APC Document # 72240321-001

**EASEMENT OF CORRECTION** 

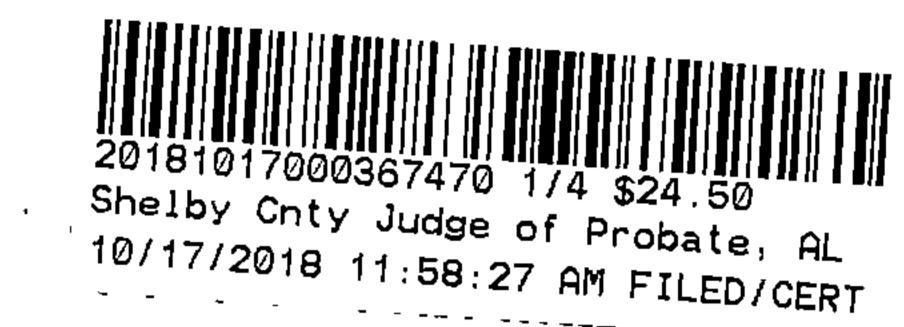
STATE OF ALABAMA

**COUNTY OF SHELBY** 

500.00

This instrument prepared by: Dean Fritz

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



This EASEMENT OF CORRECTION is to replace and correct the Alabama Power Company easement that is recorded in Instrument #20180926000343270 on

September 26, 2018, in the Office of the Judge of Probate in the above-named county in Alabama.

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

KNOW ALL MEN BY THESE PRESENTS, That the undersigned The Boyd Tucker Company Helena, LLC, (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, transclosures, 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.

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 largess 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 following real property more particularly described below and in Exhibit "A" attached hereto and made a part hereof, in 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.

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IN WITNESS WHEREOR representative, as of the	F, the said Grantor(s) have caused this in day of	nstrument to be executed by, 2018.	/he Dud-Tucker (on	nany Meleng its authorized
ATTEST (if required) or	· WITNESS:	The Boyd (Grantor)	Tucker Company Helena, LLC	
By:	, _ , _ , _ , _ ,	By:		SEAL)
its:			sident, General Partner, Member,	etc]
·	For Alabama Power Comp	pany Corporate Real Estate	Department Use Only	<del></del>
W.E. # <u>A6170-06-B518</u> South, Range 3 West	Transformer # TOOVRK All facilitie	es on Grantor: X 14, 14 S	STR & LOC to LOC SE 1/2 of the N	IE 1/2. Section 28. Township 20

STATE OF

Shelby Cnty Judge of Probate, AL

10/17/2018 11:58:27 AM FILED/CERT

I. LANCA HOLLY A Notary Public, in and for said County in said State, hereby certify that

The Boyd Tucker Company Helena, LLC, is signed to the foregoing instrument, and who is known to me, acknowledged before ma on this day that, being informed of the contents of this instrument, he/she as such product and with full authority, executed the same voluntarily of and as the act of said LLC.

Given under my hand and official seal this the Say of State house of Probate, AL

Notary Public

My commission expires: Tuve 9 2020

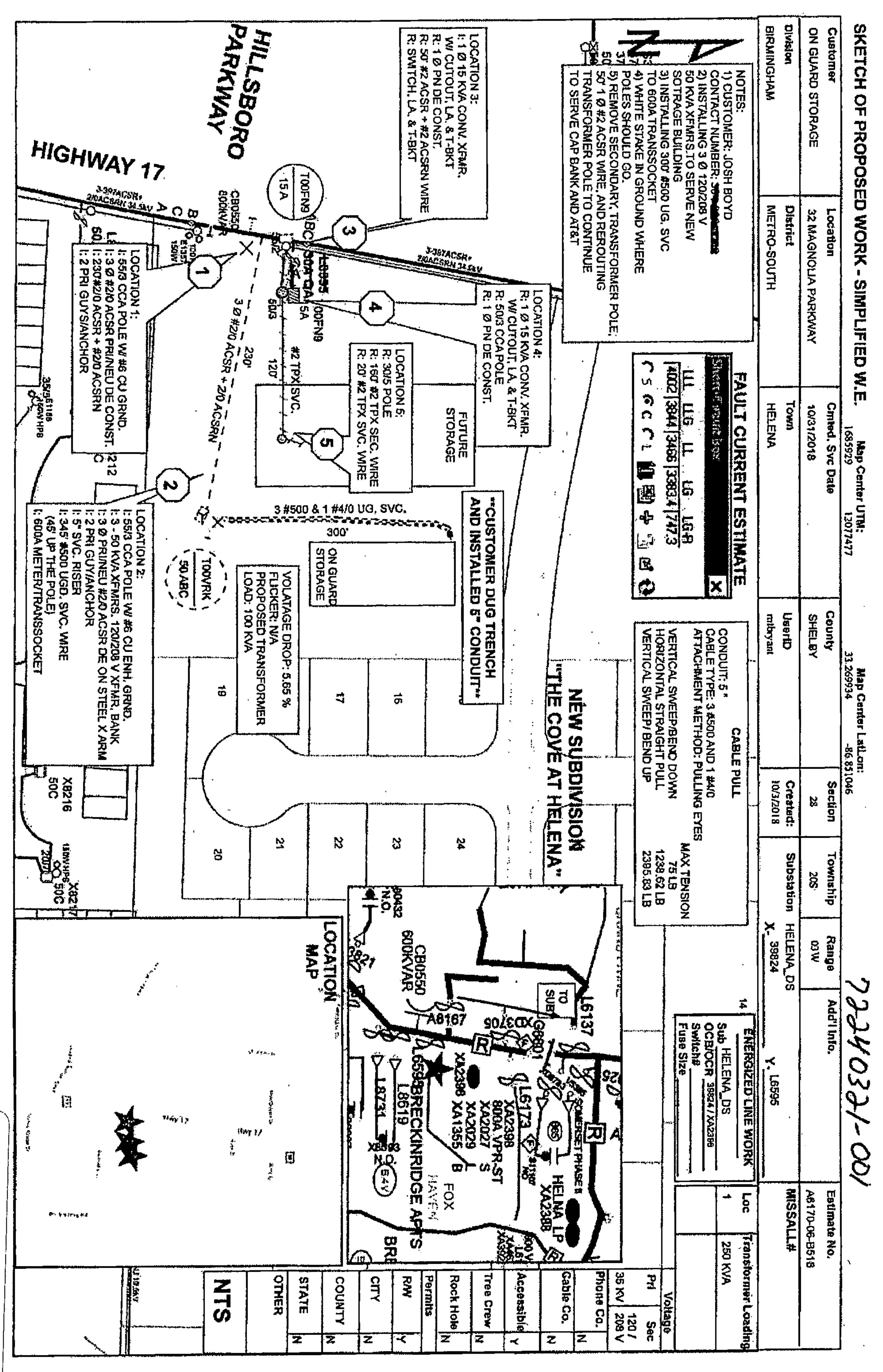
## WEH A6170-06-B576 Parcel # 72240371-001

## Exhibit "A"

A percel of land situated in the NE % of the NE % of saction 28. Township 20 South; Range 8 West, and the SE % of the NE % of sald Section 28, Shelby County, Alabama; sald parcal being more particularly described as follows: Commence at the NE comer of Section 28. Township 20 South Range 3 West Shelby County Alabama; thence fun South 00:21/10" West along the East line of said Section line for a distance of 887.62 feet to a found one inch orimp pipe marking the Ecomer of Lot 12, Kinghage Subdivision as recorded in Map Book 6, Page 87 in the Probate Office of Shelby County, Alabama, said point also lying on the West line of Lot 3. Fox Haven First Sector as recorded in Map Book 7, Page 35 in the Probate Office of Shalby County. Alabama: thence run South Oct 17:38" West along the West line of Lote 3 through 14 of eald subdivision and along the East Line of sald Section for a distance of 888:47 feet to a round capped tobar otompad RC FARWER, sald point marking the NEropiner of Lot 35; Rocky Ridge Phase 2 as recorded in Mep Book 27; Page 16 in the Probate Office of Shelby County. Alabama: therice, leaving said Section line and said Fax Haven First Sector Lot line run North 88:40'45" West along the North line of Lote 20, 21, 34 & 35, Rocky Ridge Phase 2 as recorded in Map. Book 27, Pess 18 and along the North line of Lote 8 through 22, Brackenndge Park, Block 2 as recorded in Map Book 9, Page 110 in the Probate Office of Shelby County, Alabama for a distance of 1083,28 to a point, said point being the point of beginning of the percel herein described; thence continue elong) the last described course and along the North line of Lots 1 through 8. Block 7 of said Breckennidge Park aubdivision for a distance of 27474 feet to a set 6/8 Inch capped reber stamped CA-560LS; sald point lying on the Eastern right of way or Alabame Highway 17 (aka Montgomany Road 80' Row); thence leaving said Lot line run North 10°45'59" East along said right of way for a distance of 427.556 feet to a point; thence leaving said right of way run South 78°14'01" East for a distance of 177.98 feet to a leaving said right of way run South 78°14'01" East for a distance of 1825.56 feet, a point said point lying on a curve to the left, said curve having a radius of 1825.56 feet, a central rangle of 06:13'45", a chord bearing of South 82:20'66" East and a chord detailed of 186:86 of 186:78 feet; thence run along the arc of said ourve for a distance of 186:86 feet to a point; thence run south 03:32:34" West for a distance of 1.29 feet; thence run south 03:32:34" West for a distance of 1.29 feet; thence run south 00:13'10" South 88:43'16" East for a distance of 20:72 feet to a point; thence run south 00:13'10" West for a distance of 348.15 feet to a point; thence run North 88°40'45. West for a distance of 169.14 feet to a point; thence run south 01-19:15 West for a distance of 25.00 feet to the point of beginning. Situated in Shelby County, Alabama.



2018/01/00036/4/0 3/4 \$24.50 Shelby Cnty Judge of Probate, AL 10/17/2018 11:58:27 AM FILED/CERT



20181017000367470 4/4 \$24.50 Shelby Cnty Judge of Probate, AL 10/17/2018 11:58:27 AM FILED/CERT