

Source of Title:  
Instrument #20170112000016370

EASEMENT - DISTRIBUTION FACILITIES

APC Document #72238929-001

20180910000324840  
09/10/2018 03:09:03 PM  
ESMTAROW 1/2

STATE OF ALABAMA  
COUNTY OF SHELBY

500.00

This instrument prepared by: Dean Fritz

Alabama Power Company  
Attn: Corporate Real Estate  
2 Industrial Park Drive  
Pelham, AL 35124

KNOW ALL MEN BY THESE PRESENTS, That the undersigned Eugene A Vonderau and Mary Louise Vonderau, Trustees of the Vonderau Family Trust dated December 22, 2016 (hereinafter known as "Grantors", whether one or more), by and through its duly authorized Trustee, 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, transducers, 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 #20170112000016370, 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 30<sup>TH</sup> day of AUGUST, 2018.

Eugene A Vonderau and Mary Louise Vonderau, Trustees of the  
Vonderau Family Trust dated December 22, 2016  
(Grantor - Name of Trust)

Deborah Gaston witness By: Eugene A Vonderau TRUSTEE (SEAL)  
Eugene A Vonderau - Trustee

Deborah Gaston witness By: Mary Louise Vonderau TRUSTEE (SEAL)  
Mary Louise Vonderau - Trustee

For Alabama Power Company Corporate Real Estate Department Use Only

All facilities on Grantor: Yes

Location to Location: \_\_\_\_\_

SE ¼ of the SE ¼ of Section 32, Township 20 South, Range 4 West  
W.E. No. A6173-14-D018 Transformer No. S359

SKETCH OF PROPOSED WORK - SIMPLIFIED W.E.

Map Center UTM:  
1649302 12069405

Map Center Lat/lon:  
33.247826 -86.970926

1 inch = 54 feet

72238929-001

Customer <b>Gene Vonderau</b>	Location <b>300 South Cove</b>	Comtd. Svc Date <b>2018</b>	County <b>Shelby</b>	Township <b>20S</b>	Range <b>04W</b>	Voltage <b>120</b>	Sub: Elvira	Estimate No. <b>A6173-14-D018</b>
Division <b>B-Ham South</b>	District <b>Patton Chapel</b>	Town <b>Bessemer</b>	GOAT <b>M. MACMILLAN</b>	Created <b>8/20/2018</b>	Section <b>32</b>	Pri: 34.5 Sec: 240	SW: A9515	
						Substation <b>Elvira</b>	X- 49106 Y- A9515 Z- S359	

Note:  
Customer to pay APCO to go UG.  
UCLS to do trenching and installing cable  
in open ditch.

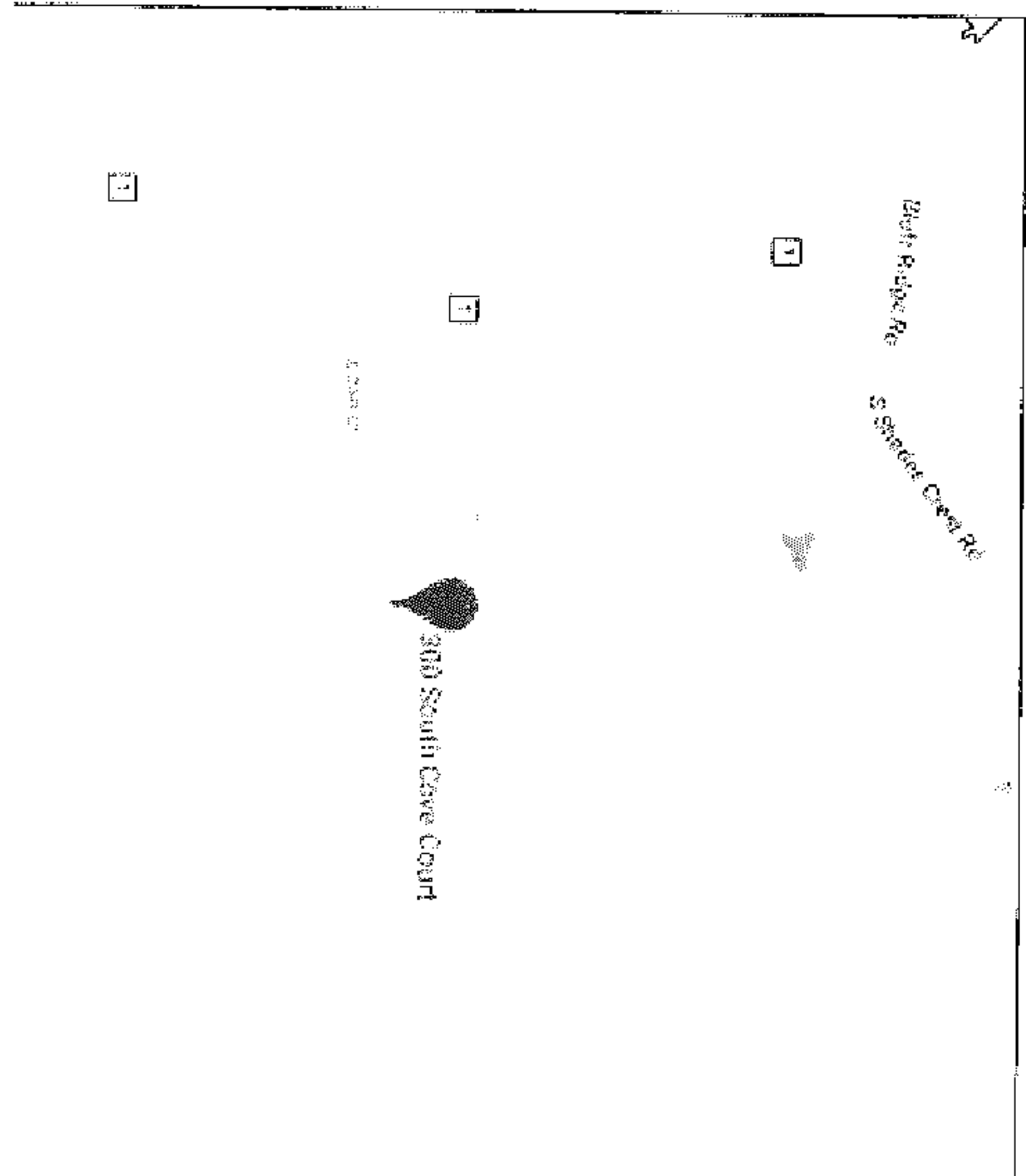
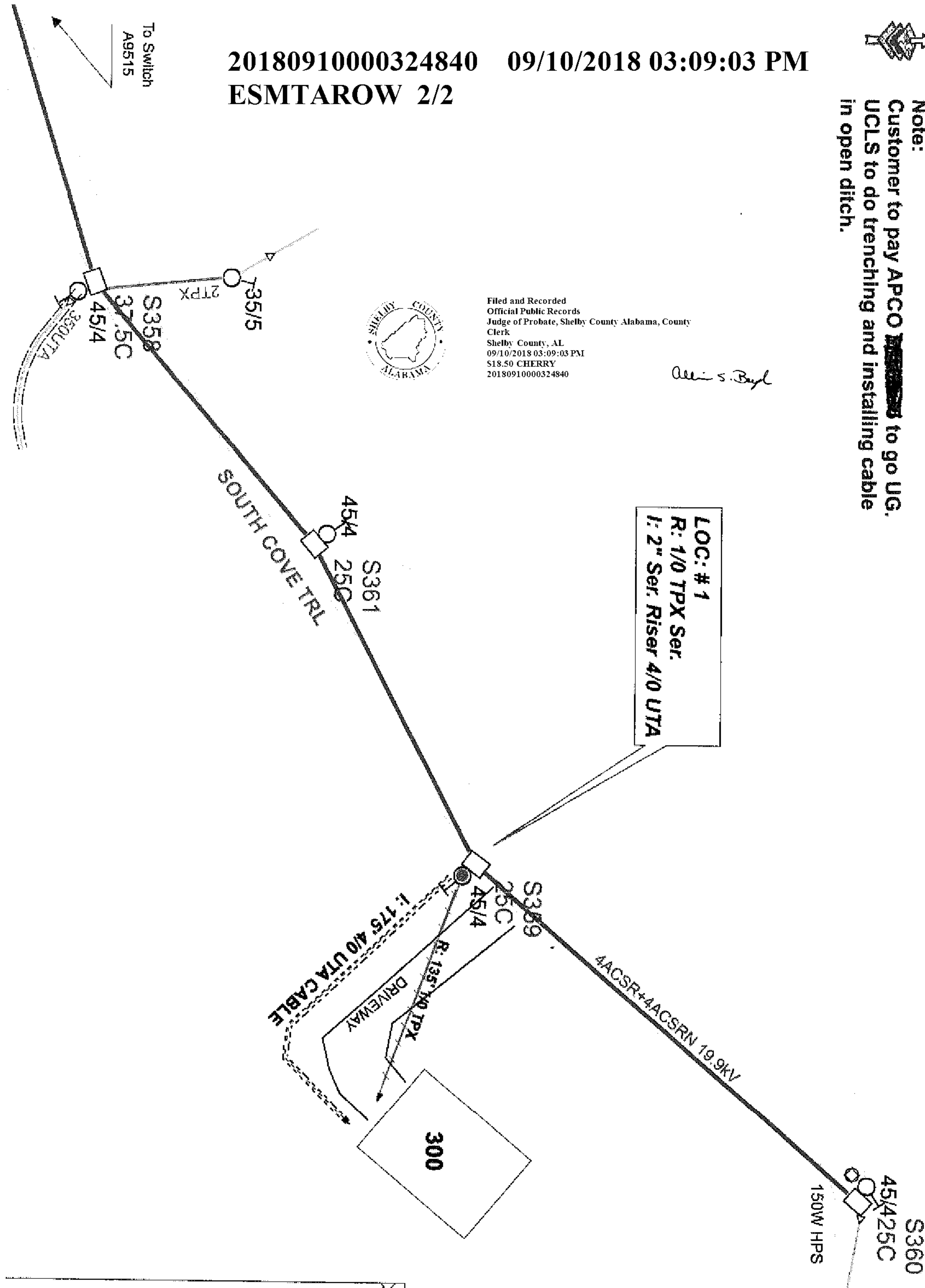
Loc. 1	Transformer Loadin
VD	17.7 KVA -W- 2.52 %
FL	4.15 %

Filed and Recorded  
Official Public Records  
Judge of Probate, Shelby County Alabama, County  
Clerk  
Shelby County, AL  
09/10/2018 03:09:03 PM  
\$18.50 CHERRY  
20180910000324840



Allen S. Byrd

LOC: # 1  
R: 1/0 TPX Ser.  
I: 2" Ser. Riser 4/0 UTA



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