

EASEMENT - DISTRIBUTION FACILITIES  
(Metes and Bounds)

TO BE RECORDED: YES ☒ NO ☐

This instrument prepared by:

STATE OF ALABAMA }  
COUNTY OF SHELBY }  
TAX ID # \_\_\_\_\_

W.E. No. 661730-00-00774  
Parcel No. 70130911  
Transformer No. X-6885

JEFF J. CALLICOTT  
Alabama Power Company  
P. O. Box 2641  
Birmingham, Alabama 35291

A. GRANT KNOW ALL MEN BY THESE PRESENTS, That JEBCO, INC

as grantors (s), (the "Grantor", whether one or more) for and in consideration of One and No/100 (\$1.00) and other good and valuable consideration, to Grantor in hand paid by Alabama Power Company, a corporation, the receipt and sufficiency of which are hereby acknowledged, does hereby grant to Alabama Power Company, its successors and assigns (the "Company"), the easements, rights and privileges described and designated in Section B below.

B. RIGHTS The easements, rights and privileges granted hereby are as follows:

- ✓ 1. **Overhead and/or Underground.** The right from time to time to construct, install, operate and maintain, upon, over, under and across the Property described in Section C below, along a route to be selected by the Company which is generally shown on the Company's final location drawing (which shows the general location of underground Facilities, if any, by cross-hatching indicating an area not greater than ten feet (10') in width), all poles, towers, wires, conduits, fiber optics, cables, trans closures, transformers, anchors, guy wires and other Facilities useful or necessary in connection therewith (collectively, "Facilities"), for the overhead and/or underground transmission and distribution of electric power, and also the right to clear and keep clear a strip of land extending five feet (5') to either side of the center line of underground Facilities and fifteen feet (15') to either side of the center line of overhead Facilities; further, the right in the future to install and utilize intermediate poles in line for overhead Facilities and the right to trim and cut and keep trimmed and cut all dead, weak, leaning or dangerous trees or limbs outside of the thirty foot (30') strip for overhead Facilities that, in the sole opinion of the Company, might now or may hereafter endanger, interfere with or fall upon any of the overhead Facilities.
2. **Line Clearing.** The right to trim and cut and keep trimmed and cut all dead, weak, leaning or dangerous trees or limbs that, in the sole opinion of the Company, might now or may hereafter endanger, interfere with or fall upon the electric transmission or distribution lines, poles, towers or other Facilities now or hereafter located adjacent to the Property described in Section C below along a route to be selected by the Company generally shown on the Company's final location drawing, and also the right to clear and keep clear all trees, undergrowth, and other obstructions on property in which Grantor has an interest within fifteen feet (15') of the center line of the lines of such poles, towers or other Facilities.
3. **Guy Wires and Anchors.** The right to implant, install and maintain anchor(s) of concrete, metal or other material on and under the Property described in Section C below, and to construct, extend and maintain guy wires from such anchor(s) to structures now or hereafter erected adjacent to such Property or property adjacent thereto (collectively, "Guy Wire Facilities") along a route to be selected by the Company generally shown on the Company's final location drawing; and also the right to trim and cut and keep trimmed and cut all dead, weak, leaning or dangerous trees or limbs that, in the sole opinion of the Company, might now or may hereafter endanger, interfere with or fall upon any of the Guy Wire Facilities.

Grantor hereby grants to the Company all easements, rights and privileges necessary or convenient for the full enjoyment and use thereof, including without limitation the right of ingress and egress to and from the Facilities and Guy Wire Facilities, as applicable, and the right to excavate for installation, replacement, repair and removal thereof; and also the right to cut, remove and otherwise keep clear any and all structures, obstructions or obstacles of whatever character, on, under and above said Facilities and Guy Wire Facilities, as applicable.

C. **PROPERTY DESCRIPTION** The easements, rights and privileges granted hereby shall apply to, and the word "Property" as used in this instrument shall mean, the following described real property situated in SHELBY County, Alabama (the "Property"):

FOR LEGAL DESCRIPTION, SEE EXHIBIT "A", ATTACHED HERETO AND MADE A PART HEREOF.

D. **ADDITIONAL PROVISIONS.** In the event it becomes necessary or desirable for the Company to move any of the Facilities in connection with the construction or improvement of any public road or highway in proximity to the Facilities, Grantor hereby grants to the Company the right to relocate the Facilities and, as to such relocated Facilities, to exercise the rights granted above; provided, however, the Company shall not relocate the Facilities on the Property at a distance greater than ten feet (10') outside the boundary of the right of way of any such public road or highway as established or re-established from time to time. This grant and agreement shall be binding upon and shall inure to the benefit of Grantor, the Company and each of their respective heirs, personal representatives, successors and assigns and the words "Company" and "Grantor" as used in this instrument shall be deemed to include the heirs, personal representatives, successors and assigns of such parties.

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

IN WITNESS WHEREOF, the undersigned Grantor(s) has/have set his/her/their hand(s) and seal(s) this the 9th day of APRIL, 2004.

Karen DeRiano  
Witness

Witness

Witness

(Grantor) \_\_\_\_\_ (SEAL)

JEBCO, INC \_\_\_\_\_ (SEAL)

(Grantor)

By: Carl Jones, Sec. \_\_\_\_\_ (SEAL)

As: Sec. JEBCO, INC.





Exhibit A

61730-00-00774

A parcel of land situated in the Southeast  $\frac{1}{4}$  of the Southeast  $\frac{1}{4}$  of Section 16, Township 19 South, Range 2 West, in Shelby County, Alabama and being more particularly described as follows:

Commence at the Southwest corner of the Southeast  $\frac{1}{4}$  of the Southeast  $\frac{1}{4}$  of Section 16, Township 19 South, Range 2 West, Shelby County, Alabama, and thence South  $89^{\circ}30'33''$  East along the South line of said  $\frac{1}{4}$  -  $\frac{1}{4}$  section a distance of 524.50 feet; thence North  $00^{\circ}28'03''$  East a distance of 160.12 feet to a point on the Northerly right of way line of Dogwood Circle (Co. Rd. No. 369); thence run North  $41^{\circ}09'49''$  East along said right of way line a distance of 45.07 feet to the Point of Beginning; thence continue along the last described course and along said right of way a distance of 119.58 feet; thence North  $41^{\circ}24'30''$  West a distance of 181.60 feet; thence South  $46^{\circ}46'04''$  West a distance of 124.78 feet; thence South  $43^{\circ}26'18''$  East a distance of 171.28 feet to a point on the Northerly right of way line of Dogwood Circle (Co. Rd. No. 369) said point also being the Point of Beginning.

NOTE: This legal description was typed from a poor copy and we reserve the right to amend the legal.

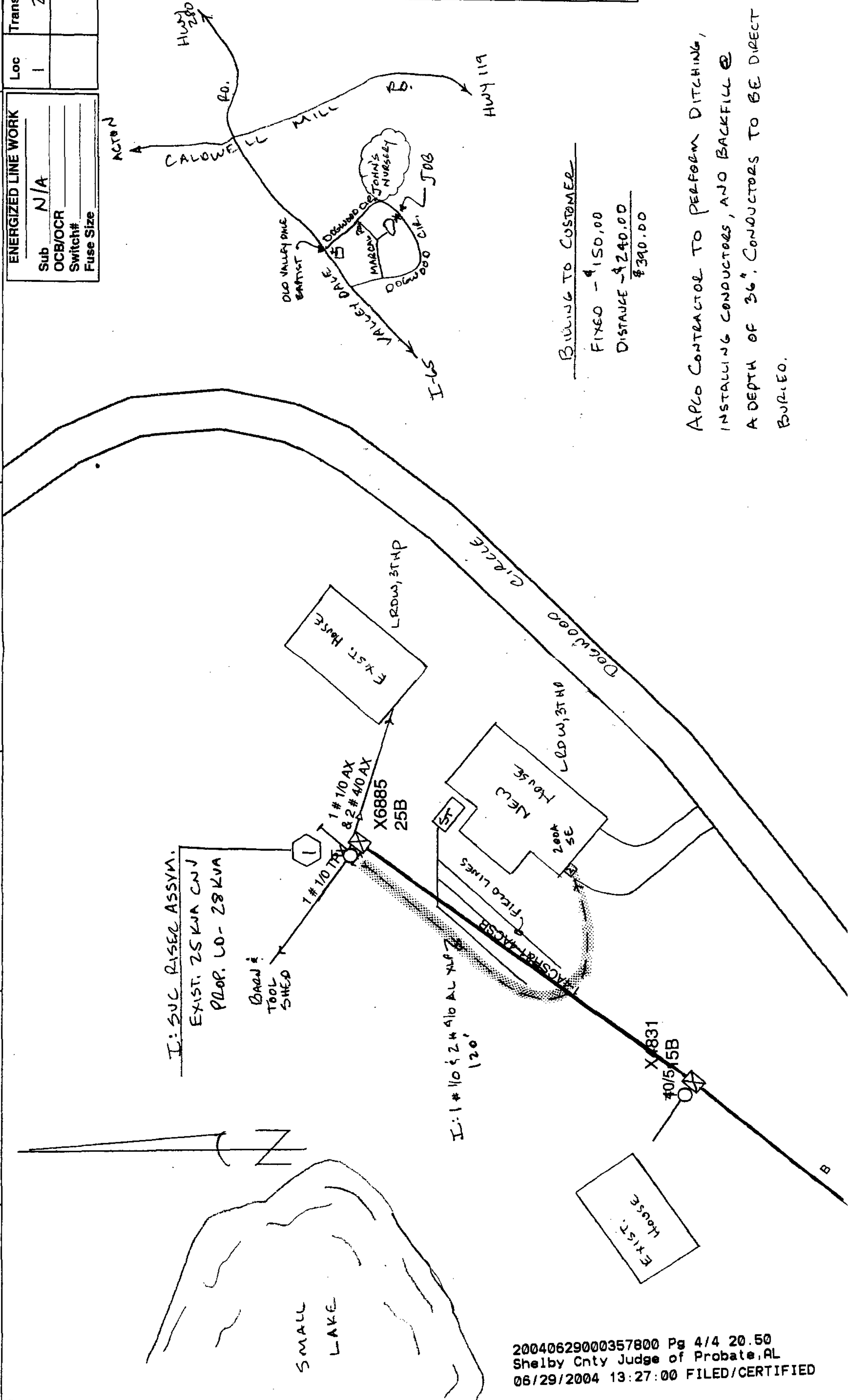
HOLLIMAN, SHOCKLEY & KELLEY  
JIM HOLLIMAN OR JIM HOLLIMAN  
201 PELHAM PARKWAY  
HIGHWAY 31 AT OAK MOUNTAIN  
PELHAM, ALABAMA 35124

**1 inch equals 60 feet**

Customer	Location	Cmntd. Svc Date	County:	Section	Township	Range	Add'l Info.	Estimate No.
JAMES BISHOP	679 DOGWOOD CIR.	4/22/04	SHELBY	16	19S	2W		61730-00-00774
Division	District	Town	UserID:	Created:	Substation			MISSALL#
PD-BHM-SOUTH	PELHAM	INDIAN VALLEY	D.SELF				X-293336	Y-V5088

ENERGIZED LINE WORK	Loc	Transformer Loading
Sub <u>N/A</u>	1	28KVA
OCB/OCR _____		
Switch# _____		
Fuse Size _____		

Voltage		
Pri	Sec	
	120 /240	
Phone Co.		N
Cable Co.		N
Accessible		Y
Tree Crew		N
Rock Hole		N
Permits		
R/W		Y
CITY		N
COUNTY		N
STATE		N
OTHER		



## Billing to Customer

Fixed - 09X19 - 150,00

DISTANCE - \$240.00

\$390.00

APLO CONTRACTOR TO PERFORM DITCHING,  
INSTALLING CONDUCTORS, AND BACKFILL @  
A DEPTH OF 36". CONDUCTORS TO BE DIRECT  
BURIED.