

1159

BD 16763

Right of Way-4

Double Oak Mountain D.S. 115 Kv. T.L.
37280-108-350 GWO #18775 (94)
Birmingham Division

This instrument prepared in the
Corporate Real Estate Office
Alabama Power Company,
Birmingham, Alabama
By Karen Jones

STATE OF ALABAMA }

COUNTY OF Shelby }

VIRGIL J. WHEAT AND WIFE ELLEN W. WHEAT

for and in consideration of the sum of TWO HUNDRED AND NO/100
Dollars (\$200.00) to US in hand paid by Alabama Power Company, a corporation, the receipt
whereof is acknowledged, 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, conduits, conductors, cables, insulators, anchors, guy wires, counterpoise conductors, and all other
appliances necessary or convenient in connection therewith from time to time over, under and across, a
strip of land 100 feet in width, as said strip are now located by the final location survey thereof heretofore
made by said Company, over, under and across the lands of 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 (5) 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 such strip at a location which does not endanger or interfere with
works that have been or may at some future date be constructed on such strip, said strip and the lands of
which the same is a part being described as follows:

A strip of land 100 feet in width which lies within the Southeast Quarter of the
Northwest Quarter (SE 1/4 of NW 1/4) of Section 28, Township 19 South, Range 1
West, Shelby County, Alabama, said strip being more particularly described as
follows:

APC

To reach the point of beginning commence at the Southeast corner of the Northwest
quarter of Section 28, Township 19 South, Range 1 West; thence run North along the
East boundary line of said quarter section a distance of 449.84 feet to a point; thence
turn an angle to the left of 159 degrees 25 minutes 28 seconds and run South 20
degrees 07 minutes 12 seconds East a distance of 32.0 feet to a point; thence turn
an angle to the right of 52 degrees 34 minutes 27 seconds and run South 72 degrees
41 minutes 39 seconds West a distance of 802.28 feet to a point; thence turn an
angle to the right of 27 degrees 10 minutes 30 seconds and run North 80 degrees 07
minutes 51 seconds West a distance of 107 feet, more or less, to a point; such point
being the center line of a paved road known as Shelby County 280; such point also
being the point of beginning of the right of way herein described; therefrom, the
strip lies 50 feet each side of a center line and the continuations thereof which
begins at such point of beginning and continues North 80 degrees 07 minutes 51
seconds West a distance of 191.31 feet to a point; thence center line turns an angle
to the right of 122 degrees 02 minutes 42 seconds and runs North 41 degrees 54
minutes 51 seconds East a distance of 66 feet, more or less, to a point, such point
being the point of ending of the right of way herein described.

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 said
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 OUR have hereunto set OUR hand S and seal S, this the 20 TH.
day of APRIL 1985.

WITNESS:

05/16/1995 12037
12:38 PM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE
002 SNA 11.50

Virgil J. Wheat (Seal)
Ellen W. Wheat (Seal)
_____. (Seal)
_____. (Seal)

GRANTEE'S ADDRESS
ALABAMA POWER CO
P.O. BOX 2641
BIRMINGHAM, AL 35291
ATTN:CORP REAL ESTATE

STATE OF ALABAMA
County of JEFFERSON

I, WILLIAM R. CHILDRESS, a Notary Public in and for said County
insaid State, hereby certify that VIRGIL J. WHEAT, A MARRIED MAN
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 20TH. day of APRIL 1995
1995

William R. Childress
State At Large 1-4-98

STATE OF ALABAMA
County of JEFFERSON

I, WILLIAM R. CHILDRESS, a Notary Public in and for said County
insaid State, hereby certify that ELLEN W. WHEAT, A MARRIED WOMAN
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 SHE executed the same voluntarily, on the day the same bears date.

Given under my hand and official seal this the 20TH. day of APRIL
1995

William R. Childress
State At Large 1-4-98

STATE OF }
County of }

I, _____, a Notary Public in and for said County
insaid 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__.

STATE OF }
County of }

I, _____, a Notary Public in and for said County
insaid 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__.

Inst # 1995-12837

05/16/1995-12837
12:38 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 SMA 11.50