

Right of Way

RW-16

E. C. Gaston-Cocosa Pines 230 Kv T.L.  
39420-101-350  
GWO 39420(95)  
Eastern Division

This instrument prepared in the  
Corporate Real Estate Office,  
Alabama Power Company  
Birmingham, Alabama  
By: *Marilyn Hapke*

STATE OF ALABAMA )

COUNTY OF SHELBY )

Howard Holcombe and wife, Josephine C. Holcombe, for and in consideration of the sum of Seventy-Seven Thousand and NO/100 Dollars (\$77,000.00) 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 is 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 Northeast Quarter of the Southwest Quarter and the Southeast Quarter of the Northwest Quarter (NE1/4 of SW1/4 and SE1/4 of NW1/4) of Section 2, Township 20 South, Range 2 East, Shelby County, Alabama.

Such strip being more particularly described as follows:

To reach the point of beginning, commence at the Southwest corner of Section 2, Township 20 South, Range 2 East; thence run East along the South boundary line of such Section 2 a distance of 2310.04 feet to a point; thence turn a deflection angle to the left of 77 degrees 52 minutes 41 seconds and run North 11 degrees 16 minutes 22 seconds East a distance of 1024.49 feet to a point; thence such center line turns a deflection angle to the left of 10 degrees 56 minutes 49 seconds and runs North 00 degrees 19 minutes 33 seconds East a distance of 344 feet, more or less, to a point on the South boundary line of the Grantor's property, such point being the point of beginning of the right of way herein described; therefrom, the strip lies 50 feet on each side of a center line and the continuations thereof which begins at such point of beginning and continues North 00 degrees 19 minutes 33 seconds East a distance 2484 feet, more or less, to a point on the Southwesterly right of way line of U.S. Highway 280, such point also being on the Northeast boundary line of the Grantor's property, and 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, we have hereunto set our hands and seals, this the 8<sup>th</sup> day of May, 1997.

WITNESS:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

*Howard Holcombe* (SEAL)  
*Josephine C. Holcombe* (SEAL)  
*Inst # 1997-15261* (SEAL)  
\_\_\_\_\_ (SEAL)

05/15/1997-15261  
02:14 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 MCD 88.00

Inst # 1997-15261

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

STATE OF ALABAMA )  
COUNTY OF Shelby )

I, William A. Edge, a Notary Public in and for said County in said State, hereby certify that Howard Holcombe and wife Josephine C. Holcombe, whose name Sare 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 8th day of May, 1997.

William A. Edge  
Notary Public State at Large

STATE OF ALABAMA )  
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\_\_\_\_.

Inst # 1997-15261

STATE OF ALABAMA )  
COUNTY OF )

05/15/1997-15261  
02:14 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 MCD 00.00

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\_\_\_\_.

STATE OF ALABAMA )  
COUNTY OF )

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