

EASEMENT - DISTRIBUTION FACILITIES

STATE OF ALABAMA
COUNTY OF SHELBY

20200320000111990
03/20/2020 03:48:16 PM
ESMTAROW 1/3

This instrument prepared by: **S HOPKINS**

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

KNOW ALL MEN BY THESE PRESENTS That the undersigned TOWN OF HELENA (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, trans closures, 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 to install, maintain, and use anchors and guy wires on land adjacent to said right of way, the right in the future to install intermediate poles and facilities on 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 DEED BOOK 269 PAGE 236, in the Office of the Judge of Probate of the above-named County.

If, in connection with the construction or improvement of any public road or highway, it becomes necessary or desirable for the Company to move any of the Facilities, Grantor 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 said Grantors have caused this instrument to be executed by Mark R. Hall, its authorized representative, as of the 4 of February, 2020.

ATTEST (if required) or WITNESS:
Amanda C. Hopkins
Signature
City Clerk
Title

GRANTOR:
[Signature]
Signature
Mayor
Title

-----For Alabama Power Company Corporate Real Estate Department Use Only-----

W.E. # A6170-14-AH20 Transformer # S7435 All facilities on Grantor: YES

¼, ¼ STR & LOC to LOC: 20S-03W-22 NW/SE

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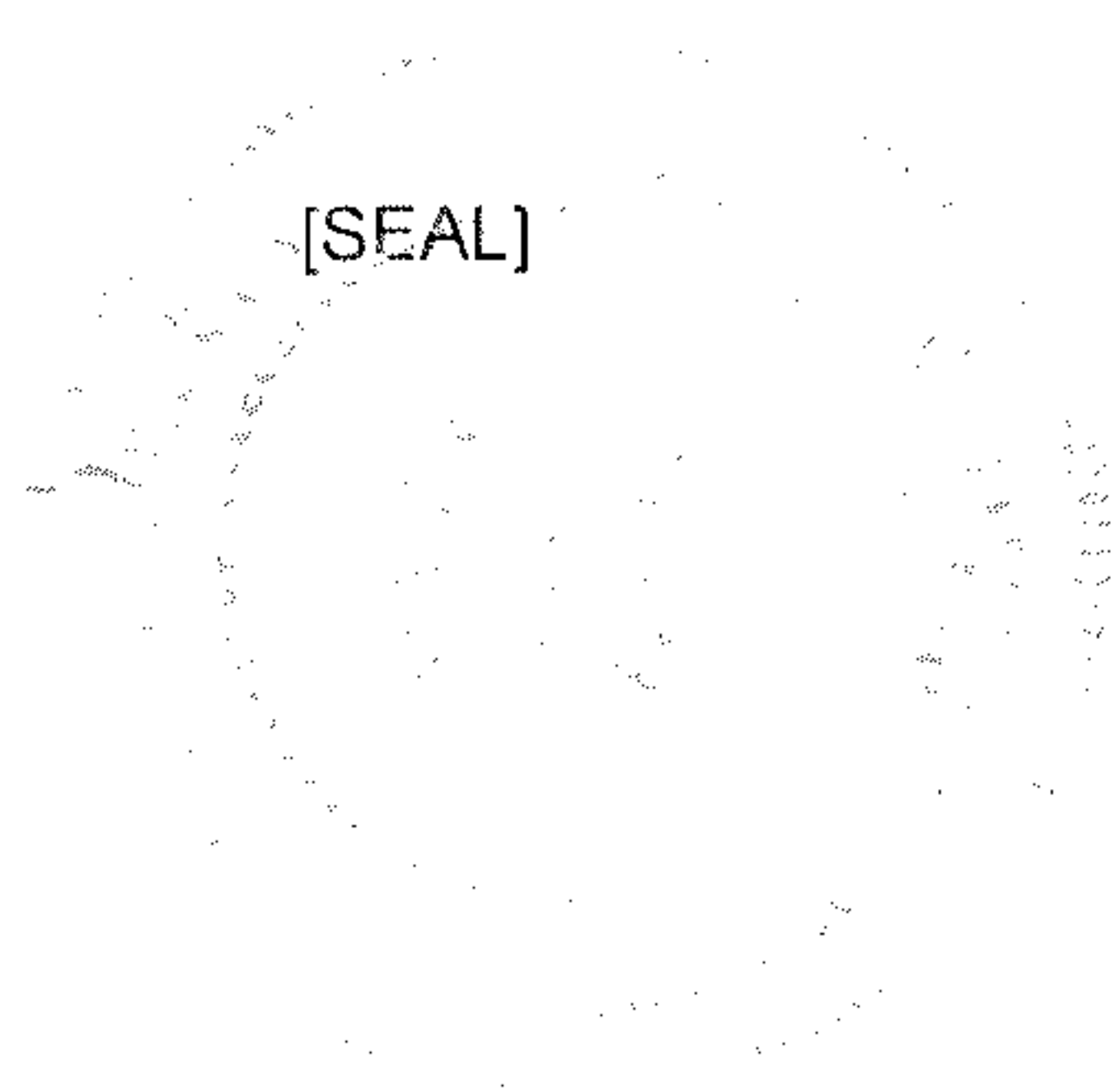
CORPORATION NOTARY

STATE OF Alabama

COUNTY OF Shelby

I, Lauren Lindsey, a Notary Public, in and for said County in said State, hereby certify that MARK R Hall, whose name as Mayor of CITY OF Helena, a corporation, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of this instrument, as such officer and with full authority executed the same voluntarily for and as the act of said Corporation.

Given under my hand and official seal, this the 4th day of February, 2020



Lauren Lindsey
Notary Public

My commission expires: 8-3-2021

SKETCH OF PROPOSED WORK - SIMPLIFIED W.E.

Customer	Shelby County	Location	230 Tucker Rd	Comtd. Svc Date	04/30/2020	County	Shelby	Section	22	Township	20S	Range	01W	Add'l Info.		Estimate No.	A6-170-14-AH20
Division	Jirringham	District	Metro South - Vannons	Town	Helena	UserID	mhcarter	Created:	1/23/2020	Substation	X-39824	Y-16641				MISSALL#	

Map Center UTM: 1688606 12082697

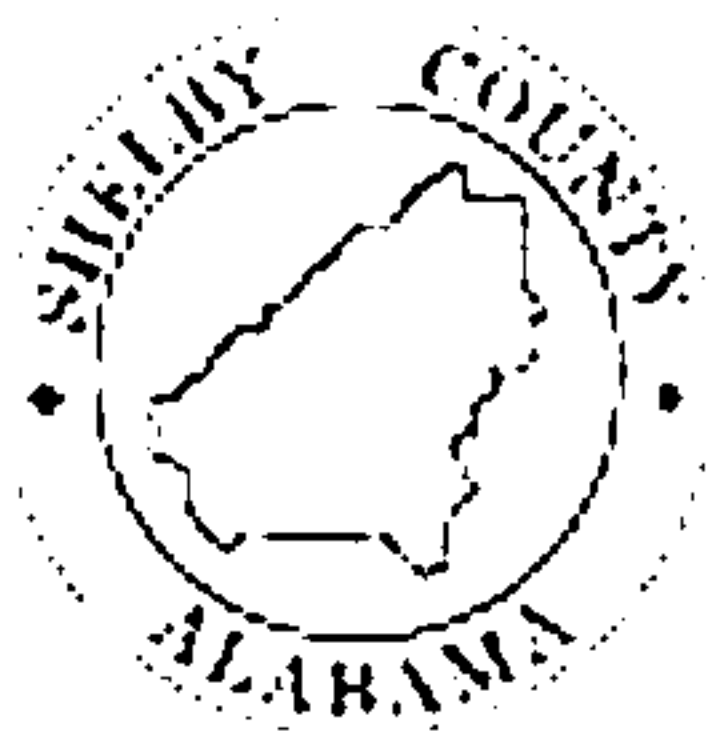
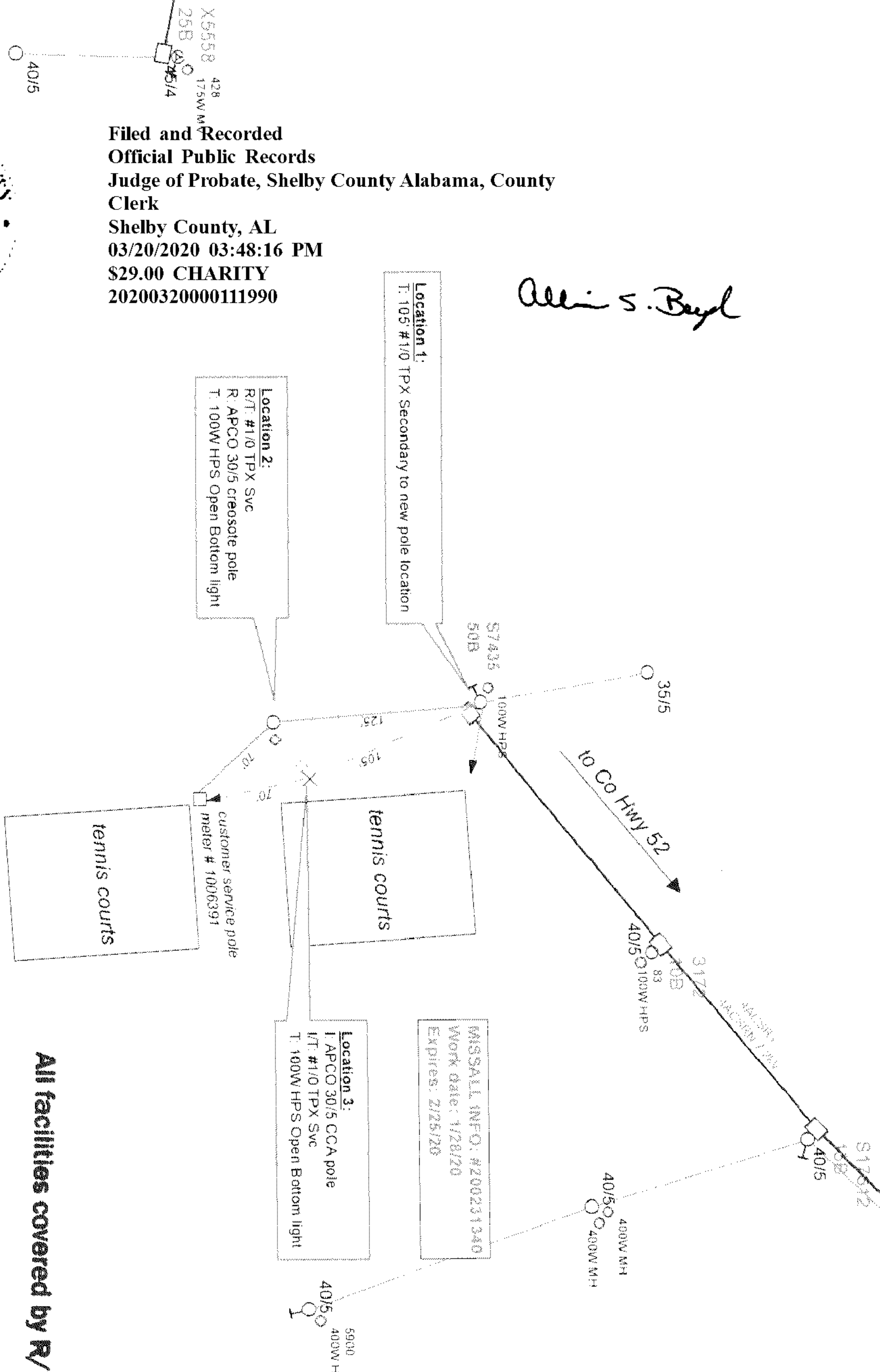
Map Center Latlon: 33.284275 -86.84226

1 inch = 83 feet

Note(s): APCO to relocate secondary pole per request of Shelby County for new parking lot. Install 30/5 CCA pole and transfer 1/0 TPX secondary service, and 100W/HPS Open Bottom Light. Customer to pay full cost for relocation. Customer contact: Trey, Shelby Co. [Redacted]

Voltage	120/240V
Pri	Sec
7.2KV	240V
Phone Co.	N
Cable Co.	N
Accessible	Y
Tree Crew	N
Rock Hole	N
Permits	
R/W	Y

Allie S. Boyd



Filed and Recorded
 Official Public Records
 Judge of Probate, Shelby County Alabama, County Clerk
 Shelby County, AL
 03/20/2020 03:48:16 PM
 \$29.00 CHARITY
 20200320000111990

All facilities covered by R/W acquired from:

Job: _____
 Parcel No. 72251805-001
RECORD THIS DRAWING!

