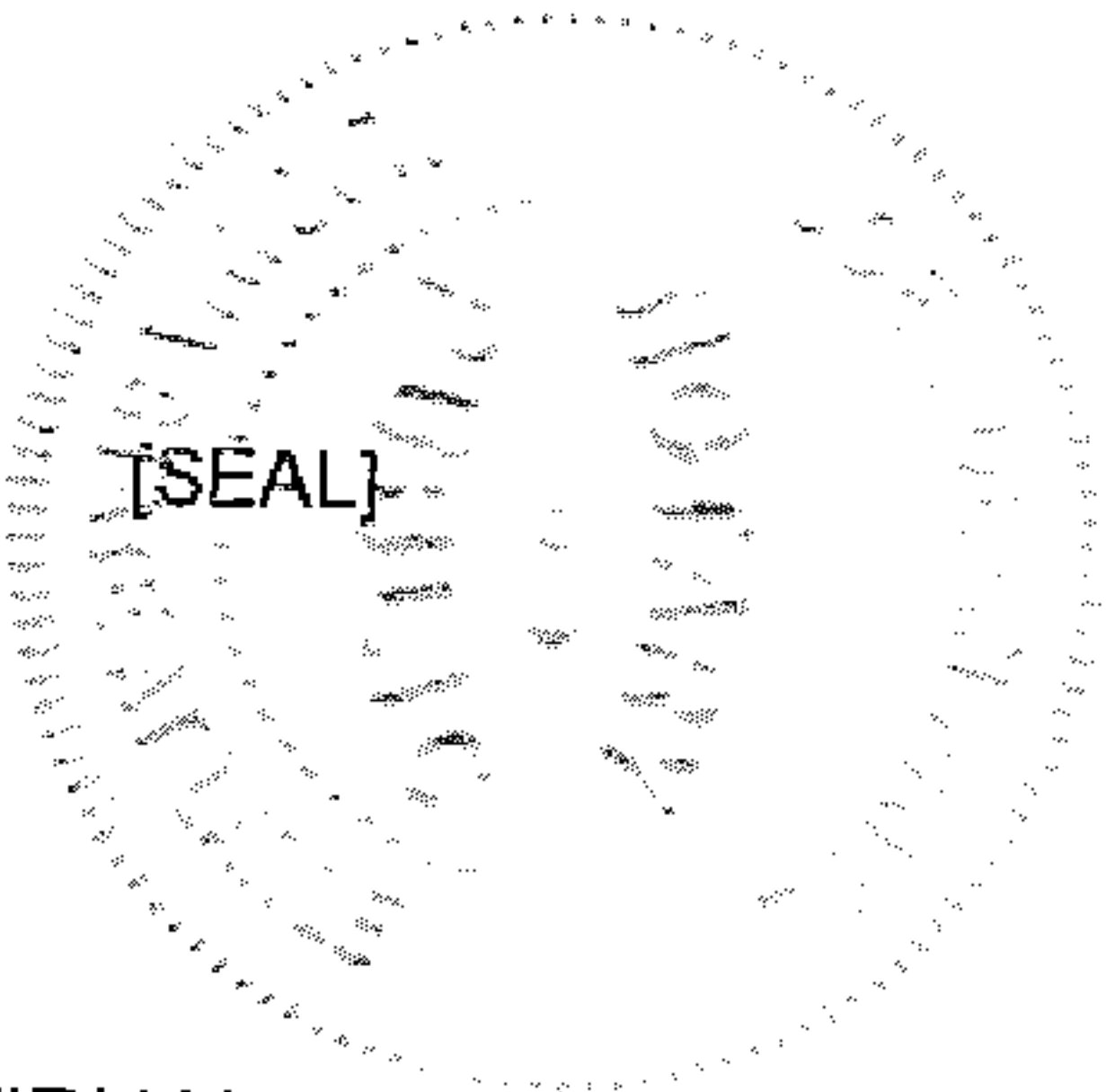
STATE OF Alabama

COUNTY OF Shelby

I, Joel D. Fritz
John S Poczatek, a Notary Public, in and for said County in said State, hereby certify that

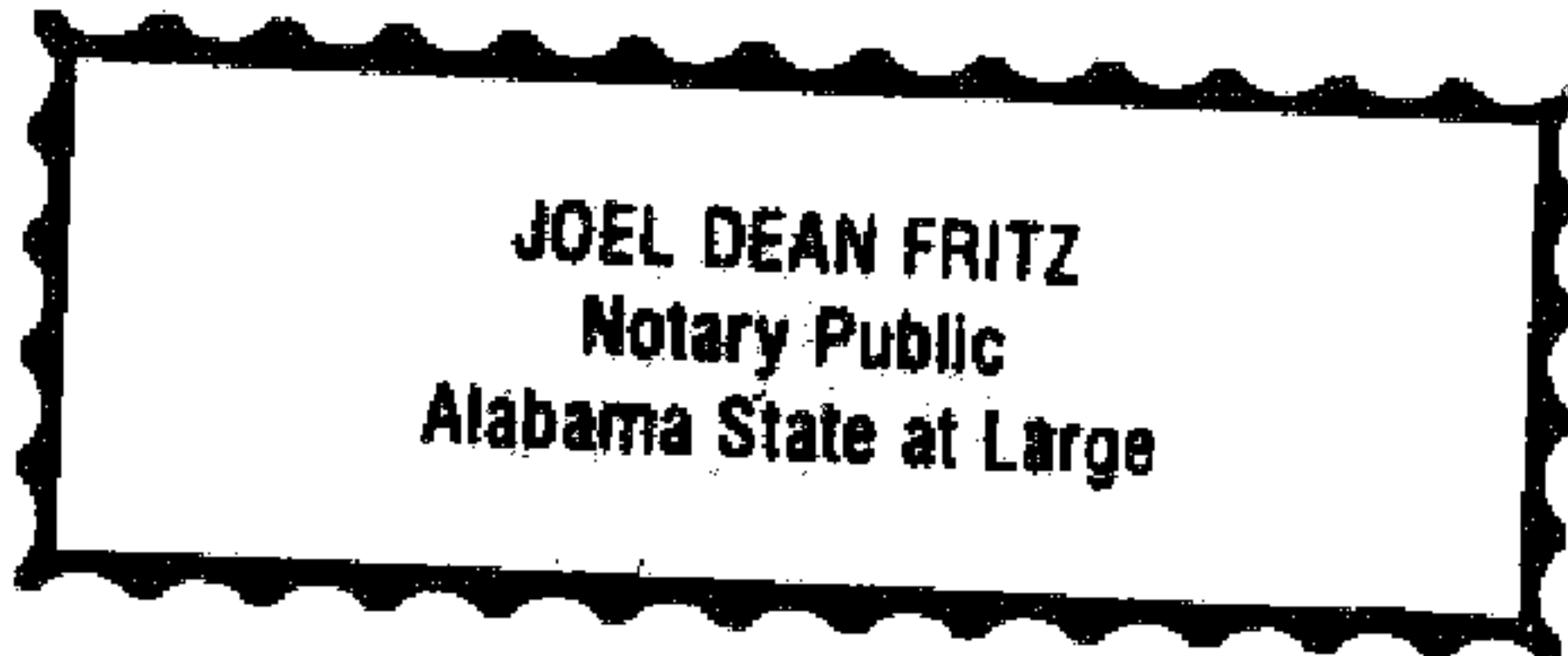
grantor(s) whose name(s) as informed of the contents of the instrument, he/she/they [in such capacity as aforesaid] executed the same voluntarily.

Given under my hand and official seal this the 28th day of August, 2018.



Joel D. Fritz
Notary Public

My commission expires: 12-3-18



INDIVIDUAL NOTARY

STATE OF _____

COUNTY OF _____

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

grantor(s) whose name(s) as 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: _____

ONE INCH UP PROPOSED WORK - SIMPLIFIED W.C.

map center UTM: 1672775 12086459

map center Lat/Lon: 33.294672 -86.894068

1 inch = 54 feet

Customer	HILLSBORO School		Location	73 Elvira Rd		County	Shelby	Township	20S	Range	03W	Voltage	120	Sub:	Elvira	SW:	XG251	Estimate No.	A6173-05-AK18
Division	District	Patton Chapel	Alabama Power	Created. Svc Date	2018	County	GOAT	Created	8/23/2018	Section	18	Pri:	34	Sec:	240	Subst:	Elvira		
Barham South			Helena	M.MacMILLAN															

Note:
Take first left after turning onto Elvira Rd.
off of Morgan Rd Long Driveway.

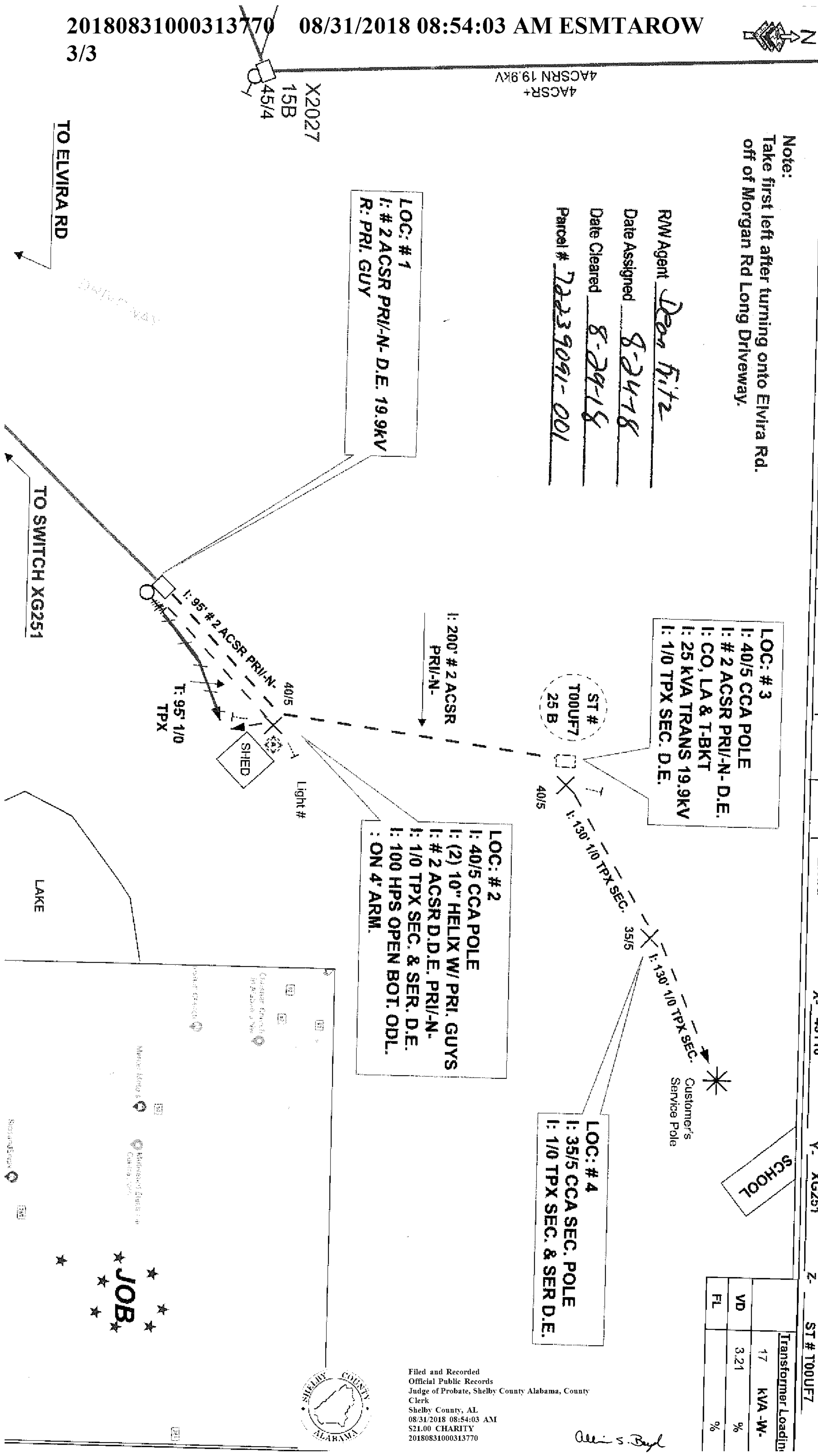
R/W Agent Ben Fritz
Date Assigned 8-24-18
Date Cleared 8-29-18
Parcel # 72239091-001

LOC: #1
I: # 2 ACSSR PRI/-N. D.E. 19.9KV
R: PRI. GUY

LOC: #3
I: 40/5 CCA POLE
I: # 2 ACSSR PRI/-N. D.E.
I: CO, LA & T-BKT
I: 25 KVA TRANS 19.9KV
I: 1/0 TPX SEC. D.E.

LOC: #2
I: 40/5 CCA POLE
I: (2) 10" HELIX W/ PRI. GUYS
I: # 2 ACSSR D.D.E. PRI/-N.
I: 1/0 TPX SEC. & SER. D.E.
I: 100 HPS OPEN BOT. ODL.
: ON 4' ARM.

LOC: #4
I: 35/5 CCA SEC. POLE
I: 1/0 TPX SEC. & SER D.E.



Filed and Recorded
Official Public Records
Judge of Probate, Shelby County Alabama, County Clerk
Shelby County, AL
08/31/2018 08:54:03 AM
\$21.00 CHARITY
20180831000313770

Allen S. Bayl

★ ★ ★ ★ ★
JOB
★ ★ ★ ★ ★