

#1750

EASEMENT - DISTRIBUTION FACILITIES
(Metes and Bounds)

TO BE RECORDED: YES ☒ NO ☐

This instrument prepared by:

STATE OF ALABAMA)

W.E. No. 6500-00-03884

MARK CHANDLER

COUNTY OF SHELBY)

Parcel No. 70137764

Alabama Power Company

TAX ID # 04-3-08-0-000-016.000

Transformer No.

P. O. Box 2641

Birmingham, Alabama 35291

A. **GRANT** KNOW ALL MEN BY THESE PRESENTS, that CAROLYN B REED, A WIDOW, as grantor(s), (the "Grantor", whether one or more) for and in consideration of One and No/100 Dollars (\$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 17 day of August, 2004.

Witness [Signature]
Witness [Signature]

(Grantor) [Signature] (SEAL)
(Grantor) [Signature] (SEAL)

Witness _____

By: _____ (SEAL)
As: _____

20040908000501200 Pg 1/3 17.50
Shelby Cnty Judge of Probate, AL
09/08/2004 15:06:00 FILED/CERTIFIED

Exhibit "A"

61500-00-03884

A parcel of land situated in the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of section 8, township 18south, range 1 east, being more particularly described as follows:

Commence at the SW corner of section 8; thence run east 108 feet to the east r/w of Wehapa Lake Circle; thence run along said road r/w 1684.96 feet (more or less) to Point of Beginning; thence continue along said road r/w east/northeast 335.79 feet; thence turn right and run southeast 300 feet; thence turn right and run south 335.79 feet (along waterfront); thence turn right and run southwest 260 feet; thence turn right and run northwest 459 feet to the point of beginning.

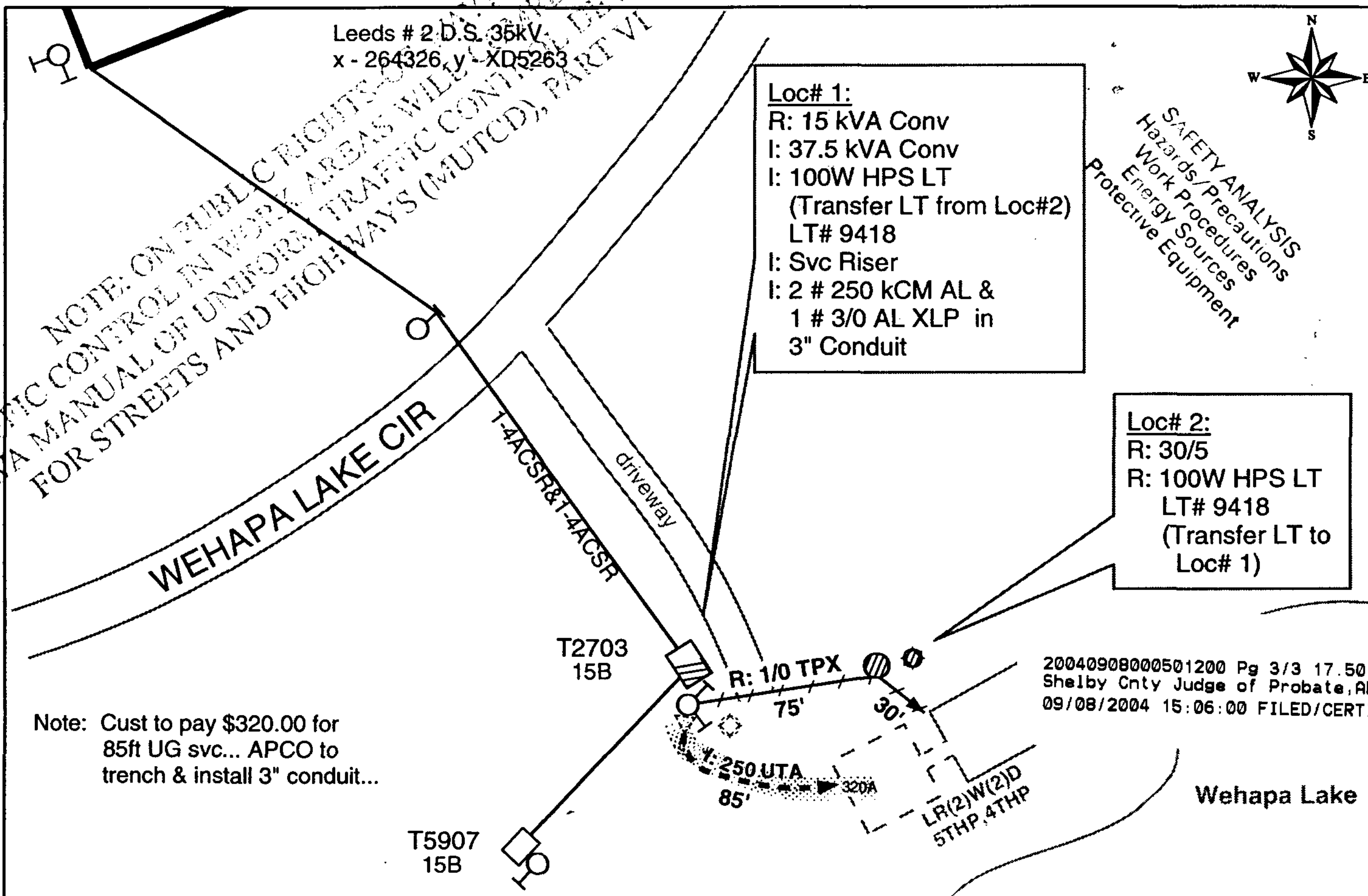
SKETCH OF PROPOSED WORK - SIMPLIFIED W.E.

Map Center:
1773-12153

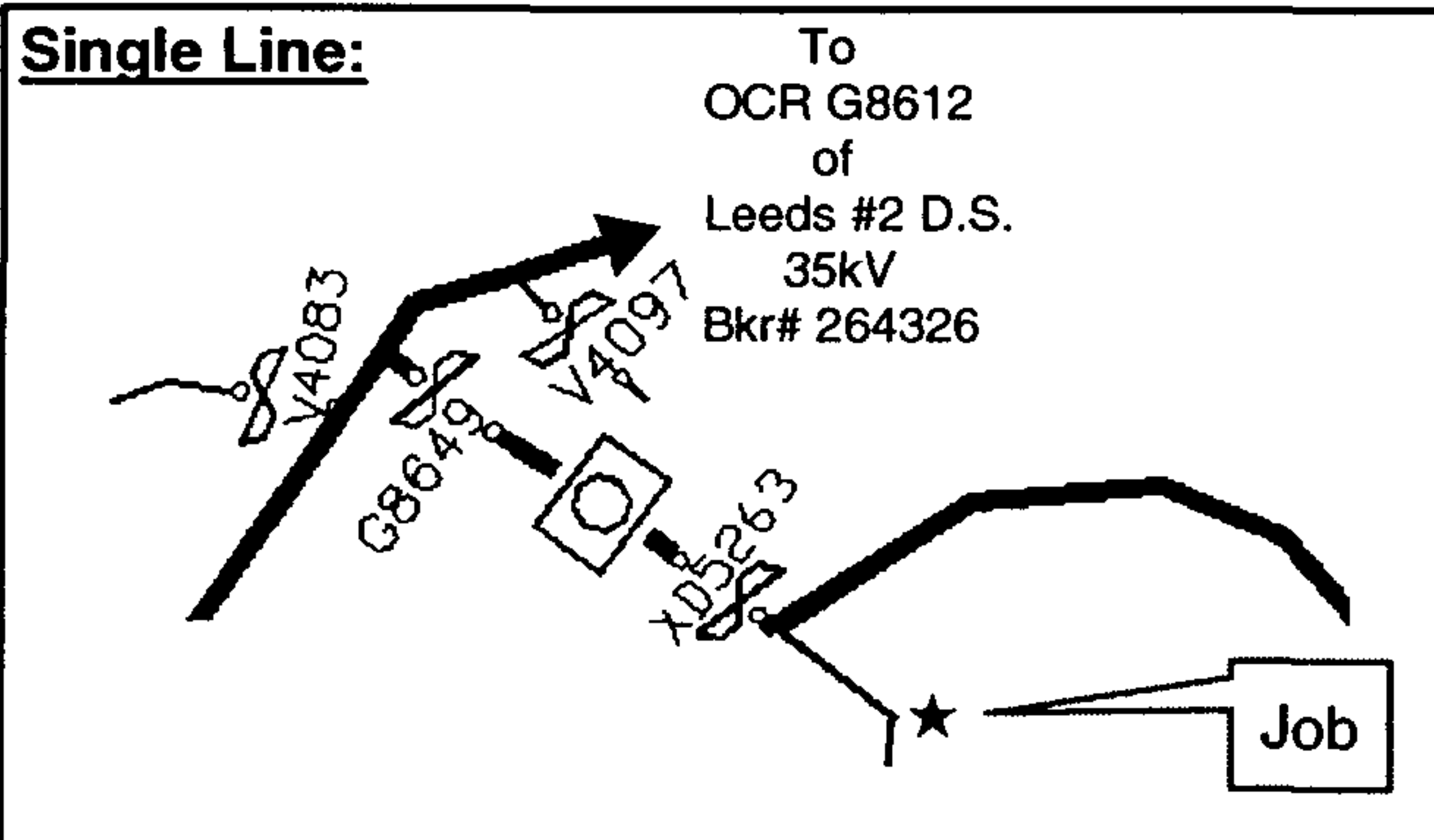
LatLon Center:
33.4771689876821; -86.5657454459668



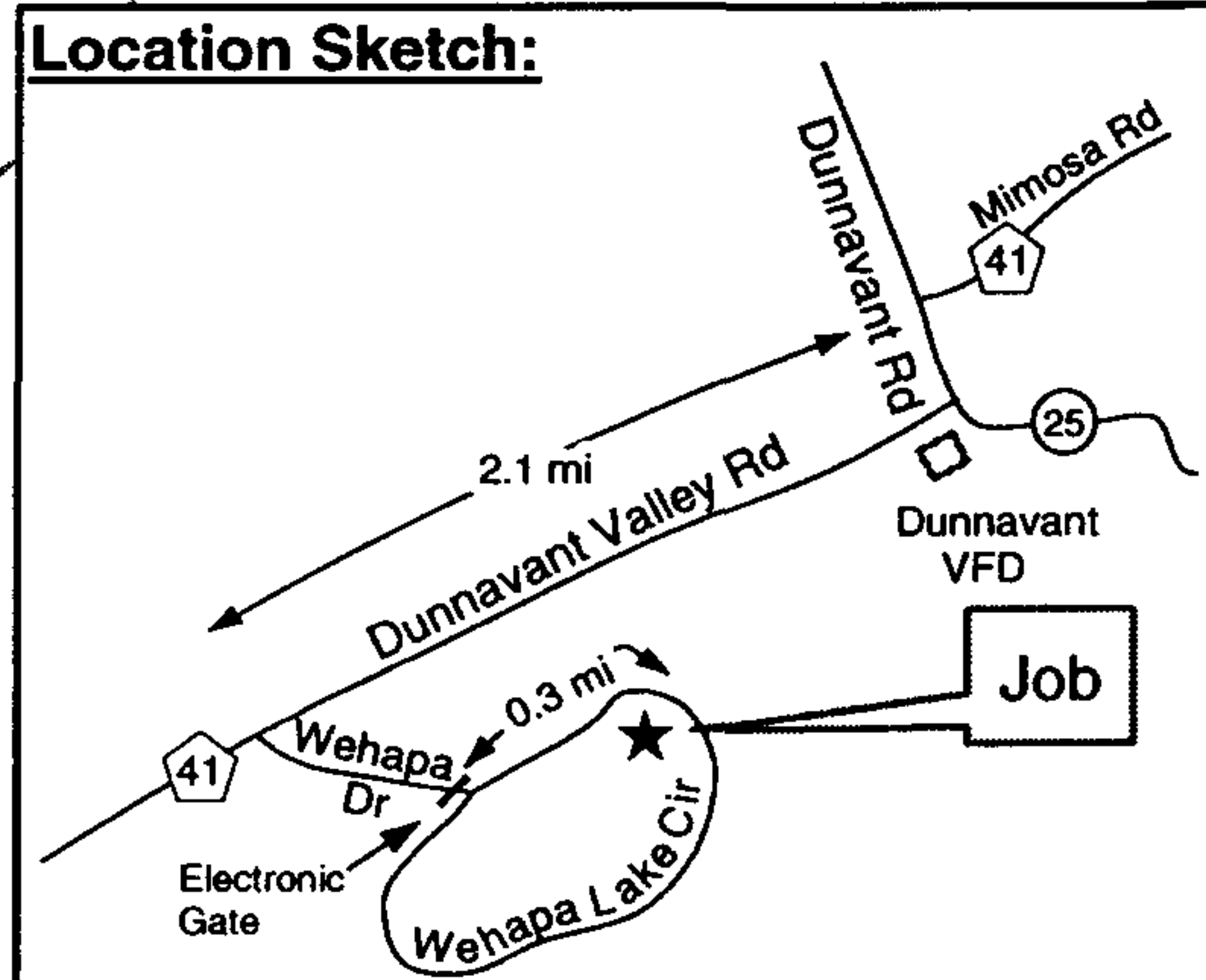
Customer Robert E Reed		Location 330 Wehapa Lake Cir				Agreed Serv. Date 08/27/04		Estimate No. 61500-00-03884				
Region B'ham - South		Oper. Cntr. Leeds		Town/City Dunnavant		UserID: RDFOSTER #11516		Created: 8/11/2004 7:44:14 AM				
County: Shelby		Section 8	Township 18S	Range 01E	Add'l Info		Contact: Greg Mendoza Southeast Contractors (205) 821-4696 (C)					
Acquisition Agent		Date R/W Assigned		Date R/W Cleared		Transformer Loading Est. Ld. = 44.4 kVA(W); 17.4 kVA(S) Fvd = 4.0% Svd = 4.1%						
Voltage 7.2kV	Phone Co	CATV Co	Accessible Y	Tree Crew	Rock Hole	Permits	R/W Y	City	County	State	Miss All Y	Other



Single Line:



Location Sketch:



Cnst Completed By:

Date:

Scale: 1 inch equals 90 feet