

STATE OF ALABAMA

3440-16-50

Calera - Aldrich 44 kv T. L.

291269

County of SHELBY

Henry L. Tolbert and wife, Flossie Tolbert, and
Merchants & Planters Bank

we, Henry L. Tolbert and wife Flossie Tolbert

Merchants and Planters Bank (Mortgage)

for and in consideration of the sum of Three Hundred Ninety Five Dollars (\$ 395⁰⁰)
to _____ in hand paid by Alabama Power Company, a corporation, the receipt whereof is ac-
knowledged, do hereby grant to said Alabama Power Company, its successors and assigns, the right to
construct, operate and maintain electric transmission and communication lines and all towers, poles,
conduits, conductors, cables, insulators, anchors, guy wires, counterpoise conductors, and all other ap-
pliances necessary or convenient in connection therewith from time to time over, under and across, a
strip of land seventy-five (75) feet in width, as said strip is now located by the
final location survey thereof heretofore made by said Company, over, under and across the lands of which
it is hereinafter described as being a part, said survey to determine the boundaries of said strip, together
with all the rights and privileges necessary or convenient for the full enjoyment or use thereof for the
purposes above described, including the right of ingress and egress to and from said strip and the right
to cut, remove, or otherwise kill, and keep clear by any means, including chemicals, all trees and under-
growth and all other obstructions under, on or above said strip and danger trees adjacent thereto which
now or may hereafter injure, endanger or interfere with any of the works on said strip, and the right to
install, maintain and use anchors and guy wires on land adjacent to said strip, and the right to pre-
vent the use of such strip as a parking area for automobiles or other vehicles, as a storage area for
machinery or materials, or as a road other than a road crossing such strip at a location which does not
endanger or interfere with works that have been or may at some future date be constructed on
such strip.

Said strip is a part of a tract of land situated in Shelby
County, Alabama, described as follows: Southwest quarter of northwest quarter (SW $\frac{1}{4}$ of
NW $\frac{1}{4}$) of Section 17, Township 22 south, Range 3 west.

Said strip is approximately described as follows: Commence at the northeast corner of Section
17, Township 22 south, Range 3 west; thence run south along the east boundary line
of such Section 17 a distance of 2452.4 feet to a point; thence turn an angle to
the right of 92 degrees 27 minutes and run north 86 degrees 04 minutes west a
distance of 4140 feet, more or less, to a point on the east boundary line of the
Grantor's property, such point being the point of beginning of the right of way
herein described; therefrom, the strip lies 37.5 feet on each side of a center line
and the continuations thereof which begins at such point of beginning and runs
north 86 degrees 04 minutes west a distance of 452 feet, more or less, to a point
on the northwest boundary line of the Grantor's property, such point being the point
of ending of the right of way herein described.

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

The grantors shall have the right to cultivate and use said strip of land for any purpose not incon-
sistent with the rights which the grantee may from time to time exercise hereunder.

IN WITNESS WHEREOF, we have hereunto set our hands and seal 2, this the
8 day of September, 19 71.

WITNESS:

Henry L. Tolbert (SEAL)
Flossie Tolbert (SEAL)



19710921000039660 1/2 \$.00
Shelby Cnty Judge of Probate, AL
09/21/1971 12:00:00 AM FILED/CERT

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19710921000039660 2/2 \$.00
 Shelby Cnty Judge of Probate, AL
 09/21/1971 12:00:00 AM FILED/CERT

Witness _____ (Seal)
 _____ (Seal)

STATE OF ALA. SHELBY CO.
 U.S. FILE NO. 1001 PER. OR
 REP. BK. & PAGE AS SHOWN ABOVE
 1971 SEP 21 AM 8:47
 U.S. MAIL
 U.S. DEPT. OF JUSTICE

IN WITNESS WHEREOF, the said Merchants & Planters Bank has caused this instrument to be executed in its name by James A. Kelly, as its President and attested by J. P. Kelly, its Secretary, and its corporate seal to be affixed, on this the 9th day of September, 19 71

Attest: Merchants & Planters Bank
J. P. Kelly Secretary. By James A. Kelly Its President

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STATE OF Alabama
 County of Shelby

I, John B. King, a NOTARY PUBLIC STATE AT LARGE in and for said County in said State, hereby certify that Henry L. Tolbert and wife Flossie Tolbert

_____, 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 8 day of September, 19 71
John B. King
 NOTARY PUBLIC STATE AT LARGE

