

PETITION OF ALABAMA POWER COMPANY AND SOUTHERN ELECTRIC GENERATING COMPANY TO THE COUNTY COMMISSION OF SHELBY COUNTY, ALABAMA, FOR DESIGNATION OF LAND LOCATED IN SHELBY COUNTY, ALABAMA, AS AN INDUSTRIAL PARK (PURSUANT TO THE PROVISIONS OF ACT NO. 604, ADOPTED BY THE LEGISLATURE OF THE STATE OF ALABAMA, ON MAY 1, 1978), AND TO BE NAMED ALABAMA POWER COMPANY'S GASTON STEAM PLANT INDUSTRIAL PARK B

1. Alabama Power Company and Southern Electric Generating Company request the County Commission of Shelby County to designate as an Industrial Park (as provided for in Act No. 604, adopted by the Legislature of the State of Alabama on May 1, 1978) the compact and contiguous tract of land which is described in narrative fashion on Exhibit A hereto, and which is shown on the map attached as Exhibit B, such tract being more than ten acres in total size, located wholly within Shelby County, outside the boundaries of any municipality, owned 100 percent in interest based on assessed value for ad valorem tax purposes by Alabama Power Company and Southern Electric Generating Company, and which is used exclusively for industrial purposes or which is primarily suited for industrial development.

2. Alabama Power Company and Southern Electric Generating Company request that the Commission, prior to rendering the above-requested designation, hold a public hearing on this Petition, after first giving notice of the purpose, time and place of the public hearing by one publication in a newspaper of general circulation throughout Shelby County not less than ten days prior to the date set for the hearing.

3. The below-identified representatives of Alabama Power Company and Southern Electric Generating Company hereby certify that all of the above factual allegations are true and correct, and hereby consent on behalf of Alabama Power Company and Southern Electric Generating Company to such designation.

This the 26th day of March, 1990.

ATTEST:

Art P. Seath
Its Secretary

ATTEST:

Art P. Seath
Its Secretary

CONSENTING LANDOWNERS:
ALABAMA POWER COMPANY

By Paul M. Seath
Its Executive Vice President

SOUTHERN ELECTRIC GENERATING
COMPANY

By Paul M. Seath
Its Vice President

Harold Williams
P.O. Box 306

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public in and for said State at large, hereby certify that Bill M. Guthrie, whose name as Executive Vice President of Alabama Power Company, a corporation, is signed to the foregoing Petition, and who is known to me, acknowledged before me on this day that, being informed of the contents of the Petition, 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 26th day of March, 1990.

Shirley A. Thomas
Notary Public

My Commission Expires: 8-15-93

BOOK 288 PAGE 811

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public in and for said State at large, hereby certify that Bill M. Guthrie, whose name as Vice President of Southern Electric Generating Company, a corporation, is signed to the foregoing Petition, and who is known to me, acknowledged before me on this day that, being informed of the contents of the Petition, 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 26th day of March, 1990.

Shirley A. Thomas
Notary Public

My Commission Expires: 8-15-93

EXHIBIT A

TO PETITION FOR DESIGNATION OF
ALABAMA POWER COMPANY'S
GASTON STEAM PLANT
INDUSTRIAL PARK B

A parcel of land being a part of Sections 31, 32 and 33, Township 20 South, Range 2 East, and Sections 5 and 6, Township 21 South, Range 2 East, Shelby County, Alabama being more particularly described as follows:

Begin at a point on the south boundary of the Southern Railroad right of way in Section 33, Township 20 South, Range 2 East, said point having coordinates of North 999876.26 East 313149.35, thence run westerly and southwesterly along the southerly and easterly boundary of said railroad right of way a distance of 8,302.00 feet to a point on the easterly boundary of Wilsonville City Limits, said point having coordinates of North 997216.74 East 305973.21; thence run along an arc of a curve to the right having a radius of 5280 feet a distance of 4,493.02 feet to a point on the westerly boundary of the Coosa River, such point having coordinates of North 992862.53 East 305775.77; thence run northeasterly, easterly and southeasterly along the westerly and northerly boundary of the Coosa River a distance of 11,138.00 feet to a point having coordinates of North 998203.18 East 313110.30; thence run north 01 degrees 19 minutes 59 seconds east a distance of 1,673.53 feet to the point of beginning.

ALABAMA POWER COMPANY'S
E. C. GASTON STEAM PLANT
INDUSTRIAL PARK B

CERTIFICATE OF DESIGNATION

The undersigned, Thomas A. Snowden, Chairman of the Shelby County Commission, hereby certifies that the abovesubscribed tract of land was designated on April 23, 1970 as an Industrial Park by the Shelby County Commission under the provisions of Act No. 604 adopted by the Legislature of the State of Alabama on May 1, 1970.

This the 23 day of April, 1970.

Thomas A. Snowden, Jr.
Thomas A. Snowden, Chairman
Shelby County Commission

BOOK 288 PAGE 813

TABLE OF BEARINGS AND DISTANCES
OF A.P.CO. INDUSTRIAL PARK
PARK A

LINE NO.	BEARING (DMS)	DISTANCE (FT)
1	N 88 41 23 W	1324.95
2	N 01 10 03 E	316.04
3	S 40 33 48 W	2087.29
4	S 01 09 44 W	439.33
6	SEE NOTE 5	8032.00
7	N 84 56 00 W	1072.43
8	N 01 24 03 E	663.90
9	N 88 45 43 W	1300.00
10	SEE NOTE 1	4302.00
11	S 00 24 27 W	1318.00
12	N 88 41 22 W	819.85
13	S 65 29 57 W	2376.47
14	S 02 01 37 W	1612.60
15	N 88 46 58 W	988.12

TABLE OF ARC LENGTH AND RADIUS
OF A.P.CO. INDUSTRIAL PARK
PARK A

LINE NO.	ARC LENGTH	DIRECTION	RADIUS
5	3181.88	RIGHT	5280

TABLE OF BEARINGS AND DISTANCES
OF A.P.CO. INDUSTRIAL PARK
PARK B

LINE NO.	BEARING (DMS)	DISTANCE (FT)
16	SEE NOTE 5	8302.00
18	SEE NOTE 1	11139.00
19	N 01 19 59 E	1673.53

TABLE OF ARC LENGTH AND RADIUS
OF A.P.CO. INDUSTRIAL PARK
PARK B

LINE NO.	ARC LENGTH	DIRECTION	RADIUS
17	4493.02	RIGHT	5280

State of Alabama
Shelby County

I, the undersigned, Howard M. Barnes, for Alabama Power Company as a Registered Professional Land Surveyor, hereby certify that this map was made based in part upon a true and correct survey performed by employees of Alabama Power Company, and in part from previous maps as noted and is a true and accurate depiction of the lands which Alabama Power Company requests the County Commission of Shelby County, Alabama to designate as an Industrial Park under the provisions of Act No. 604 adopted by the Legislature of the State of Alabama on May 1, 1970.

Alabama Power Company
by

Howard M. Barnes
Howard M. Barnes

Supervisor-Construction Survey
Survey and Mapping
Registered Professional Land Surveyor
Alabama Register No. 3516

N 1006000 E 302000

N 1003000

N 1000000

N 997000

N 994000

N 991000

E 302000

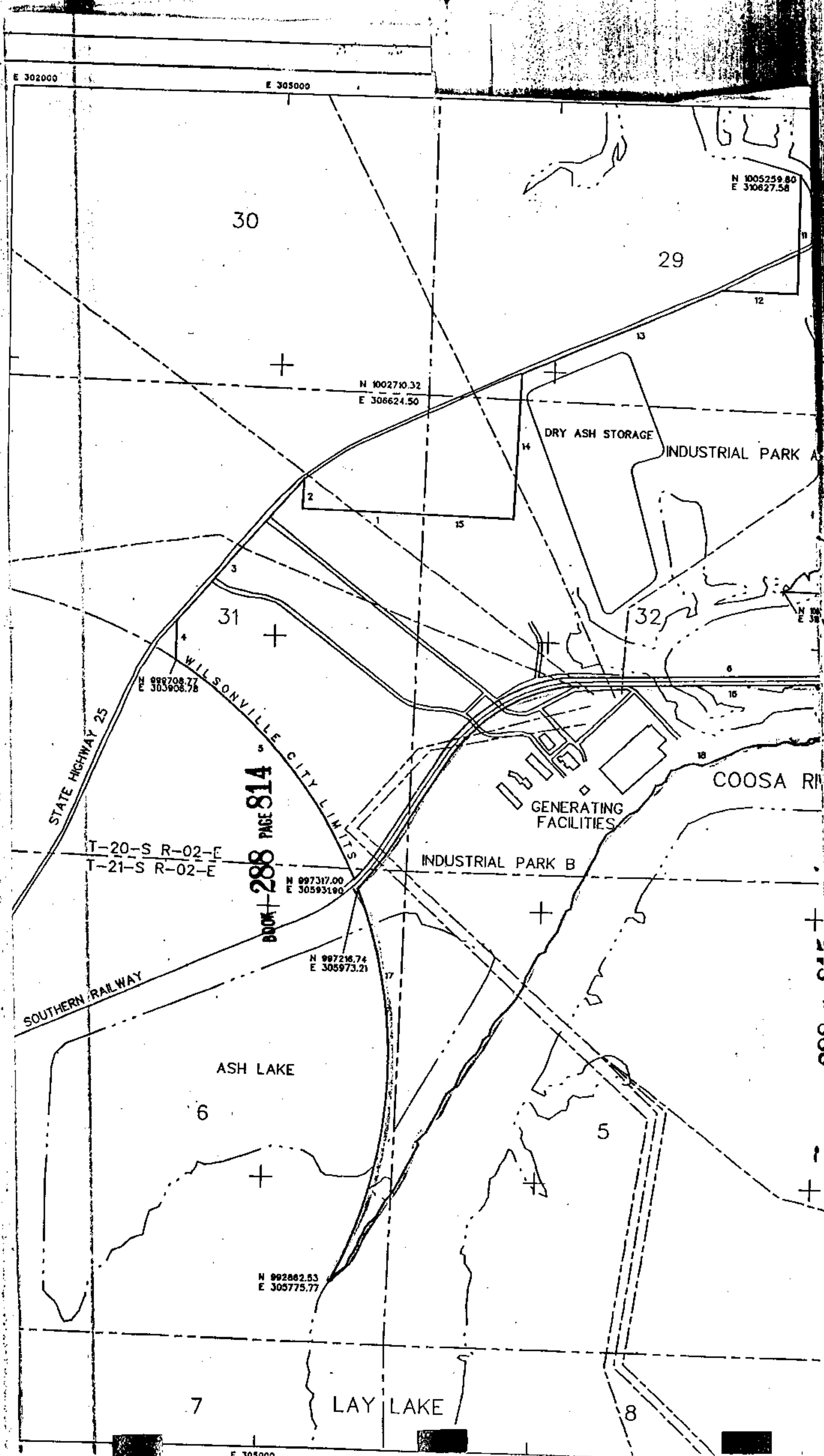
STATE HIGHWAY 25

SOUTHERN RAILWAY

N 999708.77
E 303906.78

T-20-S R-02-E
T-21-S R-02-E

WILSON



E 302000

E 305000

N 1005259.80
E 310627.58

30

29

12

N 1002710.32
E 308624.50

DRY ASH STORAGE

INDUSTRIAL PARK A

31

32

N 998708.77
E 305908.78

STATE HIGHWAY 25

T-20-S R-02-E
T-21-S R-02-E

BOOK 288 PAGE 814

N 997317.00
E 305931.90

INDUSTRIAL PARK B

GENERATING FACILITIES

COOSA RIVER

SOUTHERN RAILWAY

N 997216.74
E 305973.21

ASH LAKE

6

5

N 992882.53
E 305775.77

7

LAY LAKE

8

E 305000

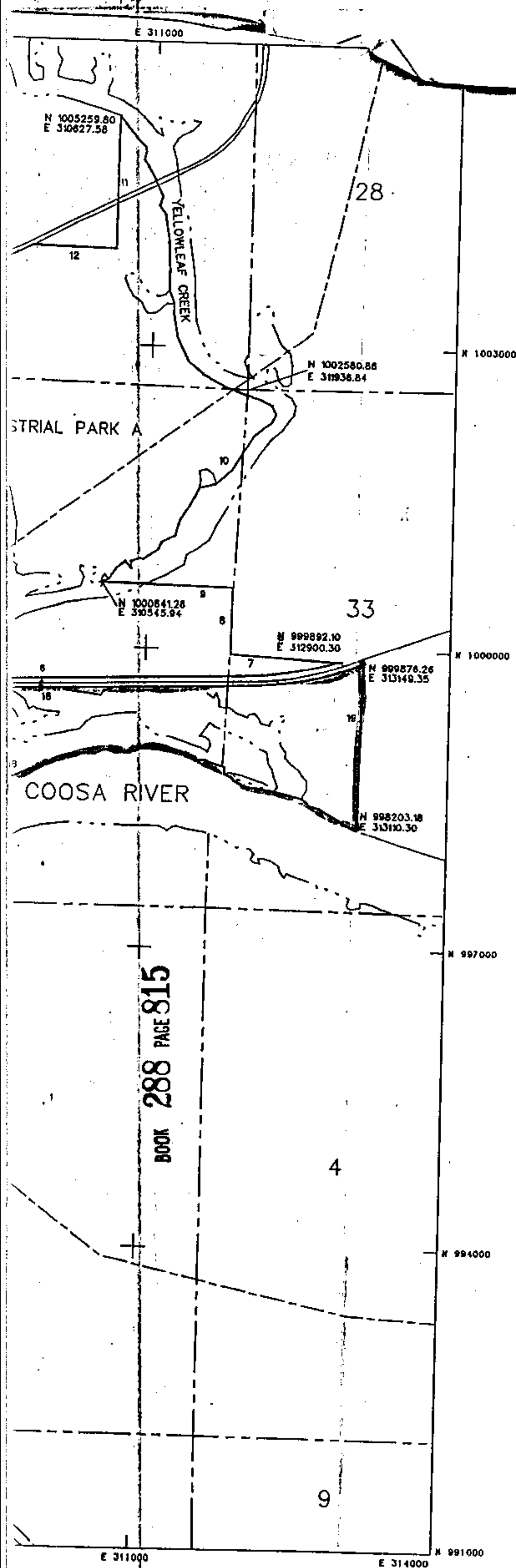
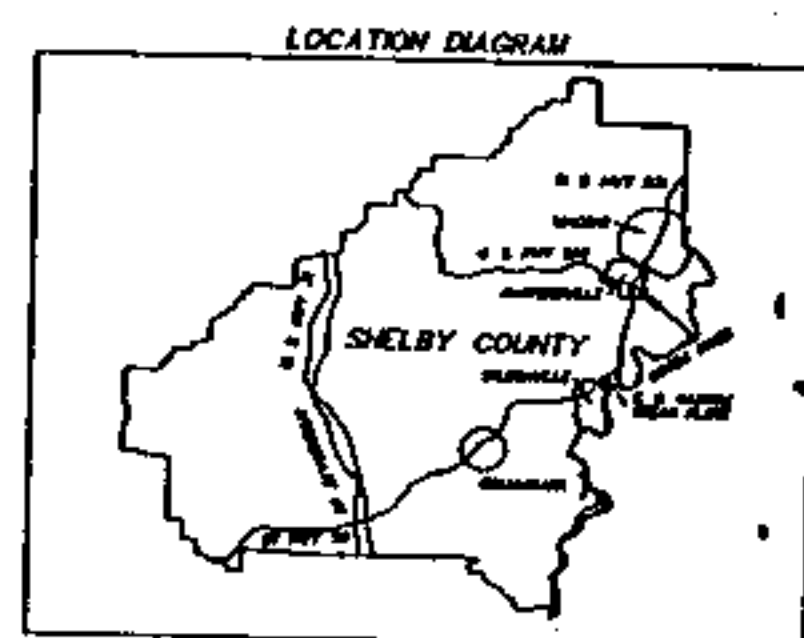


EXHIBIT B
TO PETITION FOR DESIGNATION
OF ALABAMA POWER COMPANY'S
GASTON STEAM PLANT
INDUSTRIAL PARK B



LEGEND

—	INDUSTRIAL PARK BOUNDARY
- - -	SECTION LINES
— · — ·	WATER BOUNDARY
— + — +	RAILROAD TRACKS
- - - - -	TRANSMISSION LINES

- NOTES:
- 1) ALL WATER BOUNDARIES WERE DIGITIZED FROM USGS 7.5 MINUTE QUAD SHEETS LABELED WILSONVILLE AND HARPERSVILLE.
 - 2) SECTION AND TRANSMISSION LINES WERE DIGITIZED FROM THE QUAD SHEETS LISTED IN NOTE 1.
 - 3) PLANIMETRIC FEATURES FOR THE GENERATING FACILITIES WERE DIGITIZED FROM THE WILSONVILLE QUAD SHEET.
 - 4) THE CITY LIMITS OF WILSONVILLE WERE OBTAINED FROM APCO DRAWING E-140223.
 - 5) RIGHT OF WAY FOR RAILROAD OBTAINED FROM SOUTHERN RAILWAY COMPANY.
 - 6) TOTAL ACREAGE IN THE INDUSTRIAL PARK
PARK A 593.94 ACRES
PARK B 286.16 ACRES
TOTAL 880.10 ACRES



PRODUCED BY: ALABAMA POWER COMPANY
CONSTRUCTION DEPARTMENT
SURVEY AND MAPPING

ALABAMA POWER COMPANY

JOB A.P.CO. GASTON STEAM PLANT
DETAIL INDUSTRIAL PARKS A & B

NOTICE OF PUBLIC HEARING OF PETITION OF ALABAMA POWER COMPANY AND SOUTHERN ELECTRIC GENERATING COMPANY FOR DESIGNATION OF CERTAIN LANDS LOCATED IN SHELBY COUNTY, ALABAMA, AS AN INDUSTRIAL PARK (PURSUANT TO THE PROVISIONS OF ACT NO. 604 ADOPTED BY THE LEGISLATURE OF THE STATE OF ALABAMA ON MAY 1, 1978), AND TO BE NAMED ALABAMA POWER COMPANY'S GASTON STEAM PLANT, INDUSTRIAL PARK B

Notice is hereby given that a public hearing on the above-described Petition will be held in the auditorium on the second floor of the Shelby County Courthouse, at Columbiana, Alabama, at 6:00 o'clock, p. m., on the 23rd day of April, 1990. The description of the tract of land which is requested to be designated as an Industrial Park is described in Exhibit A hereto.

This the 26th day of March, 1990.

ATTEST:

SHELBY COUNTY COMMISSION

By:

Myra B. Marco
Clerk of the Shelby County
Commission

By:

Thomas A. Snowden, Jr.
Thomas A. Snowden, Jr.
Chairman

(Please affix County Seal)



EXHIBIT_A

TO PETITION FOR DESIGNATION OF
ALABAMA POWER COMPANY'S
GASTON STEAK PLANT
INDUSTRIAL PARK B

A parcel of land being a part of Sections 31, 32 and 33, Township 20 South, Range 2 East, and Sections 5 and 6, Township 21 South, Range 2 East, Shelby County, Alabama being more particularly described as follows:

Begin at a point on the south boundary of the Southern Railroad right of way in Section 33, Township 20 South, Range 2 East, said point having coordinates of North 999876.26 East 313149.35, thence run westerly and southwesterly along the southerly and easterly boundary of said railroad right of way a distance of 8,302.00 feet to a point on the easterly boundary of Wilsonville City Limits, said point having coordinates of North 997216.74 East 305973.21; thence run along an arc of a curve to the right having a radius of 5280 feet a distance of 4,493.02 feet to a point on the westerly boundary of the Coosa River, such point having coordinates of North 992862.53 East 305775.77; thence run northeasterly, easterly and southeasterly along the westerly and northerly boundary of the Coosa River a distance of 11,138.00 feet to a point having coordinates of North 998203.18 East 313110.30; thence run north 01 degrees 19 minutes 59 seconds east a distance of 1,673.53 feet to the point of beginning.

BOOK 288 PAGE 817

RESOLUTION OF THE COUNTY COMMISSION OF SHELBY COUNTY, ALABAMA, ON PETITION OF ALABAMA POWER COMPANY AND SOUTHERN ELECTRIC GENERATING COMPANY FOR DESIGNATION OF LANDS LOCATED IN SHELBY COUNTY, ALABAMA, AS AN INDUSTRIAL PARK (PURSUANT TO THE PROVISIONS OF ACT NO. 604, ADOPTED BY THE LEGISLATURE OF THE STATE OF ALABAMA ON MAY 1, 1978), AND TO BE NAMED ALABAMA POWER COMPANY'S GASTON STEAM PLANT INDUSTRIAL PARK B

WHEREAS, Alabama Power Company and Southern Electric Generating Company did request on March 26, 1990, that the lands described on Exhibit A hereto be designated as an Industrial Park, under the provisions of the above act; and

WHEREAS, the map accompanying the Petition shows the lands which the Petitioner requests to be designated as an Industrial Park; and

WHEREAS, the County Commission finds the factual averments set out in the Petition of Alabama Power Company and Southern Electric Generating Company to be true and correct; and

WHEREAS, the Shelby County Commission did give more than ten days notice of the purpose, time and place of a public hearing to be held on such Petition by publication (a) three times in The Shelby County Reporter, a newspaper of general circulation throughout Shelby County, Alabama, such publications occurring in the editions of April 4, April 11 and April 18, 1990, a certified copy of such publications being attached hereto; and (b) two times in The Birmingham News, such publications occurring in the editions of April 11 and April 18, 1990, a certified copy of such publications being attached hereto.

WHEREAS, the County Commission of Shelby County did at 6:00 o'clock p.m. on April 23, 1990, hold a public hearing on such Petition, at which time the Commission heard all persons who appeared and desired to speak for or against the granting of such Petition.

NOW, THEREFORE, be it resolved by the Shelby County Commission that such Petition of Alabama Power Company and Southern Electric Generating Company be granted, and that the above-described land be designated as an Industrial Park pursuant to the provisions of said Act No. 604, with all the legal effect attaching thereto as described in such Act.

This the 23rd day of April, 1990.

ATTEST:

By *Myra B. DeMarco*
Clerk of the Shelby County
Commission

SHELBY COUNTY COMMISSION

By *Thomas A. Snowden, Jr.*
Thomas A. Snowden, Jr.
Chairman

By _____
Ken Wilson, Commissioner

By _____
Steve Chambers, Commissioner

By *Howard Foster*
Howard Foster, Commissioner

By *W. Paul Yeager*
Paul Yeager, Commissioner

FORM 288 APR 819

EXHIBIT A

TO PETITION FOR DESIGNATION OF
ALABAMA POWER COMPANY'S
GASTON STEAM PLANT
INDUSTRIAL PARK B

A parcel of land being a part of Sections 31, 32 and 33, Township 20 South, Range 2 East, and Sections 5 and 6, Township 21 South, Range 2 East, Shelby County, Alabama being more particularly described as follows:

Begin at a point on the south boundary of the Southern Railroad right of way in Section 33, Township 20 South, Range 2 East, said point having coordinates of North 999876.26 East 313149.35, thence run westerly and southwesterly along the southerly and easterly boundary of said railroad right of way a distance of 8,302.00 feet to a point on the easterly boundary of Wilsonville City Limits, said point having coordinates of North 997216.74 East 305973.21; thence run along an arc of a curve to the right having a radius of 5200 feet a distance of 4,493.02 feet to a point on the westerly boundary of the Coosa River, such point having coordinates of North 992862.53 East 305775.77; thence run northeasterly, easterly and southeasterly along the westerly and northerly boundary of the Coosa River a distance of 11,138.00 feet to a point having coordinates of North 998203.18 East 313110.30; thence run north 01 degrees 19 minutes 59 seconds east a distance of 1,673.53 feet to the point of beginning.

CERTIFICATE OF DESIGNATION

The undersigned, Thomas A. Snowden, Jr., Chairman of the Shelby County Commission, hereby certifies that the tract of land described above was designated on April 23, 1990 as an Industrial Park by the Shelby County Commission under the provisions of Act No. 604 adopted by the Legislature of the State of Alabama on May 1, 1978.

This 23rd day of April, 1990.


Thomas A. Snowden, Jr.
Chairman
Shelby County Commission

BOOK 288 PAGE 820

EXHIBIT B
TO ORDER OF SHELBY COUNTY COMMISSION
FOR ATTACHMENT OF PUBLICATION CERTIFICATION

STATE OF ALABAMA
SHELBY COUNTY

Personally appeared before me, Judge of Probate, in and for said county, Arthur E. Segers, who being duly sworn according to law deposes and says that he is Publisher of the SHELBY COUNTY REPORTER, a newspaper published in said county, and that publication of a certain notice, a true copy of which is hereto affixed, has been made in said newspaperweeks consecutively, to-wit in issues thereof dated as follows:

April 4, 11 and 18, 1990

Arthur E. Segers

.....Publisher

Subscribed and sworn before me this 18 day of April, 1990

.....THOMAS A. SNOWDEN, JR. Judge of Probate

Printers Fee \$141.71

LEGAL NOTICE
NOTICE OF PUBLIC HEARING OF
PETITION OF ALABAMA POWER
COMPANY AND SOUTHERN
ELECTRIC GENERATING
COMPANY FOR DESIGNATION
OF CERTAIN LANDS LOCATED IN
SHELBY COUNTY, ALABAMA, AS
AN INDUSTRIAL PARK
(PURSUANT TO THE PROVISIONS
OF ACT NO. 804 ADOPTED BY THE
LEGISLATURE OF THE STATE OF
ALABAMA ON MAY 1, 1978), AND
TO BE NAMED ALABAMA POWER
COMPANY'S GASTON STEAM
PLANT, INDUSTRIAL PARK B

Notice is hereby given that a public
hearing on the above-described Petition will be held in the auditorium on the second floor of the Shelby County Courthouse, at Columbiana, Alabama, at 6:00 o'clock, p.m., on the 23rd day of April, 1990. The description of the tract of land which is requested to be designated as an Industrial Park is described in Exhibit A hereto.

EXHIBIT A
TO PETITION FOR DESIGNATION
OF
ALABAMA POWER COMPANY'S
GASTON STEAM PLANT
INDUSTRIAL PARK B

A parcel of land being a part of Sections 31, 32 and 33, Township 20 South, Range 2 East, and Sections 5 and 6, Township 21 South, Range 2 East, Shelby County, Alabama being more particularly described as follows:

Begin at a point on the south boundary of the Southern Railroad right of way in Section 33, Township 20 South, Range 2 East, said point having coordinates of North 999878.26 East 313149.35, thence run westerly and southwesterly along the southerly and easterly boundary of said railroad right of way a distance of 8,302.00 feet to a point on the easterly boundary of Wilsonville City Limits, said point having coordinates of North 987216.74 East 305973.21; thence run along an arc of a curve to the right having a radius of 5280 feet a distance of 4,493.02 feet to a point on the westerly boundary of the Coosa River, such point having coordinates of North 992862.53 East 305775.77; thence run northeasterly, easterly and southeasterly along the westerly and northerly boundary of the Coosa River a distance of 11,138.00 feet to a point having coordinates of North 998203.18 East 313110.30; thence run north 01 degrees 19 minutes 59 seconds east a distance of 1,673.53 feet to the point of beginning.

This the 28th day of March, 1990.
ATTEST:
SHELBY COUNTY COMMISSION

By: Myra B. DeMarco
Clerk of the Shelby County
Commission

By: Thomas A. Snowden, Jr.
Thomas A. Snowden, Jr.
Chairman

Mar. 28, Apr. 4, 11, 18, 1990 98171

BOOK 288 PAGE 821

EXHIBIT B
TO ORDER OF SHELBY COUNTY COMMISSION
FOR ATTACHMENT OF PUBLICATION CERTIFICATION

BO 132

AFFIDAVIT OF PUBLICATION

THE BIRMINGHAM NEWS COMPANY
PUBLISHERS OF

The Birmingham News

AGENTS FOR

Birmingham Post-Herald

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

90 APR 26 PM 2:57

NOTARY PUBLIC

PASTE CLIPPING HERE

NOTICE OF PUBLIC HEARING
IN RE: PETITION OF ALA.

ALABAMA POWER COMPANY
AND SOUTHERN RAILROAD
FOR DESIGNATION OF CERTAIN
LANDS LOCATED IN SHELBY COUNTY, ALA.
AS AN INDUSTRIAL PARK (PURSUANT TO THE
PROVISIONS OF ACT NO. 100
ADOPTED BY THE LEGISLATURE OF
ALABAMA ON MAY 1, 1978)
AND TO BE NAMED ALA.
BAMA POWER COMPANY'S
GASTON STEAM PLANT
INDUSTRIAL PARK B.

Notice is hereby given that a
public hearing on the above
described Petition will be held in
the auditorium on the second
floor of the Shelby County Court
house, at Columbiana, Alabama,
at 8:00 o'clock p.m. on the 26th
day of April, 1990. The descrip-
tion of the tract of land which is
requested to be designated as an
Industrial Park is described in
Exhibit A hereto.

This the 26th day of March,
1990.

Shelby County Commission
By: Thomas A. Snowden, Jr.
Chairman

ATTEST:
By: Myra B. DeMarco
Clerk of the Shelby County
Commission

EXHIBIT A
TO PETITION FOR DESIGNATION
OF ALABAMA POWER
COMPANY'S GASTON
STEAM PLANT INDUSTRIAL
PARK B.

A parcel of land being a part of
Sections 21, 22 and 23, Township
20 South, Range 2 East, and
Sections 3 and 4, Township 21
South, Range 2 East, Shelby
County, Alabama being more
particularly described as fol-
lows:

Begin at a point on the south
boundary of the Southern Rail-
road right of way in Section 22,
Township 20 South, Range 2
East; said point having coordi-
nates of North 99°57'42" East
13149.35; thence run westerly
and southwesterly along the
southerly and easterly boundary
of said railroad right of way a
distance of 302.00 feet to a point
on the easterly boundary of Wil-
sonville City limits; said point
having coordinates of North
99°22'27.4" East 100773.21; thence
run along an arc of a curve to the
right having a radius of 5280 feet
a distance of 4,492.02 feet to a
point on the westerly boundary of
the Coosa River; such point hav-
ing coordinates of North
99°28'42.33" East 105775.77; thence
run northeasterly, easterly and
southeasterly along the westerly
and northerly boundary of the
Coosa River a distance of
11,138.00 feet to a point having
coordinates of North 99°20'3.18"
East 101111.90; thence run north
at a bearing of 19 minutes 35 seconds
east a distance of 1,673.51 feet to
the point of beginning.

News: April 11, 18, 1990

1. Deed Tax ----- \$
2. Mtg. Tax ----- \$ 2.50
3. Recording Fee ----- \$ 3.00
4. Indexing Fee ----- \$
5. No Tax Fee ----- \$ 1.00
6. Certified Fee ----- \$
Total ----- \$ 6.50

STATE OF ALABAMA, ss:
County of Jefferson

On this 19th day of April
A.D. one thousand nine hundred and NINETY
personally appeared before me,
William K. Ingram

a Notary Public in and for the County and State afore-
said
Janice Jenkins

who being duly sworn according to law, declares that he
is Bookkeeper

of "The Birmingham News" and "The Birmingham Post
Herald", newspapers published in the City of Birming-
ham, in the County of Jefferson, State of Alabama, and
that the advertisement, a true copy of which is herewith
attached, appeared in "The Birmingham News" and
"The Birmingham Post-Herald" on the following dates:

April 11, 18, 1990

Signed

Subscribed and sworn to before me this 19th day
of April A.D. 1990

Notary Public.

My Commission Expires February 5, 1992