

2687

474977

STATE OF ALABAMA

COUNTY OF Shelby

1700-00-001 39-5-00

KNOW ALL MEN BY THESE PRESENTS, That the undersigned Shelby Development Partnership

for and in consideration of the sum of \_\_\_\_\_ 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, do 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 Skyline Estates - 3rd Sector

Subdivision, as recorded in Map Book 9 page 99, 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 aforesaid poles on property immediately adjacent to said streets, 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, both on the areas described above and on lots adjacent thereto, all trees and undergrowth within ten (10) feet of the above described lines and electric facilities, as well as the right to cut danger timber within falling distance of said lines and facilities; 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, \_\_\_\_\_ have hereunto set \_\_\_\_\_ hand \_\_\_\_\_ and seal \_\_\_\_\_, this the \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_

WITNESS:

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

By R. P. Coggins

GRANTEE'S ADDRESS  
ALABAMA POWER CO.  
P. O. BOX 2641  
BIRMINGHAM, AL 35201  
ATT: CORP. REAL ESTATE

(Seal)

(Seal)

IN WITNESS WHEREOF, the said Shelby Development Partnership  
has caused this instrument to be executed in its name by Kenneth B Weygand, General Partner  
Attest, on the 28th day of August, 19 85

Shelby Development Partnership

By: Kenneth B Weygand  
Its President

ATTEST:

Secretary

STATE OF \_\_\_\_\_  
County of \_\_\_\_\_

I, \_\_\_\_\_, a Notary Public, in and for said County in said State,  
hereby certify that \_\_\_\_\_ whose name  
\_\_\_\_\_ signed to the foregoing instrument and who  
known to me, acknowledged before me on this day that being informed of the contents of the instrument  
executed the same voluntarily, on the day the same bears date.

Given under my hand and official seal, this the \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_

RECORDING FEES

Notary Public

Mortgage Tax \$ \_\_\_\_\_  
Deed Tax 1.50  
Mineral Tax \_\_\_\_\_  
Recording Fee 5.00  
Index Fee 1.00  
TOTAL \$6.50

STATE OF ALABAMA  
COUNTY OF JEFFERSON

I, Don D. Bailey, a Notary Public, in and for said County in said State, hereby certify  
that Kenneth B. Weyband, whose name as General Partner  
Shelby Development Partnership

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 on the act of said  
corporation.

Given under my hand and official seal, this the 28<sup>th</sup> day of August, 19 85

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

1985 OCT 23 PM 2:23

Notary Public



Form 5-260

LINE \_\_\_\_\_  
Parcel No. 424977  
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