

STATE OF ALABAMA )

SHELBY COUNTY )

This instrument prepared in  
the Corporate Real Estate  
Dept. of Alabama Power Co.  
Birmingham, Ala.

By *Harry D. Brant*

395-

KNOW ALL MEN BY THESE PRESENTS, that Alabama Power Company, a corporation (hereinafter sometimes called the Company), organized and existing under the laws of the State of Alabama, for and in consideration of the sum of one and no/100 (\$1.00) Dollar to it in hand paid by Shelby County, Alabama, (hereinafter sometimes called the County), receipt of which is hereby acknowledged, does hereby grant, dedicate, and convey unto the County, its successors and assigns (and to the public, to have and to hold for public use forever as a public road right of way), to the extent of its interests, subject to the terms, conditions, reservations and limitations hereinafter set forth, a right of way for the construction maintenance and operation of public roads, as more particularly hereinafter described, over and across the surface of certain land and land rights owned by the Company located in the Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$  of NE $\frac{1}{4}$ ), Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$  of NE $\frac{1}{4}$ ), Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$  of SE $\frac{1}{4}$ ) of Section 23, Township 22 South, Range 1 East; the Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$  of NW $\frac{1}{4}$ ), Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$  of SW $\frac{1}{4}$ ), Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$  of NW $\frac{1}{4}$ ) of Section 24, Township 22 South, Range 1 East; the Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$  of NE $\frac{1}{4}$ ), Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$  of SE $\frac{1}{4}$ ), Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$  of SE $\frac{1}{4}$ ) of Section 1, Township 24 North, Range 15 East; the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$  of SE $\frac{1}{4}$ ) of Section 12, Township 24 North, Range 15 East; the Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$  of NW $\frac{1}{4}$ ), Section 36, Township 24 North, Range 15 East; the Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$  of the NW $\frac{1}{4}$ ), Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$  of NW $\frac{1}{4}$ ), Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$  of NW $\frac{1}{4}$ ) of Section 6, Township 24 North, Range 16 East; the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$  of SW $\frac{1}{4}$ ) of Section 7, Township 24 North, Range 16 East, Shelby County, Alabama, said right of way herein granted being shown on survey prepared by the Company designated as Exhibit "A" sheets 1 thru 10 and being more fully described on Exhibit "B" sheets 1 thru 5. Such Exhibits "A" sheets 1 thru 10 and "B" sheets 1 thru 5 are attached hereto and made a part hereof.

W.D.  
FAW

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19800515000053710 Pg 1/18 .00  
Shelby Cnty Judge of Probate, AL  
05/15/1980 00:00:00 FILED/CERTIFIED



The Company expressly reserves unto itself, its successors and assigns, the right to construct, operate and maintain on the public road right of way herein granted and dedicated by it to the County and to the public, lines and poles and towers and appliances necessary therewith for the transmission of electric power as now located or 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. Also excepted from this grant and reserved unto Company its successors and assigns are the lines, poles, towers, and appliances of Company which are presently located on the right of way herein granted to the County.

It is understood and agreed that the County shall have no obligation to pave or otherwise further develop said public roads or rights-of-way or any of them, which have been hereby dedicated as public roads by Company, and which have been hereby accepted by the County as public roads, and that the said County shall only provide necessary periodic grading and maintenance similar to that periodic maintenance and grading which has been done on said roads in the past, and, although the County has accepted these roads as public roads, there shall be no other obligation of any kind or character connected therewith.

It is understood and agreed that the right of way granted 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 such purpose, this conveyance is to be held null and void and all rights, title and interest granted thereby shall revert to and become the property of the Company, its successors and assigns.

TO HAVE AND TO HOLD UNTO Shelby County, Alabama, its successors and assigns, forever, subject to the reservations and conditions herein stated.

IN WITNESS WHEREOF, Alabama Power Company has caused this instrument to be executed in its name by Ollie D. Smith, its Vice President duly authorized thereto and attested by Dorothy L. Osig <sup>asst</sup> its Secretary, who affixed its corporate seal hereto, being duly authorized thereto, and Shelby County has caused this instrument to be executed in its name by Thomas A. Snowden, Jr., its Commission Chairman duly authorized thereto, and caused its official seal to be hereto affixed on this the 14<sup>th</sup> day of May, 1980.



ALABAMA POWER COMPANY

[Signature]  
Vice President

ATTEST:

Dorothy L. Essig  
Secretary

SHELBY COUNTY, ALABAMA

Thomas A. Snowden, Jr.

WITNESS:

Mildred P. Ray

STATE OF ALABAMA )  
SHELBY COUNTY )

I, Larry D. Swarth, a Notary Public in and for said County in said State, hereby certify that Oliver D. Smith, whose name as Vice President of Alabama Power Company, 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 the instrument, he, 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 14<sup>th</sup> day of May, 1980.

Larry D. Swarth  
Notary Public

STATE OF ALABAMA )  
SHELBY COUNTY )

I, Mildred P. Ray, a Notary Public in and for said County in said State, hereby certify that Thomas A. Snowden, Jr., whose name as Chairman, Shelby Co. Commission 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 the instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of Shelby County, Alabama.

Given under my hand and official seal, this the 13 day of May, 1980.

Mildred P. Ray  
Notary Public

APPROVED AS TO FORM:  
BALCH, ZIMMERMAN, & COMPANY, REAL ESTATE ATTORNEYS & COUNSELORS

BY Harold Williams

BOOK 326 PAGE 336

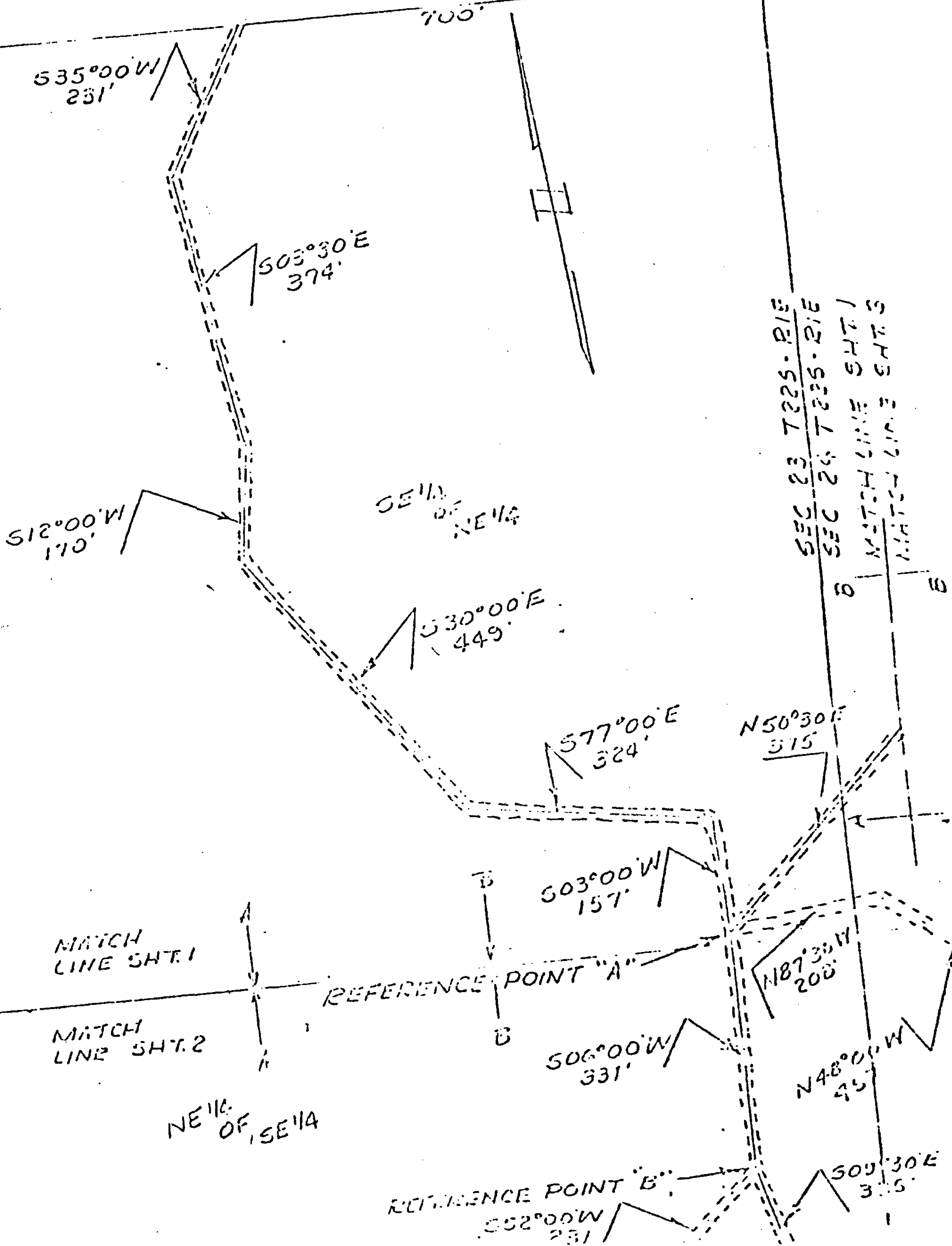
APPROVED AS TO TERMS AND DESCRIPTION  
BY [Signature]  
LAND MANAGEMENT MANAGER  
CORPORATE REAL ESTATE

6835' F.L.T. 1.32 MILES

A-

SHELBY COUNTY  
T22S-R1E

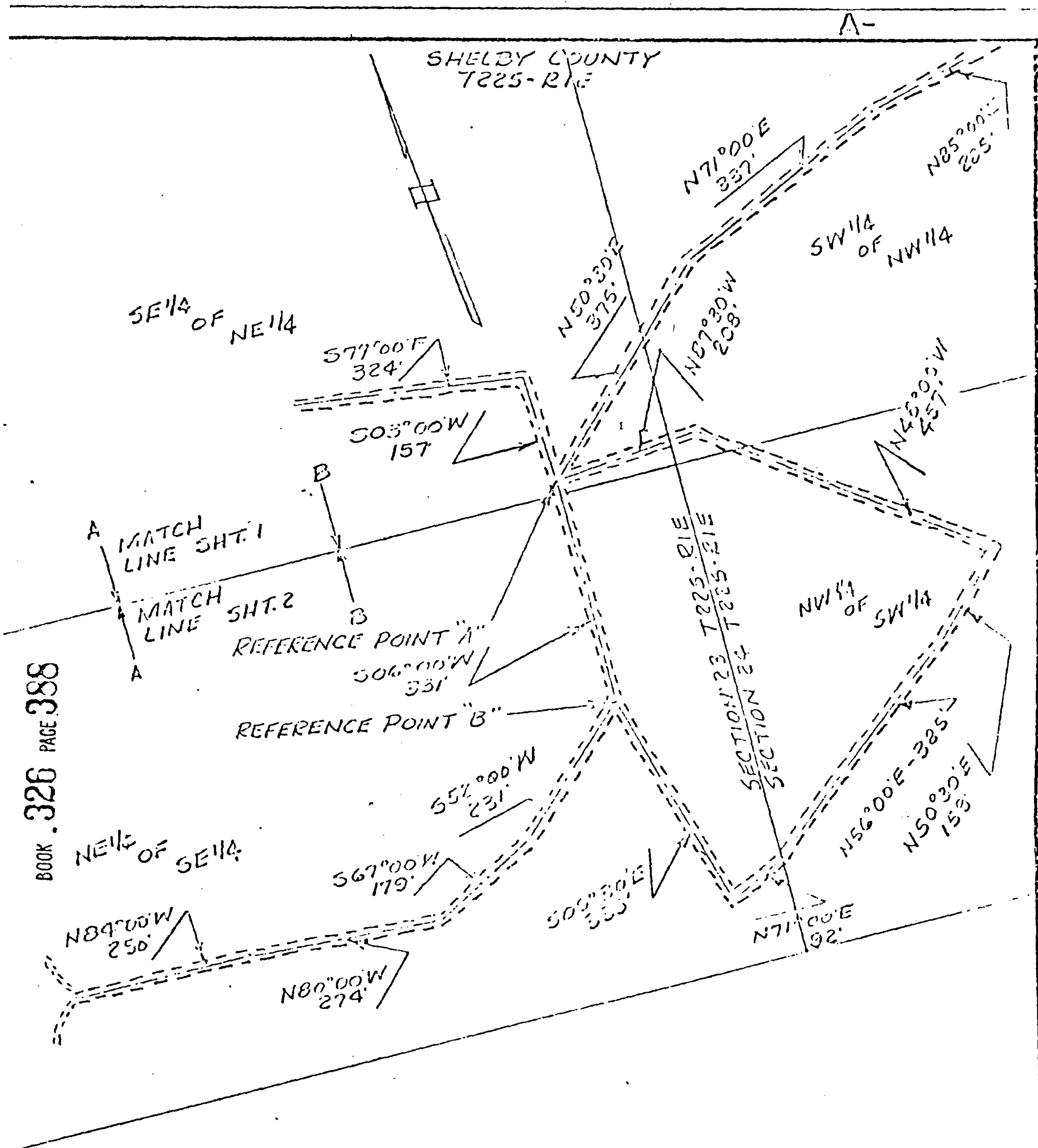
BOOK 326 PAGE 387



DR. H.D.C.	NO.	DATE	REVISION	ALABAMA POWER COMPANY
TR.				SUBJECT SOUTH OKOMO L. & S. CO. INC.
CK.				DETAIL LAY LAKE - (ROADWAYS)
APP.				
DATE 11-21-77	SUPERSEDED			SCALE 1"=200'
				SH. 1 OF 3 SHEETS
				A-

EXHIBIT "A" SHEET #1





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DR. <u>H.D.C.</u>	NO.	DATE	REVISION	ALABAMA POWER COMPANY	
TR.				SUBJECT <u>SOUTH OKOMO BEACH SUBDIVISION</u>	
CK.				DETAIL <u>LAY LAKE- (ROADWAYS)</u>	
APP. <u>11-26-79</u>	SUPERSEDED			SCALE <u>1"=200'</u>	SH. <u>2</u> OF <u>3</u> SHEETS
DATE				A-	

EXHIBIT "A" SHEET #2

SHELBY COUNTY  
T22S-R1E

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SW 1/4 of NW 1/4

S65°00'E  
300

N85°00'E  
225

N71°00'E  
337

REFERENCE POINT "A"

N40°00'W  
157'

N11°14' of SW 1/4

N81°30'W  
205'

N50°30'E  
153'

N37°00'W  
77'

N29°00'W  
163'

N57°30'E  
225'

SE 1/4 of NW 1/4

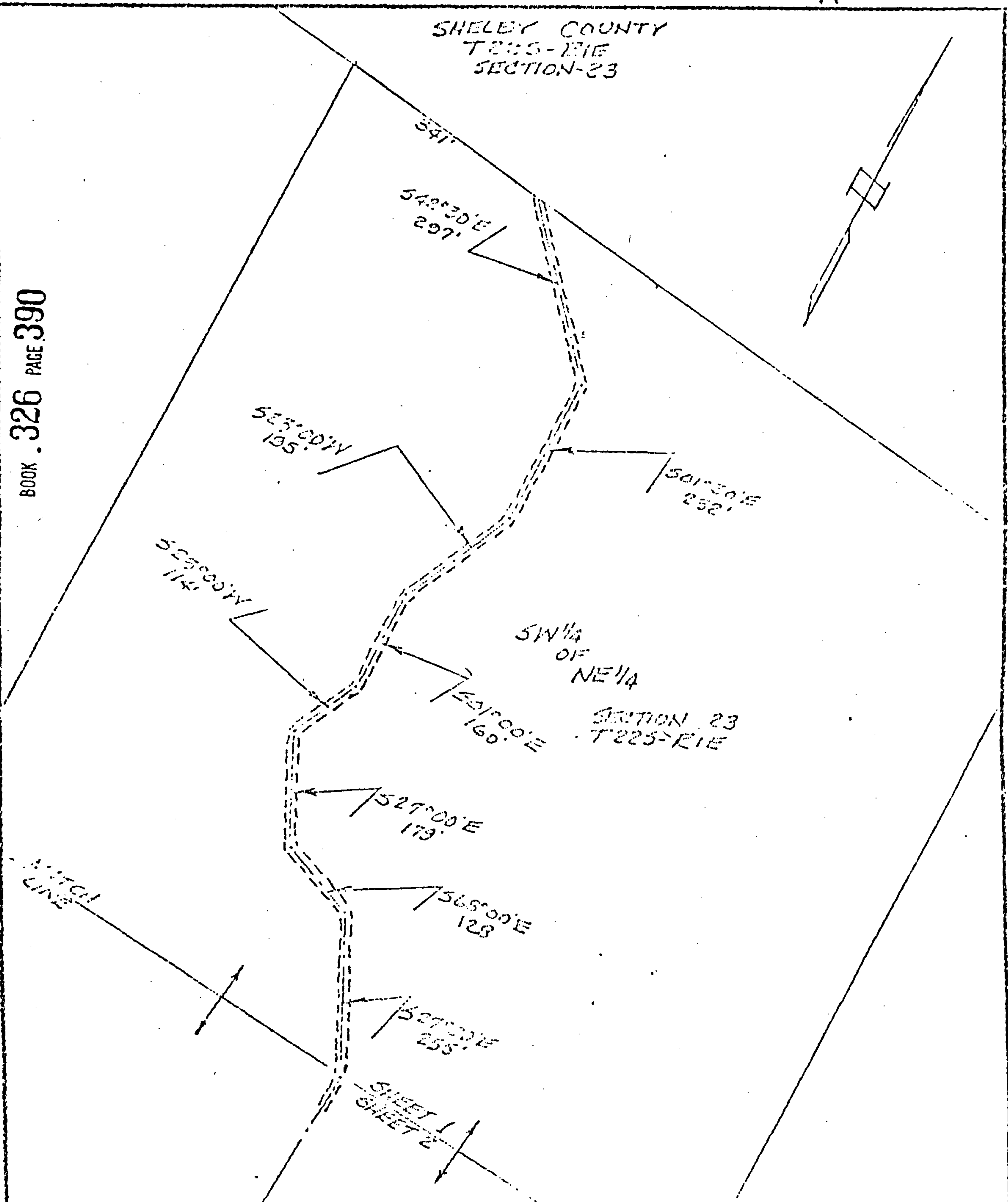
DR. J. D. C.	NO.	DATE	REVISION	ALABAMA POWER COMPANY
TH.				SUBJECT SOUTH OKOMO SUBDIVISION
CK.				DETAIL LAY LAKE - (ROADWAY)
APP.				
DATE 11-06-79	SCALE 1"=200			SHEET 3 OF 3



U. U

6927 FEET 1.31 MILES  
A-

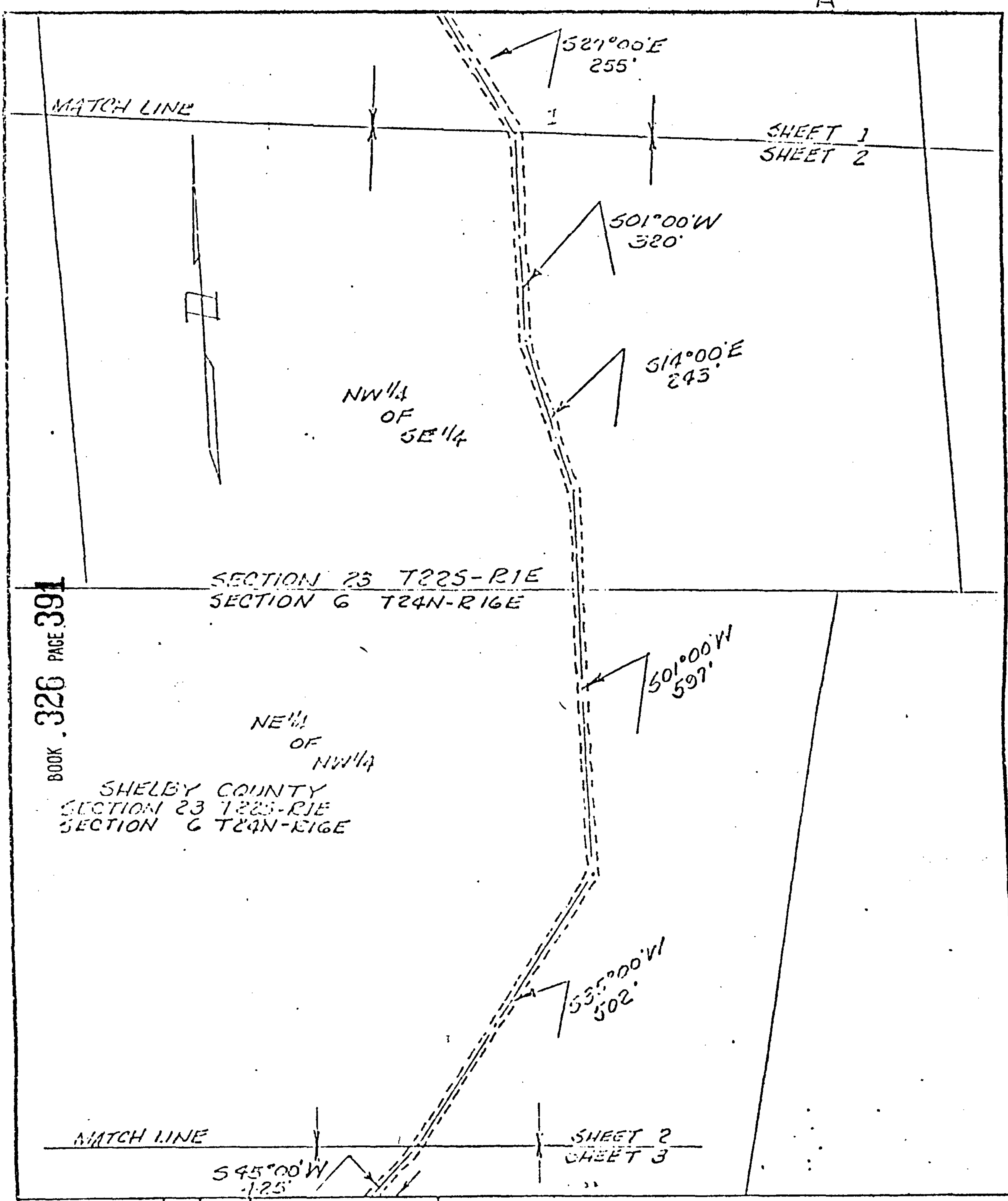
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DR. H.E.C.	NO	DATE	REVISION	ALABAMA POWER COMPANY	
TR.				SUBJECT SOUTH OKOMO ELEC. SUBDIVISION.	
CK.				DETAIL LAY LAKE - ROADSWAYS	
APP.				SCALE 1"=200'	
DATE 11.8.73	SUPERSEDED			SHEET 1 OF 4 SHEETS	A-

EXHIBIT "A" SHEET # 4

A-

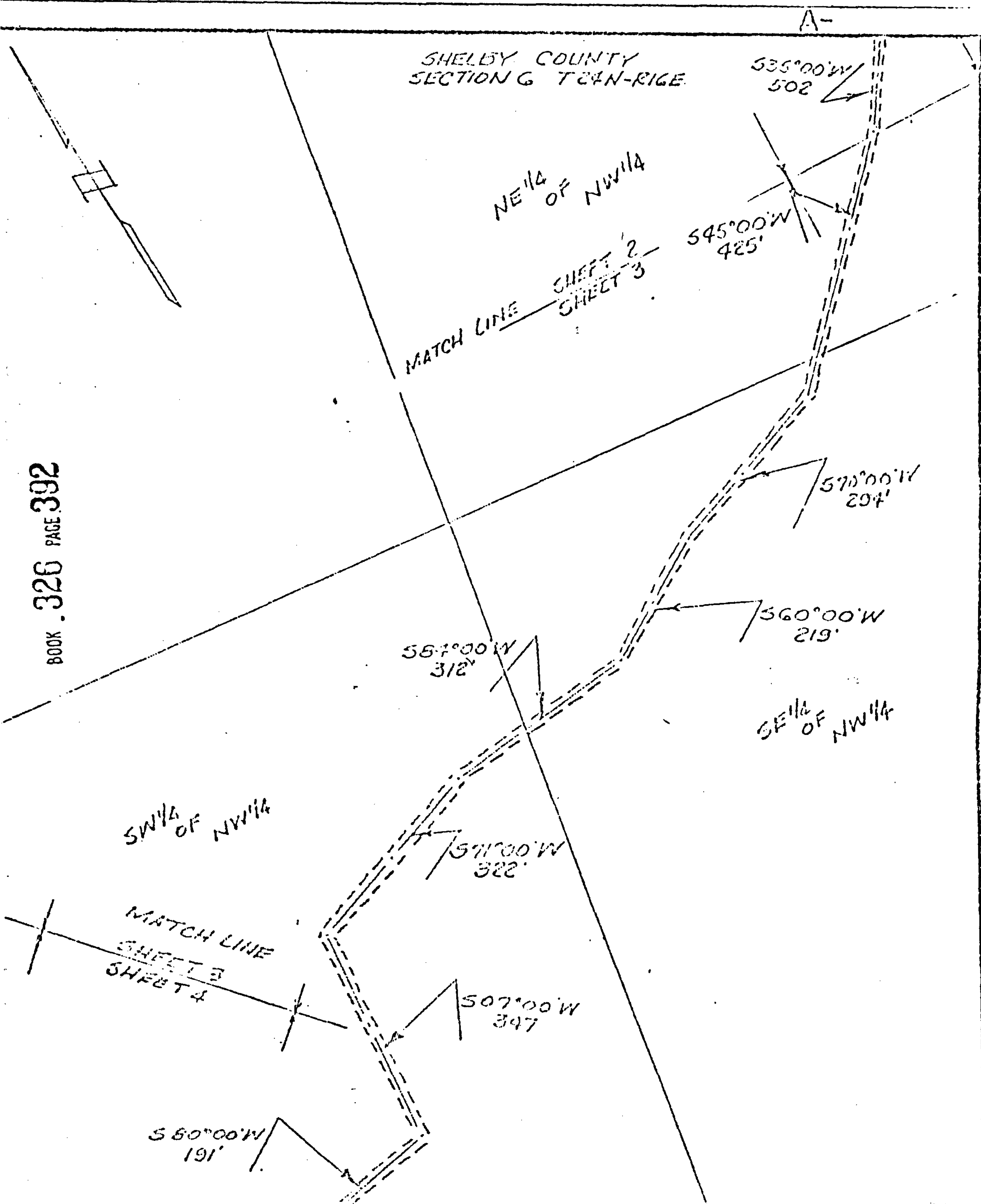


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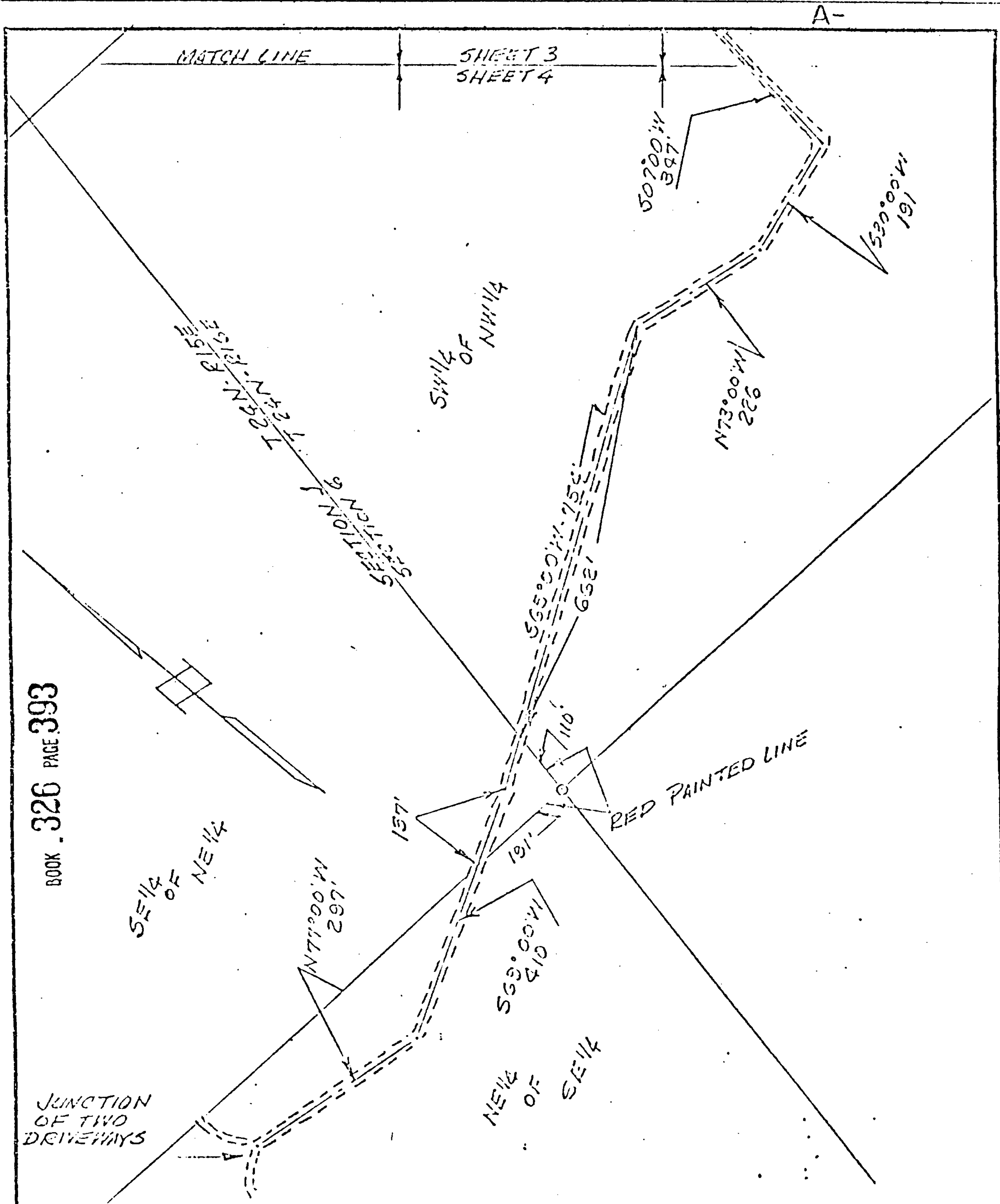
DR. <u>H.D.C.</u>	NO.	DATE	REVISION	ALABAMA POWER COMPANY	
TR.				SUBJECT <u>SOUTH OKOMO SUBDIVISION</u>	
CK.				DETAIL <u>LAY LANE - ROADWAYS</u>	
APP.					
DATE <u>11-14-79</u>	SUPERGEODEC			SCALE <u>1"=200'</u>	CH. <u>2</u> OF <u>4</u> SHEETS
					A-

EXHIBIT "A" SHEET # 5





DR. <u>H.D.C.</u>	NO.	DATE	REVISION	ALADAMA POWER COMPANY	
TR.				SUBJECT <u>SOUTH OKOMO SUBDIVISION</u>	
CK.				DETAIL <u>WY LAKE - ROADWAYS</u>	
APP.					
DATE <u>11-14-79</u>	SUPERSEDES			SCALE <u>1"=200</u>	SH. <u>3</u> OF <u>4</u> SHEETS
					<u>A-</u>

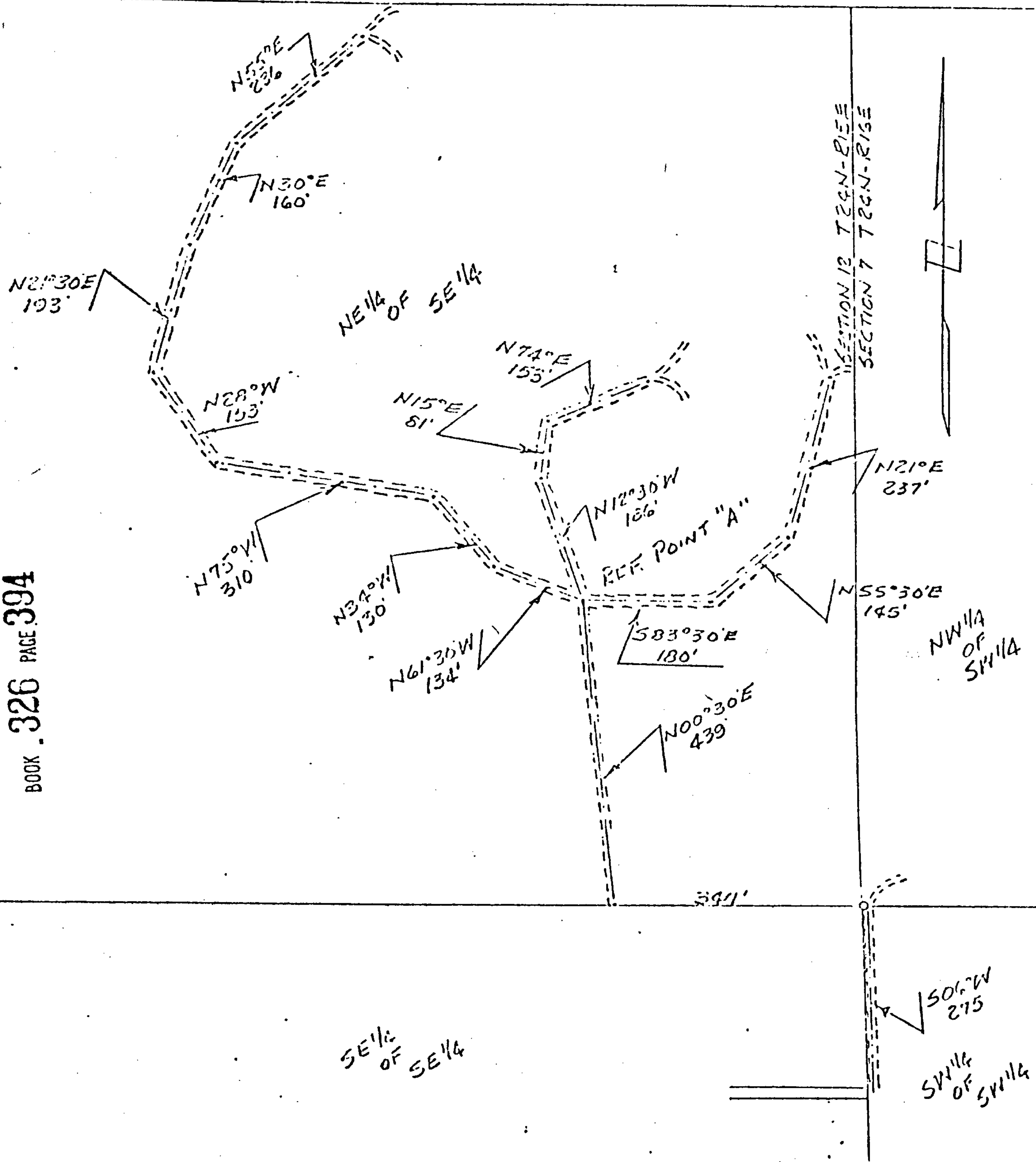


DR. H.D.C.	NO.	DATE	REVISION	ALABAMA POWER COMPANY	
YR.				SUBJECT SOUTH OKOMO BEACH SUBDIVISION	
CK.				DETAIL LAY LAKE ROADWAYS	
APP.				DATE 11-15-72	
SUPERSEDES			SCALE 1"=200'	CH. 1 OF 1 SHEETS	A-



3012 FEET .57 MILE  
A-

SHELBY COUNTY  
T24N - R15E & R16E



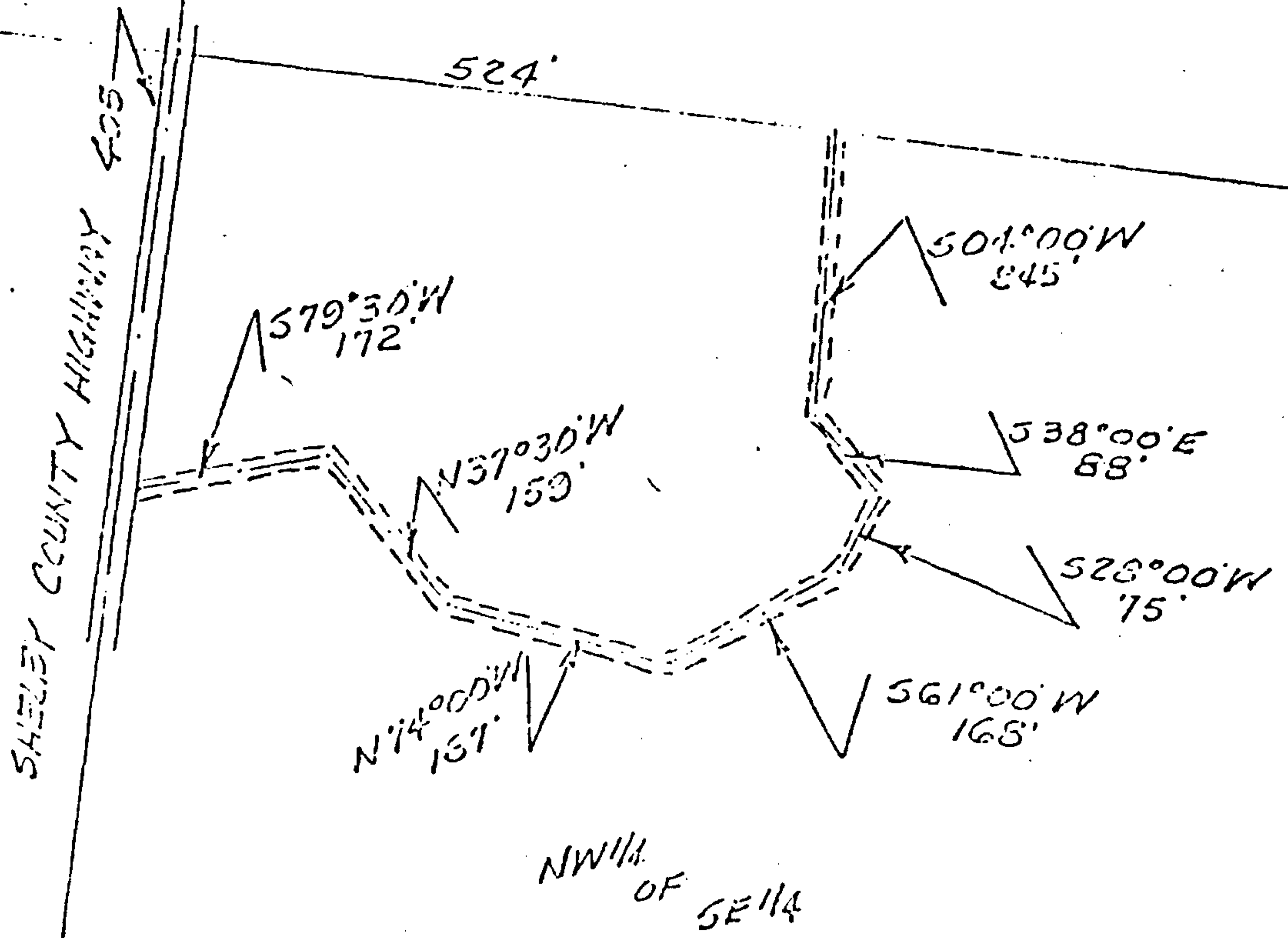
DR. <u>H.D.C</u>	NO.	DATE	REVISION	ALABAMA POWER COMPANY	
TR.				SUBJECT <u>SOUTH OKOMO ADDITION</u>	
CK.				DETAIL <u>LAY LAKE - ROADWAYS</u>	
APP.					
DATE <u>11-13-79</u>	SUPERSEDED		SCALE	SH. <u>1</u> OF <u>1</u> SHEETS	A-

EXHIBIT "A" SHEET # 8

1099 FEET  
.21 LINES A-

SHELBY COUNTY  
SECTION J T23N-R15E

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DR. H.D.C.	NO.	DATE	REVISION	ALABAMA POWER COMPANY	
TR.				SUBJECT SOUTH OKOMO BEACH SUBDIVISION	
CK.				DETAIL LAY LAKE - ROADWAYS	
APP.					
DATE 11-15-79	SUPERGEODEC			SCALE 1"=200'	CH. OF SHEETS A-

EXHIBIT "A" SHEET # 9

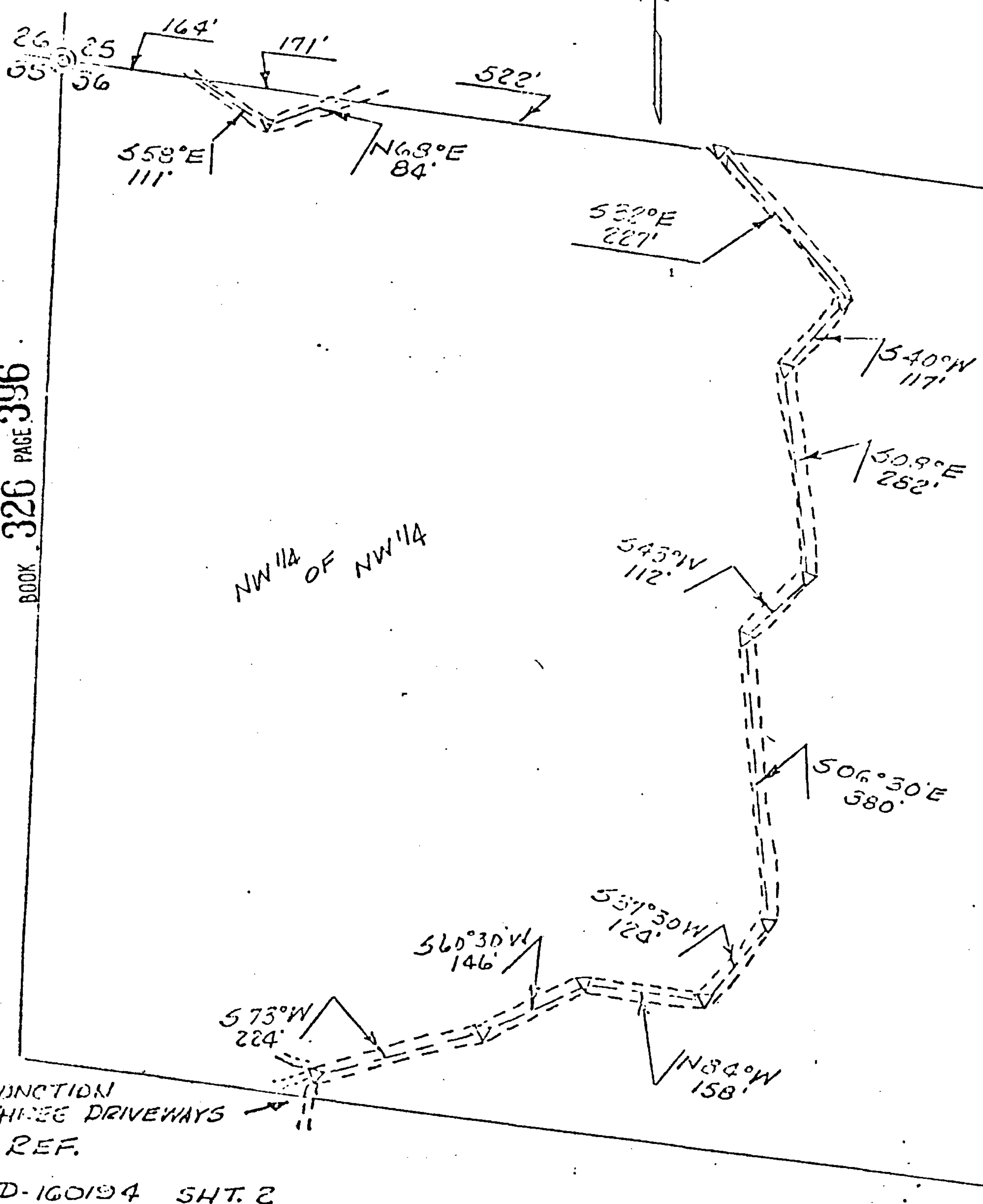


1965 F.G.T.

37 1-11 E

A-

SHELBY COUNTY  
T24N- R15E



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D-160194 SHT. 2

DR. <u>H.D.C.</u>	NO.	DATE	REVISION	ALABAMA POWER COMPANY
TR.				SUBJECT <u>WAXHATCHES LITTLE ISLAND BEACH</u>
CK.				DETAIL <u>LAY-OUT - ROADWAYS</u>
APP.				
DATE <u>11-6-73</u>	DUPERGEDES	SCALE <u>1" = 200'</u>	SH. <u>    </u> OF <u>    </u> SHEETS	A-

EXHIBIT "A" SHEET #10

Exhibit "B" Sheet 1

A right of way easement for public road purposes only, being 60 feet in width within which meanders an existing traveled roadway. The centerline of such 60 foot wide right of way easement is more particularly described as follows: Commence at the NE corner of SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , Section 23, Township 22 S - Range 1 E, and proceed west along the north line of said quarter-quarter section, which is the grantor's north property line, a distance of 700 feet, more or less, to the centerline of an existing traveled roadway; thence follow the meanderings of said traveled roadway S 35° 00' W - 231 feet; thence S 03° 30' E - 374 feet; thence S 12° 00' W - 170 feet; thence S 30° 00' E - 449 feet; thence S 77° 00' E - 324 feet; thence S 03° 00' W - 157 feet to a road junction to be known hereinafter as reference point "A"; thence proceed S 06° - 00' W - 331 feet to a road junction reference point "B"; thence S 52° - 00' W - 231 feet; thence S 67° 00' W - 179 feet; thence N 80° - 00' W - 274 feet; thence N 84° - 00' W - 250 feet to the junction of a driveway. Thence from reference point "B" proceed S 09° - 30' E - 335 feet; thence N 71° - 00' E - 92 feet; thence N 56° 00' E - 385 feet; thence N 50° - 30' E - 159 feet; thence N 48° - 00' W - 457 feet; thence N 87° - 30' W - 208 feet, more or less to a road junction known as reference point "A". Thence from reference point "A" proceed N 50° - 30' E - 375 feet; thence N 71° - 00' E - 337 feet; thence N 85° - 00' E - 285 feet; thence S 80° - 00' E - 388 feet; thence N 57° - 30' E - 726 feet; thence N 29° - 00' W - 163 feet; thence N 37° - 00' W - 77 feet to the junction of two driveways.

For survey of this right of way easement see exhibit "A" sheets 1 through 3.



Exhibit "B" Sheet 2

A right of way easement for public road purposes only, being 60 feet in width within which meanders an existing traveled roadway. The centerline of such 60 foot wide right of way easement is more particularly described as follows:

*with*  
A. Commence at the NW corner of SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , Section 23, Township 22 S - Range 1 E, and proceed east along the north line of said quarter-quarter section, which is the grantor's north property line, a distance of 341 feet, more or less, to the centerline of an existing traveled roadway; thence follow the meanderings of said traveled roadway S 42° 30' E - 297 feet; thence S 01° 30' E - 232 feet; thence S 23° 00' W - 195 feet; thence S 01° 00' E - 160 feet; thence S 23° 00' W - 114 feet; thence S 27° 00' E - 179 feet; thence S 68° 00' E - 128 feet; thence S 27° 00' E - 255 feet; thence S 01° 00' W - 320 feet; thence S 14° 00' E - 243 feet; thence S 01° 00' W - 597 feet; thence S 35° 00' W - 502 feet; thence S 45° 00' W - 425 feet; thence S 70° 00' W - 294 feet; thence S 60° 00' W - 219 feet; thence S 84° 00' W - 312 feet; thence S 71° 00' W - 322 feet; thence S 07° 00' W - 347 feet; thence S 80° 00' W - 191 feet; thence N 73° 00' W - 226 feet; thence S 65° 00' W - 662 feet to the west line of SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 6, Township 24 N - Range 16 E, which is the grantor's west property line.

Also:

B. Commence at the NE corner of NE $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 1, Township 24 N - Range 15 E, and proceed west along the north line of said quarter-quarter section, which is the grantor's north property line, a distance of 191 feet, more or less, to the centerline of a traveled roadway; thence follow the meanderings of said traveled roadway S 69° 00' W - 273 feet; thence N 77° 00' W - 297 feet to the junction of two driveways.

For survey of this right of way easement see Exhibit "A" sheets 4-7.

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Exhibit "B" Sheet 3

A right of way easement for public road purposes only, being 60 feet in width within which meanders an existing traveled roadway. The centerline of such 60 foot wide right of way easement is more particularly described as follows:

A. Commence at the NW corner of the SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , Section 7, Township 24 North, Range 16 East, and run east along the north line of said SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , a distance of 30' to the point of beginning. Thence South 06° West a distance of 275 feet.

Also:

*with*  
B. Commence at the SE corner of NE $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 12, Township 24 N - Range 15 E, and proceed west along the south line of said quarter-quarter section a distance of 347 feet, more or less, to the centerline of an existing traveled roadway, which is the point of beginning of the right of way easement herein described; thence proceed N 00° 30' E along a traveled roadway a distance of 439 feet, more or less, to the junction of four traveled roadways, hereinafter known as point "A" for reference; thence from said reference point "A" follow the meanderings of a traveled roadway N 61° 30' W - 134 feet; thence N 34° 00' W - 130 feet; thence N 75° W - 310 feet; thence N 28° W - 153 feet; thence N 21° 30' E - 193 feet; thence N 30° E 160 feet; thence N 55° E - 236 feet to the junction of a driveway or driveways; thence from said reference point "A" follow the meanderings of a traveled roadway N 12° 30' W - 186 feet; thence N 15° 00' E - 81 feet; thence N 74° 00' E - 153 feet to the junction of two driveways; thence from said reference point "A" follow the meanderings of a traveled roadway S 83° 30' E - 180 feet; thence N 55° 30' E - 145 feet; thence N 21° 00' E - 237 feet to the junction of two driveways.

For survey of this right of way easement see exhibit "A" sheet 8.

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Exhibit "B" Sheet 4

A right of way easement for public road purposes only, being 60 feet in width within which meanders an existing traveled roadway. The centerline of such 60 foot wide right of way easement is more particularly described as follows: Commence at the NW corner of NW $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 1, Township 24 N - Range 15 E, and proceed east along the north line of said quarter-quarter section, which is the grantor's property line, a distance of 524 feet, more or less, to the centerline of an existing traveled roadway; thence follow the meanderings of said traveled roadway S 04° 00' W - 245 feet; thence S 38° 00' E - 88 feet; thence S 28° 00' W - 75 feet; thence S 61° 00' W - 168 feet; thence N 74° 00' W - 187 feet; thence N 37° 30' W - 159 feet; thence S 79° 30' W - 172 feet to the centerline of Shelby County Highway No. 405.

For survey of this right of way easement see exhibit "A" sheet 9.

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Exhibit "B" Sheet 5

19800515000053710 Pg 18/18 .00  
Shelby Cnty Judge of Probate, AL  
05/15/1980 00:00:00 FILED/CERTIFIED

A right of way easement for public road purposes only, being 60 feet in width within which meanders an existing traveled roadway. The centerline of such 60 foot wide right of way easement is more particularly described as follows:

A. Commence at the NW corner of Section 36, Township 24 N - Range 15 E, and proceed east along the north line of said Section 36, which is the grantor's north property line, a distance of 164 feet, more or less, to the centerline of said existing traveled roadway; thence follow the meanderings of said traveled roadway S 58° 00' E 111 feet; thence N 68° 00' E 84 feet, more or less, to the north line of Section 36, Township 24 N - Range 15 E, which is the north property line of the grantor.

Also:

B. Commence at the NW corner of Section 36, Township 24 N - Range 15 E, and proceed east along the north line of Section 36, Township 24 N - Range 15 E, which is the grantor's north property line, a distance of 857 feet, more or less, to the centerline of a traveled roadway; thence follow the meanderings of said traveled roadway S 32° 00' E 227 feet; thence S 40° 00' W 117 feet; thence S 08° 00' E 282 feet; thence S 43° 00' W 112 feet; thence S 06° 30' E 380 feet; thence S 37° 30' W 124 feet; thence N 84° 00' W 158 feet, thence S 60° 30' W 146 feet; thence S 73° 00' W 224 feet, more or less, to the junction of three driveways.

For survey of this right of way easement see Exhibit "A" sheet 10.

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STATE OF ALA. SHELBY CO.  
I CERTIFY THIS  
DECLARATION WAS FILED

1980 MAY 15 AM 8:49

*Thomas P. Shaver, Jr.*  
JUDGE OF PROBATE