

0170-00-0194-000

STATE OF ALABAMA
COUNTY OF JEFFERSON

17353

696

KNOW ALL MEN BY THESE PRESENTS, That the undersigned

CROSS CREEK LTD.

for and in consideration of the sum of ONE & NO/100 Dollars (\$ 1.00) to IT in hand paid by Alabama Power Company, a corporation, and South Central Bell Telephone Company, a corporation, the receipt whereof is acknowledged, IT DOES hereby grant to said Alabama Power Company and South Central Bell Telephone Company, their successors and assigns, the right to construct, operate and maintain lines of poles and towers and appliances necessary in connection therewith, for the transmission of electric power and communication service, with the right to string thereon, from time to time electric power and communication wires and cables, together with the right to install, maintain and operate underground conduits, cables, or other facilities for the purpose of conducting communication wires underneath the surface of the ground and the right to permit other corporations and persons to attach wires and cables to said poles and towers and to install wires or cables within conduits upon, over, under and across the following described land situated in SHELBY County, Alabama:

All streets, avenues, alleys, public ways, public utility easements and/or said additional easements within

WILLOW CREEK, PHASE ONE

Subdivision, as recorded in Map Book 7, page 132, in the office of the Judge of Probate,

SHELBY County, Alabama.

Together with all the rights and privileges necessary or convenient for the full enjoyment or use thereof, including the right of ingress and egress to and from said lines; and including the right to install guys and anchors within twenty feet of afore-said poles on property immediately adjacent to said street, avenues, alleys, public ways, public utility easements and/or said additional easements; and to overhang with wires and crossarms, for a distance not to exceed five (5) feet, the property immediately adjacent to said streets, avenues, alleys, public ways, public utility easements, and/or said additional easements; and the right to cut, trim, and keep clear all trees and undergrowth within ten (10) feet of the above described lines and the right to cut danger timber within falling distance of said lines; and also the right to string wires across properties adjacent to said streets, avenues, alleys, public ways and easements.

In event said service wires strung across properties adjacent to said streets, avenues, alleys, public ways, and/or public utility easements interfere with future building development and/or improvement on said properties adjacent thereto, the Alabama Power Company and/or South Central Bell Telephone Company will relocate said service wires on the same properties without cost to the owner so as not to interfere with said development and/or improvement, and the right to so relocate said service wires on said properties is hereby granted.

In the event it becomes necessary, in the opinion of Grantees herein, to install service poles on the property lines between adjacent lots within said subdivision for the purpose of providing electric and telephone service to such lots, the right to install such poles and appliances is hereby granted.

TO HAVE AND TO HOLD the same to the said Companies, their successors and assigns forever.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, this the 18 day of Nov, 19 80.

WITNESS:

CROSS CREEK LTD.

by William H. Hargrave (Seal)
General Partner (Seal)

IN WITNESS WHEREOF, the said _____ has caused this instrument to be executed in its name by _____ as its President and attested by _____, its Secretary, and its corporate seal to be affixed, on the _____ day of _____, 19 _____.

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

ATTEST:

By R. C. Coggin
Secretary

By:

Its President

John F. Powell, Jr. APCO

STATE OF ALABAMA
County of JEFFERSON

I, DAVID R. GRESHAM, a Notary Public, in and for said County in said State, hereby certify that HATTON SANDERS, GENERAL PARTNER OF CROSS CREEK, LTD. whose name 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 executed the same voluntarily, on the day the same bears date.

Given under my hand and official seal, this the 18 day of Nov., 1980

David R. Gresham
Notary Public

STATE OF ALABAMA
COUNTY OF _____

I, _____, a Notary Public, in and for said County in said State, hereby certify that _____, whose name as President of _____

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 _____ day of _____, 19____

Notary Public

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED
1980 DEC 17 AM 11:20

Rec'd Tax 50
Rec. 300
Ind. 100
450

James A. Harrison, Jr.
JUDGE OF PROBATE

LINE

Parcel No. 12-00000000

THE STATE OF ALABAMA

County _____

UTILITY EASEMENT — SUBDIVISION

FROM

TO

ALABAMA POWER COMPANY

THE STATE OF ALABAMA, } ss.
County _____

I hereby certify that the within instrument was filed in my office for record on the

_____ day of _____

19____, at _____ o'clock _____ M., and

duly recorded in Deed Book _____

Page _____ and examined.

Judge of Probate of said County

330 PAGE 242