

\$15.00

Right of Way

70083866

WEST COLUMBIANA 115 KV
BIRMINGHAM DIVISION
37280434-300

This instrument prepared in the
Corporate Real Estate Office
Alabama Power Company
P.O. Box 2641
Birmingham, AL 35291
By Karen Jones 10/01/2001-42207

STATE OF ALABAMA }

COUNTY OF SHELBY }

10/01/2001-42207
08:19 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
15.00

SIMSCO, Inc. for and in consideration of the sum of **One and No/100 Dollars (\$1.00)** to it 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 **75** 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 75 feet in width as lies within the Northwest Quarter of the Northwest Quarter (NW¼ of NW¼) of Section 26, Township 21 South, Range 1 West, Shelby County, Alabama, such strip being more particularly described as follows:

To reach the point of beginning, commence at the Northwest corner of Section 26, Township 21 South, Range 1 West; thence run S32°10'10"E a distance of 584.49 feet to a point; thence turn a deflection angle to the left of 76°12'18" and run N88°16'04"E a distance of 53.13 feet to a point, such point being the point of beginning of the strip of right of way herein described; therefrom, the strip is 75 feet in width and lies 37.5 feet each side of a centerline and the continuations thereof which begins at such point of beginning and continues N88°16'04"E a distance of 34.77 feet to a point; thence centerline turns a deflection angle to the right of 89°59'02" and runs S01°44'54"E a distance of 90 feet, more or less, to a point, such point being the point of ending 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, the said **SIMSCO, Inc.** has caused this instrument to be executed in its name by *[Signature]*, as its General Manager, and attested by *[Signature]*, its Sales Manager, and its corporation seal to be affixed, on this the 3rd day of July, 2001.

ATTEST:

[Signature]
Its Sales Manager

SIMSCO, Inc.

BY *[Signature]*
Its General Manager

Inst # 2001-42207

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

STATE OF ~~ALABAMA~~ }

County of SHELBY }

I, TIMOTHY F. Ponder, a Notary Public in and for said County in said State, hereby certify that J. E. LeCroy, whose name as General Manager of Simsco, Inc, 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 as the act of said corporation.

Given under my hand and official seal this the 3rd day of July, 2001.

Timothy F. Ponder
My Commission Expires
Oct. 5, 2001

STATE OF _____ }

County of _____ }

I, _____, a Notary Public in and for said County in said State, hereby certify that _____, whose name as _____ of _____, 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 as the act of said corporation.

Given under my hand and official seal this the _____ day of _____, 20__.

STATE OF _____ }

County of _____ }

I, _____, a Notary Public in and for said County in said State, hereby certify that _____, whose name as _____ of _____, 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 as the act of said corporation.

Given under my hand and official seal this the _____ day of _____, 20__.

STATE OF _____ }

County of _____ }

I, _____, a Notary Public in and for said County in said State, hereby certify that _____, whose name as _____ of _____, 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 as the act of said corporation.

Given under my hand and official seal this the _____ day of _____, 20__.

Inst # 2001-42207

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