

876
TL-Right of Way Permit

STATE OF ALABAMA)
COUNTY OF SHELBY)

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

By ROBERT BAAS

REMOVING ADDRESS
ALABAMA POWER CO.
P. O. BOX 2807
BIRMINGHAM, AL 35201
ATT: CORP. REAL ESTATE

T./
Mrs. G. L. Cleveland, Miss Carrie Head, Miss Sarah Head, and Melford O.
Cleveland

for and in consideration of the sum of one dollar and other good and
valuable consideration Dollars (\$ 1.00) to them in hand paid
by Alabama Power Company, a corporation, the receipt whereof is acknowl-
edged, 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,~~ *moe* conduits, conductors,
cables, insulators, ~~anchors, guy wires,~~ *moe* counterpoise conductors, and all
other appliances necessary or convenient in connection therewith from time
to time over, under and across a strip of land 50 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 which it is hereinafter
described as being a part, 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 undergrowth and all
other obstructions under, on or above said strip and the right to cut such
timber outside of said strip which in falling would come within five feet
of any conductor 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
install grounding devices on grantors' fences now or hereafter located on
such strip and on fences or other structures of grantors now or hereafter
located adjacent to such strip, and the right to prevent 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~~ *moe*
~~such strip at a location which does not endanger or interfere with works~~ *moe*
~~that have been or may at some future date be constructed on such strip,~~ *moe*
said strip and the lands of which the same is a part being described as
follows:

A strip of land 50 feet in width which lies within the
Northwest Quarter of the Southeast Quarter (NW 1/4 of SE
1/4) of Section 18, Township 24 North, Range 12 East,
Shelby County, Alabama, such strip being more parti-
cularly described as follows:

BOOK 167 PAGE 439
To reach the point of beginning, commence at the North-
west corner of Section 18, Township 24 North, Range 12
East; thence run East along the North boundary line of
such Section 18 a distance of 247.6 feet to a point;
thence turn an angle to the right of 48 degrees 54
minutes 12 seconds and run South 42 degrees 02 minutes
24 seconds East a distance of 3644.0 feet to a point;
thence turn an angle to the left of 46 degrees 01 minute
00 seconds and run South 88 degrees 03 minutes 24
seconds East a distance of 40 feet, more or less, to a
point on the West boundary line of the Grantor's prop-
erty, such point being the point of beginning of the
right of way herein described; therefrom, the strip lies
25 feet on each side of a center line and the continu-
ations thereof which begins at such point of beginning
and runs South 88 degrees 03 minutes 24 seconds East a
distance of 60 feet, more or less, to a point on the
East boundary line of the Grantor's property, such point
being the point of ending of the right of way herein
described.

Grantee, Alabama Power Company is advised and informed by and through its agents, that
the property of the grantors herein over which this easement of the said company runs
is a roadway which permits the grantors to ingress and egress their other property,
traveling to and from State Highway No. 25. Accordingly, as part of the consideration
herein, the said Alabama Power Company agrees and promises not to erect any towers,
poles, guy wires or other structures on or near the said roadway which will interfere
with its use as a roadway by the grantors herein or their heirs, successors and assigns.

The purpose of this restriction is to assure that the roadway character of this property of the grantors is not destroyed or limited by the granting of this easement.

The grantors covenant with the said Company, that they are lawfully seized in fee of the above described land; that it is free from all encumbrance; that they have a good right to convey the same to the Company, and that they will warrant and defend the said land to the said Company forever.

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 inconsistent with the rights which the grantee may from time to time exercise hereunder.

IN WITNESS WHEREOF, We have hereunto set our hands and seals, this the 9th day of November 1987.

WITNESS:

_____	<u>Mr & L. Clonbuck</u> (SEAL)
_____	<u>Carrie J. Head</u> (SEAL)
_____	<u>Edward Head</u> (SEAL)
_____	<u>Melford A. Clonbuck</u> (SEAL)
_____	_____ (SEAL)
_____	_____ (SEAL)

BOOK 167 PAGE 440

TL-Right of Way Permit

STATE OF ALABAMA)

COUNTY OF SHELBY)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Mrs. G. L. Cleveland, Carrie T. Head, Sarah Head and Melford O. Cleveland, 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 13th day of November, 1987.

Loraine Reader

MY COMMISSION EXPIRES DEC. 13, 1989

BOOK 167 PAGE 441

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

88 JAN 14 AM 9:01

Thomas A. Snowden, Jr.
JUDGE OF PROBATE

1. Deed Tax	\$ 1.50
2. Mtg. Tax	_____
3. Recording Fee	7.50
4. Indexing Fee	1.00
TOTAL	9.00