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70123683

Permit – Line Clearing, Danger Tree, Guy Right
NORTH HELENA T.S.-NORTH HELENA 115 KV. TAP
37260450-300
BIRMINGHAM DIVISION

This instrument prepared in the
Corporate Real Estate Office
Alabama Power Company
P.O. Box 2641
Birmingham, AL 35291
By: Marilyn Haynie

STATE OF ALABAMA)

COUNTY OF SHELBY)

KNOW ALL MEN BY THESE PRESENTS, That the undersigned JAMES J. Kircher
and wife Bonda T. Kircher

for and in consideration of the sum of two hundred
_____ Dollars (\$ 200.00) to ~~their~~ hand paid by Alabama Power Company, a
corporation, the receipt whereof is hereby acknowledged, does hereby grant to said Alabama
Power Company, its successors and assigns, the right to cut and trim and to keep cut and trimmed, and
remove any timber or other woody growth, including overhanging limbs, for a distance of 15 feet onto
Grantor's property adjacent to public road right of way on which the electric transmission lines of Grantee
are to be constructed, and the right to install guy wires and anchors on Grantor's property both within and
beyond such 15 feet, and the further right to cut and trim and to keep cut and trimmed and remove any
timber (referred to below as danger trees) located beyond the above-mentioned 15 feet onto Grantor's
property which in falling would come within five (5) feet of the electric transmission lines of Grantee to be
constructed on public road right of way adjacent to Grantor's land. Such lands and rights are situated in:

**Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$ of NE $\frac{1}{4}$) of Section 2,
Township 20 South, Range 03 West, Shelby County, Alabama.**

The approximate center line of construction of such electric transmission lines is described as follows:

**To reach the point of beginning of the center line of construction, commence
at the Northeast corner of Section 2, Township 20 South, Range 03 West and
run S05°12'52"W a distance of 644.97 feet to a point; thence turn a deflection
angle to the right and run S22°43'27"W a distance of 369.45 feet to a point;
thence turn a deflection angle to the right of 05°59'18" and run S28°42'45"W a
distance of 378.30 feet to a point; thence turn a deflection angle to the right of
08°40'45" and run S37°23'30"W a distance of 445.93 feet to a point; such point
being the point of beginning of said approximate center line of construction
and the continuations thereof which begins at such point of beginning and
continues S37°23'30"W a distance of 71 feet, more or less, to a point, such
point being the point of ending.**

The rights herein granted to cut, trim and keep cut and trimmed and remove danger trees beyond the 15-
foot area in which all timber and woody growth is to be cut shall be limited to a maximum distance of _____
feet beyond such 15-foot area.

TO HAVE AND TO HOLD the same to the said Company, its successors and assigns, forever.

IN WITNESS WHEREOF, We have hereunto set our hand _____ and seal _____, this the 21 day of
November, 2003.

WITNESS:

James J. Kircher
Bonda T. Kircher

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

STATE OF ALABAMA }
COUNTY OF SHELBY }

I, Valerie J. Acocella, a Notary Public in and for said
County in said State, hereby certify that James J Kircher + Bonda T Kircher,
whose name they 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 21 day of November, 2003.

Valerie J. Acocella

My Commission Expires: _____

My Commission Expires: My Commission Expires
08-13-2005

STATE OF }
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 _____, 2003.

My Commission Expires: _____

STATE OF }
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 _____, 2003.

My Commission Expires: _____

My Commission Expires: _____

STATE OF }
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 _____, 2003.

My Commission Expires: _____