# 323

104169

STATE OF ALABAMA

COUNTY OF SHELBY,

We, James Lyons and wife Frances Lyons for and in consideration of the sum of One and no/100 Dollars (\$1.60) to us in hand paid by Alabama Fower Company, a corporation, the receipt whereof is acknowledged do hereby grant to said Alabama Power Company, its successors and assigns, the right to construct, operate and maintain its lies of poles and towers and appliances necessary in connection therewith, as located, by the final location survey heretofore made by said Company, for the transmission of electric power with the right to string thereon from time to time electric power and telephone wires and the right to permit other corporations and persons to attach wires to said piles and towers upon, over and across the following described lands situated in Shelby County, Alabama.

5 acres being that part of the South west Quarter of the South East Quarter S outh of Smokey Road Section 14, township 21, South, Range 3 West.

In the event it becomes nexessary or desirable for Alabama Power Company to move its lines of poles, towers and appliances in connection with the construction or improvement of any public road or highway in proximity to its said power lines, the said Company is hereby granted the right to relocate its said lines of poles, towers and appliances on lands of grantors hereinabove described, provided, however, the sad Company shall relocate its said line of poles or towers at a distance not greater than ten feet outside the boundary of the right of way of any such public road or highway as established or re-established from time to time.

Together with all the rights and privileges necessary or convenient for the full enjoyment or use there of, including the right of ingress and egress to and from said lines; and also the right to cut and keep clear all trees, and to keep clear other obstructions, that may injure or endanger said lines.

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

IN WITNESS WHEREOF, WE have hereuntouse Mands and seals, this the 29 day of April, 1949.

WITNESS:

Fred J. Bowers,

SHELBY COUNTY

Sheen paid on the wife
in instrument as refined

by law.

L.C. WALNER.

James Lyons (SEAL)

Frances Lyons (SEAL)

STATE OF ALABAMA

COUNTY OF SHELBY

I, Fred J. Bowers, a Notary Public State at Large in and for said County in said State, do hereby certify that James Lyons and wife Frances Lyons whose names are signed to the foregoing instrument and who are known to me, acknowledged before me on this day that being informed of the contents of the instrument they executed the same voluntarily, on the day the same bears date.

Given under my hand and official seal, this the 28th day of April, 1949.

Fred J. Bowers,

Notary public, State at Large.

STATE OF ALABAMA

COUNTY OF SHELBY

I, Fred J. Bouers, a Notary Public, State at Large in and for said County in said State do hereby certify that on the 28 day of April, 1949, came before me the within named Frances Lyons, known to me to be the wife, of the within named James Lyons who being examined separate and apart from the husband touching her signature to the within instrumen, acknowledged that she signed the same of her own free will and accord, and without fear, constraint or threats on the part of the husband.

Given under my hand and official seal, this the 28 day of April, 1949.

Fred J. Bower, s Notary Public, State at Large.

Filed in the office of the Judge of Probate on the 1st day of June, 1949, at 11 A.M. and recorded in deed record 138, page 439, on this the 16th day of June, 1949.

L.C. Walker, Judge of robate.