

BOOK 165 PAGE 154 RIGHT OF WAY EASEMENT FOR PUBLIC ROAD

STATE OF ALABAMA)
)
 JEFFERSON COUNTY)

KNOW ALL MEN BY THESE PRESENTS: That, Alabama Power Company, a corporation, hereinafter sometimes called "Company", in and for the consideration of One Dollar (\$1.00) in hand paid by Shelby County, Alabama, a subdivision of said State, hereinafter sometimes called "County", the receipt whereof is hereby acknowledged, and for the further consideration of the benefits accruing to it and to the public from the construction or improvement and maintenance of a public road through certain lands in Shelby County, Alabama, does hereby grant (to the extent of its interests, right and title to do so) unto said County, its successors and assigns, a right of way one hundred twenty feet (120') in width, hereinafter described, over and across the surface of certain lands in Shelby County, Alabama, which right of way shall be sixty feet (60') in width on the left and sixty feet (60') in width on the right of the center line of said road as it is now located and staked out, or as much of such lands as are required to make a one hundred twenty foot (120') right of way, the center line of said right of way being more particularly described as follows:

Commence at the southeast corner of Southeast quarter (SE $\frac{1}{4}$) of Southwest quarter (SW $\frac{1}{4}$), Section 20, Township 24 North, Range 15 East, Shelby County, Alabama, and run in a northerly direction along the easterly boundary of said quarter-quarter section 550 feet, more or less, to a point in the center of Waxahatchee Creek; thence run in a northwesterly direction along the meanderings of the center line of said Creek one hundred feet (100'), more or less, to a point on center line of a one hundred twenty foot (120') wide right of way for Highway Project SACP 3118-B, at Highway Station 0-132.2, as surveyed; thence from said point of beginning run sixty feet (60') on each side of the center line and continuations thereof north 25 degrees 45 minutes east to a point on an elevation of 420 feet above a certain datum plane, which elevation is fixed and marked to conform to the elevations established and adopted by the United States, above said datum plane, in a survey of the Coosa River from Lock Four in Alabama to Wetumpka, Alabama, made August 2, 1903, to December 19, 1903, under the direction of J. B. Cavanaugh, Corps of Engineers, U.S.A., and by D. M. Andrews, Assistant Engineer, and N. A. Yuille, Chief of Party, and which said established elevations by the United States are evidenced and fixed by bench marks or other elevation data marked on the left, or east, side of said river. Said right of way being located in the Southeast quarter (SE $\frac{1}{4}$) of Southwest quarter (SW $\frac{1}{4}$), Section 20, Township 24 North, Range 15 East, Shelby County, Alabama.

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The Company expressly reserves unto itself, its successors and assigns, the right to construct, operate and maintain on the right of way herein conveyed by it to the County, lines and poles and towers and appliances necessary therewith for the transmission of electric power as may become necessary or desirable in the future, and the right to permit other corporations and persons to attach wires to said poles and towers; provided, none of such facilities shall be located on the surface of the traveled or paved portion of such right of way.

It is understood and agreed that the right of way conveyed by the Company to the County is granted for highway or road purposes only and should said right of way be abandoned or cease to be used for said purpose, this conveyance is to be held null and void and all rights, title and interest conveyed thereby shall revert to and become the property of the Company, its successors and assigns.

TO HAVE AND TO HOLD unto the County, its successors and assigns, forever, subject to the reservations herein stated.

IN WITNESS WHEREOF, the said Alabama Power Company has caused these presents to be executed by J. O. Henkel, Jr., its Vice President, duly authorized thereto, and attested by Charles P. Jackson, its Secretary, who affixed its corporate seal hereto, being duly authorized thereto, on the 2nd day of March, 1954.

ALABAMA POWER COMPANY

By J. O. Henkel, Jr.
Vice President

Attest:

Charles P. Jackson
Secretary

APPROVED AS
TO FORM

MARTIN & BLAKEY

By

J. Egan BalchAPPROVED AS
TO TERMS AND
DESCRIPTION

By

J. Egan Balch

MGR. LAND DEPT.

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, Mary J. Cochran, a Notary Public, in and for said County, in said State, hereby certify that J. O. Henkel, Jr., whose name as Vice President of the Alabama Power Company, a corporation, is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand this the 2nd day of March, 1954.

Mary J. Cochran
Notary Public

Notary Public, Jefferson County, Alabama
My Commission Expires February 28, 1955

Filed in the office of the Probate Judge on the 4 day of Mar 19 54 at 4 o'clock P. M.
and recorded in Book 165 Page 154 this 10 day of Mar 1954.
Deed Tax _____ Mortgage Tax _____ has been paid.
L.C. Walker, Judge of Probate